

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-- against --

**TRENDON T. SHAVERS AND BITCOIN
SAVINGS AND TRUST,**

Defendants.

**CIVIL ACTION NO.
4:13-CV-416 (RC) (ALM)**

**NOTICE OF SUPPLEMENTAL AUTHORITY
IN SUPPORT OF PLAINTIFF'S RESPONSE IN OPPOSITION
TO DEFENDANTS' RENEWED 12(b)(1) MOTION**

In advance of the hearing scheduled for Monday, July 14 on Defendants' Renewed 12(b)(1) Motion [Doc. 46], enclosed for the Court's consideration is the July 9, 2014 opinion in *United States v. Ulbricht*, 14-CR-68 KBF, 2014 WL 3362059 (S.D.N.Y. 2014) concluding that Bitcoin is money within the context of 18 U.S.C. § 1956, the federal anti-money laundering statute. *See id.* at pp. 47-50 (concluding that "the money laundering statute is broad enough to encompass use of Bitcoins in financial transactions. Any other reading would—in light of Bitcoins' sole raison d'etre—be nonsensical.").

Plaintiff United States Securities and Exchange Commission submits this opinion as supplemental authority in support of its position that this Court has subject matter jurisdiction over the litigation because (1) Bitcoin is money; and (2) the instruments Defendants offered and sold were investment contracts and, therefore, securities. *See* Plaintiff's Response in Opposition to Defendants' Renewed 12(b)(1) Motion [Doc. 60].

Dated: July 11, 2014

Respectfully Submitted,

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**Not admitted in E.D. Tex.*

/s/ Jessica B. Magee

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CERTIFICATE OF SERVICE

I certify that on July 11, 2014, I electronically filed the foregoing *Notice of Supplemental Authority in Support of Plaintiff's Response in Opposition to Defendants' Renewed 12(b)(1) Motion* with the Clerk of the Court using the CM/ECF system, which will send notification of the filing to counsel for all parties who have registered with the Court as of the date of this filing.

/s/ Jessica B. Magee
Jessica B. Magee