

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

COMMODITY FUTURES TRADING,)
COMMISSION,)

Plaintiff,)

v.)

Case No. 8:19-CV-886-T33-SPF

OASIS INTERNATIONAL GROUP)
LIMITED; OASIS MANAGEMENT, LLC;)
SATELLITE HOLDINGS COMPANY;)
MICHAEL J. DACORTA; JOSEPH S.)
ANILE, II; RAYMOND P. MONTIE, III;)
FRANCISCO "FRANK" L. DURAN; and)
JOHN J. HAAS,)

Defendants;)

and)

MAINSTREAM FUND SERVICES, INC;)
BOWLING GREEN CAPITAL)
MANAGEMENT LLC; LAGOON)
INVESTMENTS, INC.; ROAR OF THE)
LION FITNESS, LLC; 444 GULF OF)
MEXICO DRIVE, LLC; 4064 FOUNDERS)
CLUB DRIVE, LLC; 6922 LACANTERA)
CIRCLE, LLC; 13318 LOST KEY PLACE,)
LLC; and 4OAKS LLC,)

Relief Defendants.)

**DEFENDANTS JOHN J. HAAS, SATELLITE HOLDINGS COMPANY
AND RAYMOND P. MONTIE, III'S JOINT MOTION TO CONTINUE
PRELIMINARY INJUNCTION HEARING AND 3.01(G) CERTIFICATE**

COME NOW, the defendants, John J. Haas, Satellite Holdings Company, and
Raymond P. Montie, III [hereinafter "Defendants"], by and through the undersigned counsel,

and hereby request a thirty (30) day continuance of the preliminary injunction hearing in this matter, currently scheduled for April 29, 2019 at 1:00 p.m.

I. FACTUAL AND PROCEDURAL HISTORY

1. On or about April 15, 2019, the plaintiff, Commodity Futures Trading Commission [hereinafter “plaintiff”], filed an Emergency *Ex Parte* Motion for a Statutory Restraining Order, Preliminary Injunction, and Other Equitable Relief and Memorandum in Support [hereinafter “Emergency Motion”] pursuant to 7 U.S.C. § 13a-1(a) of the Commodity Exchange Act, against the Defendants. [Dkt. 4].

2. On April 15, 2019, this Court granted plaintiff’s Emergency Motion for an *ex parte* statutory restraining order and appointed a temporary receiver. [Dkt. 7].

3. The Court set a hearing on plaintiff’s Emergency Motion for April 29, 2019 at 1:00 p.m. [Dkt. 9].

4. On April 23, 2019, John J. Haas was served with a copy of the Order granting plaintiff’s Emergency Motion.

5. On April 25, 2019, Mark L. Horwitz, Esq., entered an appearance on behalf of Raymond P. Montie, III, in the instant case.

6. On April 26, 2019, A. Brian Phillips, Esq., entered an appearance on behalf of John J. Haas and Satellite Holdings Company.

7. The undersigned counsel have recently been retained by their respective clients and require additional time to familiarize themselves with the instant case.

8. Defendants request a continuance of thirty (30) days so that their counsel can familiarize themselves with the instant case and work with plaintiff’s counsel to determine if they can reach a resolution to plaintiff’s Emergency Motion without the need for a hearing.

9. Defendants request that the Court leave the current Statutory Restraining Order in place until the continued hearing date.

10. On April 26, 2019, A. Brian Phillips, Esq., corresponded by telephone with plaintiff's counsel Jo Mettenburg, Esq., and Jennifer Chapin, Esq., regarding the Defendants' request for a continuance of the Preliminary Injunction hearing. Plaintiff's counsel stated that they will not oppose the request for a continuance.

WHEREFORE, the Defendants respectfully request a thirty (30) day continuance of the Preliminary Injunction hearing scheduled for April 29, 2019, and grant any other relief that the Court deems appropriate.

Respectfully submitted the 26th day of April, 2019.

/s/A. Brian Phillips, Esq.

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Counsel for Defendants John J. Haas

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/s/Mark L. Horwitz, Esq.

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Counsel for Defendant Raymond P. Montie, III

LOCAL RULE 3.01(G) CERTIFICATE

Pursuant to Local Rule 3.01(g) of the Middle District of Florida, on April 26, 2019, A. Brian Phillips, Esq., has conferred with plaintiff's counsel, Jo Mettenburg, Esq., and Jennifer Chapin, Esq., regarding the relief requested in the instant motion. Plaintiff's counsel does not oppose the same.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on April 26, 2019, I filed a copy of the foregoing with the Clerk of the Court via the CM/ECF system. I further certify that all parties to this case are equipped to receive service of documents via that system.

s/ A. Brian Phillips
A. Brian Phillips, Esq.