

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.

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**ORDER TO SHOW CAUSE WHY THE COURT SHOULD NOT GRANT  
MOTIONS FOR FINAL DEFAULT JUDGMENT**

THIS CAUSE is before the Court on the Motions for Default Final Judgment<sup>1</sup> (the “Motions”) [DEs 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, and 105], filed herein on May 2, 2017. The Court has carefully considered the Motions [DEs 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, and 105] and is otherwise fully advised in the premises.

On April 10, 2017, Jonathan Verk [DE 67], NGU Investors, LLC [DE 67], Harry Tawil [DE 67], James Benvenuto [DE 67], Jean Benvenuto [DE 67], Surjit Walia [DE 67], S.W. Equities Corp. [DE 67] for failure to appear, answer or otherwise plead to the complaint filed herein within the time required. *See* [DEs 95, 96, 98, 100, 101, 102, and 104].

On April 14, 2017, the Clerk entered a default against Defendants, Ahmad Naqvi [DE 82], Elia Blumin [DE 82], Yael Tapiero [DE 82], Armand Delmar [DE 82], Mercedes Elmaleh [DE 82] for failure to appear, answer or otherwise plead to the complaint filed herein within the time required. *See* [DEs 92, 93, 97, 99, and 105].

On April 28, 2017, the Clerk entered a default against Defendants Elvin Pervan [DE 87], Alina Talsky [DE 87] for failure to appear, answer or otherwise plead to the complaint filed herein within the time required. *See* [DEs 94 and 103].

On May 2, 2017, Plaintiff filed the instant Motions [DEs 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, and 105] seeking final default judgment against Defendants. The Court has carefully considered the Motions [DEs 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, and 105] and is otherwise fully advised in the premises.


Accordingly, it is **ORDERED AND ADJUDGED** as follows:

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<sup>1</sup> Plaintiff titles the Motions as Motions for Clerk’s Entry of Default Judgment, but since a Clerk’s Entry of Default has already been entered against these Defendants, the Court construes the Motions as Motions for Final Default Judgment.

1. On or before **May 18, 2017**, Defendants shall show cause as to why the Motion for Default Final Judgment [DEs 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, and 105] should not be granted as it pertains to that particular Defendant<sup>2</sup>;
2. A failure to timely respond shall result in the court granting the Motion for Entry of Final Default Judgment [DEs 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, and 105];

**DONE AND ORDERED** in Chambers at Fort Lauderdale, Broward County, Florida,  
this 9th day of May, 2017.

  
WILLIAM P. DIMITROULEAS  
United States District Judge

Copies furnished to:  
Counsel of record

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<sup>2</sup> Each Defendant must only show cause as to the Motion for Default judgment that pertains to themselves. It is not necessary for any Defendant to show cause why a Motion for Default judgment should not be granted as to another Defendant.

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