

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

COMMODITY FUTURES TRADING
COMMISSION,

CASE NO.: 8:19-cv-886-T-33SPF

Plaintiff,

vs.

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 40AKS LLC;

Relief Defendants.

**UNOPPOSED JOINT MOTION OF RAYMOND P. MONTIE, III,
JOHN J. HAAS, AND SATELLITE HOLDINGS COMPANY
TO CONTINUE THE PRELIMINARY INJUNCTION
HEARING AND EXTEND THE PRELIMINARY
INJUNCTION IN THE INTERIM, AND MEMORANDUM OF LAW**

Raymond P. Montie III, John J. Haas, and Satellite Holdings Company

("Defendants"), by and through their undersigned attorneys, pursuant to Rule 65(b),

Federal Rules of Civil Procedure, and Rule 4.06, M.D. Fla. Local Rules, moves this Court to continue the preliminary injunction hearing, and the deadline for the Defendants to file counter or opposing affidavits, and responsive briefs, in the matter an additional thirty (30) days. In support of this motion, the Defendants allege:

A. PROCEDURAL SETTING

1. On April 15, 2019, the plaintiff filed a sealed complaint in the above-referenced case. Doc. 1. The Defendants are named in the complaint.

2. That same day, the plaintiff filed an *ex parte* motion seeking, among other things, a preliminary injunction. Doc. 4.

3. On April 15, 2019, the Court granted the plaintiff's motion ("preliminary injunction"), freezing the Defendants' assets and placing them in a receivership estate without advanced notice to the Defendants. Doc. 7.

4. The Court initially scheduled a hearing on the motion for a preliminary injunction to commence on April 29, 2019. Doc. 9.

5. On April 26, 2019, the Defendants requested this Court continue the April 29, 2019, hearing. Doc. 33.

6. The Court granted the Defendants' motion and scheduled the hearing to commence on May 30, 2019 and ordered that Defendants must file with the Court and deliver to the moving party, all counter or opposing affidavits, and responsive briefs no later than May 23, 2019. Doc. 40.

7. Since the last motion, counsel for the Defendants have been diligently investigating the case, and are still in the process of interviewing witnesses, analyzing

records, and preparing affidavits. Counsel for the parties have also been working with the plaintiff and the receiver to resolve the matter and are still collecting the above-described information to provide to the plaintiff and receiver. Should the parties be unable to resolve the matter, an evidentiary hearing will be necessary.

8. The Defendants consent to extending the preliminary injunction in the interim should the Court grant this motion.

B. MEMORANDUM OF LAW

The Court has made clear that it will require the parties to “strictly comply with the procedure set forth in Local Rule 4.06.” Doc. 40. The Defendants need additional time to do so, and are working diligently on this matter.

C. 3.01(G) CERTIFICATION

On May 20, 2019, Vincent A. Citro spoke with counsel for the plaintiff via telephone, who authorized the undersigned to represent to this Court that the plaintiff does not oppose the relief sought herein.

D. CONCLUSION

WHEREFORE, the Defendants respectfully request a thirty (30) day continuance of the preliminary injunction hearing that is currently scheduled to commence on May 30, 2019 and the deadline for the Defendants to file counter or opposing affidavits, and responsive briefs, and grant any other relief that the Court deems appropriate.

Respectfully submitted on May 21, 2019.

**The Law Offices of Horwitz
& Citro, P.A.**

A. Brian Phillips, P.A.

/s/ Vincent A. Citro

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Attorneys for John J. Haas and Satellite
Holdings Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 21, 2019, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to all current counsel of record.

/s/ Vincent A. Citro

Vincent A. Citro, Esquire

Florida Bar No. 468657