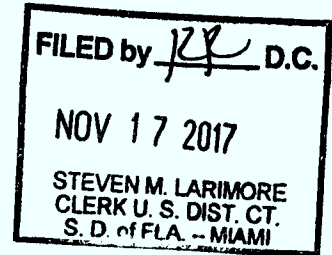


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 16-cv-21301-Gayles



SECURITIES AND EXCHANGE COMMISSION,  
Plaintiff,

v.

ARIEL QUIROS, ET AL.  
Defendants

**NOTICE OF WITHDRAWAL OF [SUBSTITUTED] MOTION OF DEFENDANTS,  
JAY PEAK HOTEL SUITES L.P., JAY PEAK HOTEL SUITES PHASE II L.P., AND  
JAY PEAK LODGE AND TOWNHOUSES L.P., BY CERTAIN LIMITED PARTNERS,  
FOR AN ORDER PERMITTING RECEIVER TO INTERVENE AS INDISPENSABLE  
PARTY IN ACTION PENDING IN U.S. DISTRICT COURT FOR DISTRICT OF  
VERMONT (ECF # 427)**

Now come Anthony Sutton, Glyn Moser and Patrick Tawil, in their respective capacities as limited partners of Jay Peak Hotel Suites LP, Jay Peak Hotel Suites Phase II LP, and Jay Peak Lodge and Townhouses LP, and file their Notice of withdrawal of the Motion (ECF # 427) captioned:

[Substituted] Motion Of Defendants, Jay Peak Hotel Suites L.P., Jay Peak Hotel Suites Phase II L.P., And Jay Peak Lodge And Townhouses L.P., By Certain Limited Partners, For An Order Permitting Receiver To Intervene As Indispensable Party In Action Pending In U.S. District Court For District Of Vermont

As grounds therefore, the movants state they are working with the Receiver on a proposed agreed order, and expect that they will shortly be filing in this Court a revised Motion seeking consent of the Court for the Receiver to be joined as an indispensable party in the case

now pending in the United States District Court for the District of Vermont, Civil Action No. 2:17-CV-00061, unopposed by the Receiver and the SEC, and a proposed agreed Order.

Respectfully submitted,

For the forenamed,  
By their Attorneys,

/s/Joshua L. Simonds  
Joshua L. Simonds, Esq  
The Burlington Law Practice, PLLC  
2 Church St. Suite 2G  
Burlington VT 05401  
[jls@burlingtonlawpractice.com](mailto:jls@burlingtonlawpractice.com)

/s/Keith L. Miller  
Keith L. Miller  
*Admitted Pro Hac Vice*  
Mass. Bar Reg. No. 347280  
Fifty-Eight Winter Street, 4<sup>th</sup> Floor  
Boston, MA 02108  
[klm4law@aol.com](mailto:klm4law@aol.com)  
(617) 523-5803

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that this document was filed in hand in the U.S. District Court of South Florida in Miami, Florida on November 17, 2017, and has been served electronically via email to all ECF registered participants.

By: /s/ Keith L. Miller  
Keith L. Miller

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 16-cv-21301-Gayles

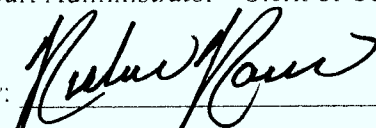
CLERK'S NOTICE OF FILING DEFICIENCY

The Clerk's Office has received the document(s) submitted in the above referenced case. The document(s) do not comply with the requirements of the Local Rules, CM/ECF Administrative Procedures, or the Federal Rules. The documents have been accepted for filing; however, please note the deficiencies noted below.

- Document(s) were filed conventionally that should have been filed electronically (CM/ECF Administrative Procedures).
- Document(s) missing required signature(s) (Fed.R.Civ.P. 11(a); Fed.R.Cr.P 49(d)).
- Translation not provided for documents written in foreign language (CM/ECF Administrative Procedures).
- Civil Cover Sheet not filed pursuant to Local Rule 3.3.
- Motion for Appearance Pro Hac Vice was not filed with the required fee of \$\_\_\_\_\_ (\$75.00 per attorney per case), pursuant to Special Rules Governing the Admission and Practice of Attorneys, Local Rule 4(b). Please submit the required fee.
- Case was not filed with required filing fee of \$\_\_\_\_\_ (civil cases: \$350.00; memo cases: \$46.00; habeas cases: \$5.00) pursuant to 28 U.S.C. § 1914 (a), and the CM/ECF Administrative Procedures. *Summons(es) will not be issued until the filing fee is paid or an order granting the Application to Proceed In Forma Pauperis is entered.*

Date: 11/17/17

STEVEN M. LARIMORE  
Court Administrator • Clerk of Court

By:   
Deputy Clerk