

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

COMMODITY FUTURES TRADING
COMMISSION,

Case No. 8:19-CV-886-T-33SPF

Plaintiff,

v.

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

FUNDADMINISTRATION, 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 4 OAKS LLC,

Relief Defendants.

**RECEIVER'S MOTION FOR EXTENSION OF DEADLINE TO
FILE RECEIVER'S NINETEENTH INTERIM MOTION FOR
ORDER AWARDING FEES AND COSTS**

Burton W. Wiand, as Receiver (the “**Receiver**”), respectfully moves the Court to extend the deadline for filing the Receiver’s Nineteenth Interim Motion for Order Awarding Fees and Costs (the “**Motion for Fees**”). In support thereof, the Receiver states as follows:

1. On January 30, 2024, the Receiver filed his Nineteenth Interim Report (Doc. 800), which detailed extensive activities in the Receivership between October 1, 2023 through December 31, 2023.

2. Pursuant to the Court’s Consolidated Receivership Order (Doc. 177), the Receiver must apply to the Court for compensation and expense reimbursement within 45 days after the end of each calendar quarter — here, February 14, 2024. (Doc. 177 at 23 ¶ 60.)

3. Throughout the current reporting period, the Receiver and his professionals have continued to recover Receivership assets by reaching Court-approved settlements with Rob Marchiony, Stephen Dribusch, Leo Portela, Raymond Montie, and John Haas, as detailed in the latest Interim Report (Doc. 800 at 2).

4. The Receiver desires that his motion for fees and costs be as complete as possible, and given the tasks identified above, as well as ongoing claims-related tasks, he requests an extension to finalize the submission.

5. The Receiver believes that an additional two weeks will allow adequate time to review the proposed fee motion and all attachments and

confer with all parties as required by Local Rule 3.01(g).

6. Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), the Court may for good cause extend a deadline if a request is made before the deadline.

7. The Receiver submits that good cause exists for a two-week extension. This motion is not made for purposes of delay, and the relief requested will not prejudice any party.

WHEREFORE, the Receiver respectfully requests a two-week extension of the deadline for filing the Receiver's Nineteenth Interim Motion for Order Awarding Fees and Costs, from February 14, 2024 to February 28, 2024.

LOCAL RULE 3.01(g) CERTIFICATION

Undersigned counsel for the Receiver has conferred with counsel for the CFTC and is authorized to represent to the Court that the CFTC does not oppose the relief requested in this motion. Undersigned counsel has also conferred with counsel for the defendants Anile and DaCorta, and with the *pro se* defendants Haas and Montie, and they do not oppose the requested relief. Undersigned counsel tried diligently to confer with *pro se* defendant Duran, but he has not responded or provided his position on the requested relief.¹ The undersigned has not contacted the United States given the conclusion of DaCorta's criminal trial, the expiration of the associated stay, and the fact that

¹ Pursuant to Local Rule 3.01(g)(3), undersigned counsel will continue to contact Mr. Duran for three days after filing this motion in an attempt to obtain his position and will supplement this certification accordingly.

the United States has not routinely taken a position on matters pertaining to the Receiver's motions for fees.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on February 5, 2024, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system. I have also provided the following non-CM/ECF participants with a true and correct copy of the foregoing by electronic mail to:

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