

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

BURTON W. WIAND, not
individually but solely in his capacity as
Receiver for OASIS INTERNATIONAL
GROUP, LIMITED, et al.,

Plaintiff,

v.

ATC BROKERS LTD., DAVID
MANOUKIAN, and SPOTEX LLC,

Defendants.

No. 21-cv-1317

**UNOPPOSED JOINT MOTION TO EXTEND DEADLINES TO RESPOND TO
PLAINTIFF'S AMENDED COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A) and the Court's inherent authority to control its docket, the defendants ATC Brokers Ltd., David Manoukian, and Spotex LLC (collectively, "Defendants") move to extend their deadline for responding to Plaintiff's Amended Complaint (Dkt. 36) by two weeks, from October 8, 2021 to **October 22, 2021**.

Plaintiff has brought this action in connection with the CFTC's litigation against alleged Ponzi scheme participants—the Oasis entities—in *CFTC v. Oasis International Group Ltd.* Case No. 8:19-cv-886-T-33SPF (M.D. Fla.). Defendants are non-parties in that action. The current deadline to answer or otherwise respond to the Amended Complaint (Dkt. 36) for Defendants is October 8, 2021. As this deadline has not yet passed, Rule 6(b)(1)(A) affords this Court discretion

to extend it “for good cause.” Discretionary extensions “should be liberally granted absent a showing of bad faith . . . or undue prejudice.” *Lizarazo v. Miami-Dade Corr. & Rehab. Dep’t*, 878 F.3d 1008, 1012 (11th Cir. 2017) (quoting *United States v. MillerBros. Const. Co.*, 505 F.2d 1031, 1035 (10th Cir. 1974)).

Good cause exists here to facilitate the ongoing discussions between Plaintiff and Defendants. Moreover, an extension is necessary because of defense counsels’ present schedule, obligations, and deadlines in several matters. Plaintiff has consented to the requested extension of time.

Dated: October 7, 2021

Respectfully submitted,

/s/ Robert F. Elgidely

Robert F. Elgidely, Esquire (FBN 111856)
relgidely@foxrothschild.com
Matthew S. Adams, Esquire (pro hac vice)
madams@foxrothschild.com
Joseph A. DeMaria, Esquire (FBN764711)
jdemaria@foxrothschild.com
Marissa Koblitz Kingman, Esquire (pro hac vice)
mkingman@foxrothschild.com
Fox Rothschild, LLP
One Biscayne Tower
2 South Biscayne Boulevard
Suite 2750
Miami, FL 33131
Phone: (305) 442-6540
Fax: (305) 442-6541

/s/ Christopher Torres

Greg Kehoe (FBN 486140)
kehoeg@gtlaw.com
Christopher Torres (FBN 0716731)
torresch@gtlaw.com
Christopher R. White (FBN 1022219)
whitech@gtlaw.com
GREENBERG TRAUIG, P.A.
101 East Kennedy Blvd., Suite 1900
Tampa, Florida 33602
(813) 318-5700 - telephone
(813) 318-5900 - facsimile
Secondary Email: meyerp@gtlaw.com
FLService@gtlaw.com

Counsel for ATC Brokers Ltd. and David Manoukian

Attorneys for Defendant, Spotex LLC

RULE 3.01(g) CERTIFICATION

The undersigned certifies that she conferred with Plaintiff's counsel, who does not oppose the requested relief.

/s/ Marissa Koblitz Kingman

Attorney

CERTIFICATE OF SERVICE

I certify that on October 7, 2021, 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 counsel of record.

/s/ Marissa Koblitz Kingman
Attorney