June Curtis

Subject: FW: response to complaint against maxtak capital advisors llc

Importance: High

From: Jon Petak [mailto:jpetak@maxtakpartners.com]
Sent: Wednesday, September 29, 2010 1:42 PM
To: Docketing
Subject: response to complaint against maxtak capital advisors llc

This is a response to the claims that maxtak capital advisers is charged with in regards to the counts filed against me by the nfa.

count 1 -- i was the sole trader for maxtak partners and was not involved in any of the day to day activities of the firm. michael senior who was the cfo was in charge of these duties. i was totally unaware of what transpired with ben atkins only to realize that he had stolen 500k from us after we had allowed him to trade and lose 1000 dollars a day maximum. in addition i had no idea that he wasnt registered with the nfa nor did i even think to ask.

count 2 -- i traded the firms money on a day to day basis and felt i was extremely responsible in what i was doing. i was not only managing investors money but family as well. i wouldnt do anything out of my own comfort level to lose my own money and for sure not my immediate familys. once again these problems started to arise when michael senior was carrying on with the day to day business of maxtak parnters

count 3 ---- i definitely did not supervise the activities of the MCA . AGAIN , i came into work and traded for the fund and thought michael was carrying out these duties. unfortunately i was the sole principal and it was obviously my responsibility.

jonathan petak

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