

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 TALSKY, an individual,
ELVIS PERVAN, an individual,
ANGELO ISMIRNIOGLOU, an individual, and
JONATHAN VERK, an individual.

Defendants.

**RECEIVER'S UNOPPOSED MOTION
FOR ENLARGEMENT OF TIME TO RESPOND TO MOTION TO DISMISS**

Grisel Alonso, not individually but solely in her capacity as the Receiver appointed over
Elm Tree Investment Advisors, LLC, Elm Tree Investment Fund, LP, Elm Tree 'e'Conomy Fund,

LP, and Elm Tree Motion Opportunity, LP, by and through undersigned counsel, respectfully moves for an enlargement of time to file her response to the Motion to Dismiss the Amended Complaint filed by Constantino Dos Santos and Eduardo Dos Santos (the "Defendants"). [D.E. 20]. In support thereof, the Receiver states:

1. Defendants filed their Motion to Dismiss on January 20, 2017. [D.E. 20].
2. The Receiver's deadline to file a response to the Motion to Dismiss is February 3, 2017.
3. Given undersigned counsel's pre-existing scheduling issues, including but not limited to another federal court deadline and a trial set to begin the first full week of February 2017, the Receiver respectfully requests a twenty (20) day enlargement of time to file her opposition to the Motion to Dismiss. No party will be prejudiced by this extension, and this request is made in good faith and not for the purpose of delay.
4. Undersigned counsel met and conferred with counsel for the Defendants, who have authorized undersigned counsel to represent to the Court that there is no opposition to the relief sought herein.

CONCLUSION

For the foregoing reasons, the Receiver respectfully requests an enlargement of time through and including February 23, 2017, to file her response to the Motion to Dismiss [D.E. 20].

[CERTIFICATE OF SERVICE FOLLOWS]

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 27, 2017, a true and correct copy of the foregoing was served via electronic transmission on all counsel or parties of record, including Sherryl Martens Dunaj, sdunaj@miami-law.net, Elizabeth Beck, Esq., elizabeth@beckandlee.com, Deborah Chadsey, Esq., dchadsey@kavinokycocook.com, and Lorne Berkeley, Esq., lberkely@drbdc-law.com.

Respectfully submitted,

BROAD AND CASSEL

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JONATHAN VERK, an individual.

Defendants.

**ORDER GRANTING PLAINTIFF'S UNOPPOSED MOTION
FOR ENLARGEMENT OF TIME TO RESPOND TO MOTION TO DISMISS**

THIS CAUSE came before the Court on Plaintiff's Unopposed Motion for Enlargement of Time to Respond to Defendants Constantino Dos Santos and Eduardo Dos Santos' Motion to

Dismiss the Amended Complaint [D.E. 20]. The Court has considered the Motion, notes that it is unopposed, and is otherwise fully advised in the premises.

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

1. Plaintiff's Motion is **GRANTED**.
2. Plaintiff shall have up to and including February 23, 2017 to serve her response to the Motion to Dismiss [D.E. 20].

DONE AND ORDERED in Chambers, Fort Lauderdale, Broward County, Florida this ____
_____ day of January, 2017.

WILLIAM P. DIMITROULEAS
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of record