

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

BENJAMIN WEY AND NYG CAPITAL, LLC,
Plaintiff,
-against-
RICHARD KETCHUM, ROBERT COOK,
WILLIAM HEYMAN, BRIGITTE MADRIAN,
LUIS VICEIRA, ROBERT COLBY, ALAN
LAWHEAD, MICHAEL GARAWSKI,
JEFFREY BLOOM, ROBERT MORRIS, LEO
ORENSTEIN, MICHAEL DIXON, MYLES
EDWARDS, JOAN CARIDI, LUCINDA
MCCONATHY, CHARLES SENATORE,
FINANCIAL INDUSTRY REGULATORY
AUTHORITY, INC. (FINRA), "JOHN DOE" 1-
20 and "XYZ CO." 1-20,
Defendants.

X
:
INDEX NO. _____
DATE PURCHASED:
SUMMONS WITH NOTICE

TO THE ABOVE-NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED and required to serve upon plaintiff, at the address
stated below, a notice of appearance or demand for a complaint within 20 days after service of
this Summons (not counting the day of service itself), or within 30 days after service is complete
if the Summons is not delivered personally to you within the State of New York.

YOU ARE HEREBY NOTIFIED THAT should you fail to serve a notice of appearance
or demand for a complaint, a judgment will be entered against you by default for the relief
demanded herein.

Nature of the Action: This is an action for, inter alia, malicious prosecution, tortious
interference with prospective economic advantage, and tortious interference with contract. The
subject matter of this action concerns defendants' purposely and improperly making false

representations about American citizen and business executive Benjamin Wey and NYG Capital, LLC to federal law enforcement officials at the Federal Bureau of Investigation, Securities and Exchange Commission and the U.S. Attorney's Office for the Southern District of New York, leading to the wrongful criminal prosecution of Mr. Wey. Specifically, defendants told federal law enforcement officials a number of lies, including that non-FINRA members Mr. Wey and NYG Capital, LLC had (i) caused an illegal payment of \$350,000 to be made to two or more stockbrokers, (ii) created artificial demand for securities by working with two or more stock brokers to solicit purchases of one or more issuers' securities without disclosing a large kickback paid to the brokers, (iii) sold large blocks of nominee-held shares into the artificially created public demand, (iv) pressured market participants to buy and sell stock in one or more issuers, (v) engaged in market manipulation as a "stock promoter", and (vi) violated federal securities laws and stock market rules. In spreading these lies, defendants importuned a malicious prosecution against Mr. Wey and tortiously interfered with existing and prospective contracts between plaintiffs and third parties.

Relief Sought: By virtue of the foregoing, plaintiffs seek to recover damages from defendants in an amount to be determined, but in no event less than \$200 million in compensatory damages and \$50 million in punitive damages – plus statutory interest, costs and attorneys' fees.

Venue: Plaintiff designates New York County as the place of trial because Financial Industry Regulatory Authority, Inc. (FINRA) is a foreign corporation authorized to transact business in the State of New York and its principal office is located within the County of New York.

Dated: New York, New York
August 7, 2018

A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned over the signature line.

LUPKIN PLLC

By: _____

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Attorneys for Plaintiffs