

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

GRISEL ALONSO, as Receiver for
Elm Tree Investment Advisors, LLC,
Elm Tree Investment Fund, LP,
Elm Tree 'e'conomy Fund, LP, and
Elm Tree Motion Opportunity, LP,

Case No. 16-62603-CIV-DIMITROULEAS
Proceeding Ancillary to
No. 15-CV-60082-Dimitrouleas/Snow

Plaintiff,

v.

JAMES BENVENUTO, an individual,
NGU INVESTORS, LLC, a Florida limited
liability company; JEAN BENVENUTO, an
individual, SURJIT WALIA, an individual,
S.W. EQUITIES CORP., a New York corporation,
TIMOTHY HARTMANN, an individual,
ALEXANDER BUKHSHTABER, an individual,
MVS MEDIA GROUP, LLC, a Florida limited
liability company, HARRY TAWIL, an individual,
EDUARDO DOS SANTOS, an individual,
FILOMENA CALABRIA, an individual,
JOSE ROFFE, an individual, MIREILLE ROFFE,
an individual, SOMESWARI NUKALA, an individual,
Yael TAPIERO, an individual, LAAS W. TURNBULL,
an individual, OMRI TINTPULVER, an individual,
CONSTANTINO DOS SANTOS, an individual,
ARMAND DELMAR, an individual, AHMAD NAQVI,
an individual, MERCEDES ELMALEH, an individual,
ELIA BLUMIN, an individual, TED GREENWALD,
an individual, ALINA TALSKEY, an individual,
ELVIS PERVAN, an individual,
ANGELO ISMIRNIOGLOU, an individual, and
JONATHAN VERK, an individual.

Defendants.

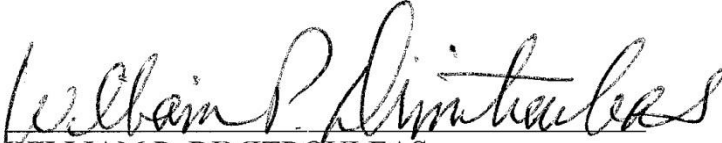
**ORDER GRANTING PLAINTIFF'S MOTION TO CONDUCT JURISDICTIONAL
DISCOVERY AND STAYING RULING ON DEFENDANT, CONSTANTINO DOS
SANTOS AND EDUARDO DOS SANTOS' MOTION TO DISMISS
FOR LACK OF PERSONAL JURISDICTION**

THIS CAUSE is before the Court on Defendants Constantino Dos Santos and Eduardo Dos Santos' Motion to Dismiss [DE 20] and Plaintiff's Alternative Request for Jurisdictional Discovery raised in the Response [DE 42].

The Court, having reviewed the submissions of counsel and being fully advised in the premises, hereby **ORDERS and ADJUDGES** as follows:

1. Plaintiff's Motion for Leave to Conduct Jurisdictional Discovery [DE 42] is **GRANTED IN PART**;
2. Ruling on Defendants Constantino Dos Santos and Eduardo Dos Santos' Motion to Dismiss [DE 20] is **STAYED**.
3. Plaintiff shall have sixty (60) days from the date of this Order in which to conduct discovery narrowly tailored to the personal jurisdiction issues implicated by on Defendants Constantino Dos Santos and Eduardo Dos Santos' Motion to Dismiss [DE 20]. Discovery may not stray to merits issues or other aspects of Defendants respective motions to dismiss. The Parties are directed to confer and cooperate in good faith in determining the logistics of the discovery.
4. In accordance with 28 U.S.C. § 636 and the Magistrate Rules of the Local Rules of the Southern District of Florida, any discovery-related motions are **REFERRED** to United States Magistrate Judge Lurana S. Snow for appropriate disposition.
5. The Clerk shall **DENY WITHOUT PREJUDICE with leave to refile** Defendants Constantino Dos Santos and Eduardo Dos Santos' Motion to Dismiss [DE 20].
6. After the sixty (60) day discovery period, or by June 12, 2017, Defendants Constantino Dos Santos and Eduardo Dos Santos may re-file a Motion to Dismiss for Lack of Personal Jurisdiction if appropriate.

DONE and ORDERED in Chambers, Fort Lauderdale, Broward County, Florida, this
10th day of April, 2017.


WILLIAM P. DIMITROULEAS
United States District Judge

Copies furnished to:
Counsel of record