

**JOINT MOTION TO REQUEST A STATUS CONFERENCE PRIOR TO
FINAL PRE-TRIAL CONFERENCE AND TRIAL DATE**

Pursuant to Local Rule 3.01(a), Plaintiff Commodity Futures Trading Commission (“CFTC”) and Defendant Michael J. DaCorta (“DaCorta”) jointly request a Status Conference to address multiple issues prior to the Pre-Trial Conference set for November 9, 2023 and the Trial Date set for December 4, 2023.

1. The Case Management and Scheduling Order in this case sets a Final Pre-Trial Conference for November 9, 2023. (Dkt. 657).

2. The CFTC and DaCorta are scheduled to meet, in person, on October 23, 2023, pursuant to the requirements of the Case Management and Scheduling Order. (Dkt. 657).

3. The CFTC and DaCorta are currently awaiting this Honorable Court’s ruling on the competing Motions for Summary Judgment filed in this matter. (Dkts. 749, 750).

4. The CFTC and DaCorta both have considerable work to be completed in anticipation for trial including having DaCorta brought back from the Bureau of Prisons and coordinating the travel and accommodations of all trial witnesses. The trial is currently set for six weeks.

5. Within the next month, the CFTC anticipates presenting to this Honorable Court for its consideration consent orders resolving actions against all defendants except DaCorta: Oasis International Group, Limited; Oasis

Management, LLC; and Satellite Holdings Company, Joseph Anile; Raymond Montie; Francisco Duran; and John Haas. Having just recently received signed consent orders from the Receiver on behalf of the receivership-entity defendants, CFTC counsel is now in the process of seeking approval from its Commission to enter into these consent orders resolving actions against all defendants (except DaCorta). Upon approval from the Commission, the CFTC will submit these consent orders to this Honorable Court for its consideration. If these consent orders are approved by the Commission and this Honorable Court, a six-week trial may be unnecessary. Decisions with regard to the anticipated settlements against all defendants (besides DaCorta) and the Motions for Summary Judgment will obviously have a tremendous impact on any trial, including whether a trial is necessary.

6. As this Honorable Court is aware; this matter is complex and, even if a trial proceeds against DaCorta only, it will require significant time to prepare and present analysis of the voluminous financial records, other documents, and testimony from many witnesses. By way of example, the criminal jury trial at which DaCorta was found guilty of conspiracy, lasted thirteen days. *United States v. DaCorta*, No. 8:19-CR-00605-WFJ-CPT (M.D. Fla.).

7. The requested Status Conference will allow this Honorable Court the opportunity to request any additional information that may be needed and/or discussed to assist with resolution of the pending Motions for Summary

Judgment and the structure of any trial prior to the Final Pre-Trial Conference now set for November 9, 2023.

WHEREFORE, the CFTC and DaCorta jointly request this Honorable Court allow for a Status Conference at its earliest convenience to discuss the pending motions for summary judgment before they engage in significant time and expense related to trial preparation.

Dated: October 16, 2023

Respectfully submitted,

**COMMODITY FUTURES TRADING
COMMISSION**

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CERTIFICATE OF SERVICE

I hereby certify that on October 16, 2023, I electronically filed a true and correct copy of the foregoing with the Clerk of the Court via the CM/ECF system, which served all parties of record who are equipped to receive service of documents via the CM/ECF system.

I hereby certify that on October 16, 2023, I provided service of the foregoing via electronic mail to the following unrepresented parties:

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