

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

Case No. 16-62603-CIV-Dimitrouleas

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,

Plaintiff,

vs.

ELIA BLUMIN, an individual, et al.,

Defendants.

**JOINT STIPULATION FOR WITHDRAWAL OF ELIA BLUMIN'S
MOTION TO VACATE FINAL DEFAULT JUDGMENT WITH PREJUDICE**

The Plaintiff, 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 and Defendant, Elia Blumin, respectfully submit this joint stipulation withdrawing Elia Blumin's pending Motion to Vacate Final Default Judgment (the "Motion to Vacate"). On December 21, 2018, Blumin filed his Motion to Vacate (D.E. 211), and the Receiver filed her response to the Motion on January 25, 2019 (D.E. 218). Thereafter, Receiver and Blumin reached a settlement agreement, and filed a Joint Motion for Approval of Settlement Agreement on March 5, 2019 ("Joint Motion") (D.E. 224), which was approved by this Honorable Court on March 6, 2019 (D.E. 225).

In light of the foregoing, by means of this Joint Stipulation, Elia Blumin now withdraws his Motion to Vacate with prejudice, with each party to bear its own attorneys' fees and costs.



This Joint Stipulation does not impact either party's rights to seek full and complete relief to enforce the terms of the Settlement Agreement and Joint Motion approved by the Court on March 6, 2019, should such action be necessary.

Respectfully submitted,

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| <p>By: <u>/s/ Daniel S. Newman</u> Daniel S. Newman, P.A. Florida Bar No. 0962767 dnewman@broadandcassel.com Christopher Cavallo, Esq. Florida Bar No. 0092305 ccavallo@broadandcassel.com NELSON MULLINS BROAD AND CASSEL LLP <i>Attorneys for Receiver</i> One Biscayne Tower, 21st Floor 2 S. Biscayne Boulevard Miami, FL 33131 Telephone: (305) 373-9467 Facsimile: (305) 995-6387</p> | <p>By: <u>/s/ Joshua Truppman</u> Joshua Truppman, Esq. Florida Bar No. 111795 BRODSKY FOTIU-WOJTOWICZ, PLLC <i>Counsel for Defendant Elia Blumin</i> 200 SE 1st Street, Suite 400 Miami, Florida 33131 Tel: 305-503-5054 Fax: 786-749-7644 joshua@bfwlegal.com docketing@bfwlegal.com</p> |
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by Notice of Electronic Filing generated by CM/ECF, on March 15, 2019, on all counsel or parties of record on the Service List below.

/s/ Joshua Truppman
Joshua Truppman, Esq.

SERVICE LIST

Daniel S. Newman, Esq.
Christopher Cavallo, Esq.
NELSON MULLINS BROAD AND CASSEL, LLP
One Biscayne Tower, 21st Floor
2 S. Biscayne Blvd.
Miami FL 33131
Tel: 305-373-9467
Fax: 305-995-6387
Dan.newman@nelsonmullins.com
Chris.cavallo@nelsonmullins.com