

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 20-cv-81205-REINHART

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

COMPLETE BUSINESS SOLUTIONS GROUP,
INC. d/b/a/ PAR FUNDING, *et al.*,

Defendants.

PLAINTIFF SECURITIES AND EXCHANGE COMMISSION'S UNOPPOSED MOTION
FOR ENLARGEMENT OF TIME TO RESPOND TO THE DEFENDANTS' SECOND
MOTION TO DISMISS UNDER RULE 41

Plaintiff Securities and Exchange Commission respectfully requests from Magistrate Judge Bruce E. Reinhart a two-week enlargement of time to respond to the Motion to Dismiss Under Rule 41, until October 1, 2021. In support, the Commission states:

1. The Defendants do not oppose this motion for time.
2. The Motion to Dismiss has been referred to the Magistrate Judge.
3. The Commission's response is due today under the time provided in the Federal Rules of Civil Procedure.
4. The Motion to Dismiss concerns the Rule 30(b)(6) depositions in this case.
5. Today, Defendants filed a second motion today seeking additional sanctions against the Commission based on the same Rule 30(b)(6) depositions. The second motion is also before the Magistrate Judge.

6. The Commission would like to respond to both motions at the same time, and in the same response brief. If the Defendants require additional time to file a Reply, the Commission will not oppose a reasonable enlargement of time.

7. Pursuant to Judge Ruiz's Order in this case, the parties engaged in a settlement conference. That conference began this morning, and it is ongoing at the time of this filing. This serves as a second reason why the Commission requires additional time to file the Response.

8. This Motion is not filed for purposes of delay and the relief sought, if granted, will not affect the trial date in this case.

Certificate of Conferral

Undersigned counsel conferred with all defendants and the Receiver's counsel, who do not oppose the Commission receiving an enlargement of time to file a Response. However, counsel for Defendants Joseph LaForte, Lisa McElhone, and Joseph Cole Barleta do not want to have to file two reply briefs to two response briefs at the same time.

Dated September 17, 2021

Respectfully submitted,

By: Amie Riggle Berlin
Amie Riggle Berlin
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COMMISSION
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served this 17th day of September 2021 via cm-ecf on all defense counsel in this case.

Amie Riggle Berlin
Amie Riggle Berlin

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ORDER GRANTING PLAINTIFF SECURITIES AND EXCHANGE COMMISSION'S
UNOPPOSED MOTION FOR ENLARGEMENT OF TIME TO RESPOND TO THE
DEFENDANTS' SECOND MOTION TO DISMISS UNDER RULE 41

This cause comes before the Court upon the motion of Plaintiff Securities and Exchange Commission for an enlargement of time to respond to the Defendants' Second Motion to Dismiss Under Rule 41, which has been referred to the Magistrate Judge. For good cause shown, the motion is GRANTED.

The Commission shall file its Response on or before October 1, 2021, and may respond to the Motion to Dismiss and the September 17, 2021 Motion for Sanctions in one Response Brief.

DONE AND ORDERED in Chambers in Fort Lauderdale, Florida, this ____ day of _____, 2021.

BRUCE E. REINHART
UNITED STATES MAGISTRATE JUDGE