

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO.: 20-CV-81205-RAR

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff, v.

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

Defendants.

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**PLAINTIFF'S UNOPPOSED MOTION FOR ENLARGEMENT OF TIME  
TO FILE REPLY IN SUPPORT OF OMNIBUS MOTION FOR RELIEF  
AGAINST ALL REMAINING DEFENDANTS**

Plaintiff Securities and Exchange Commission seeks an enlargement time until two days after entry of the Court's Order on the Plaintiff's Motion to Strike the Defendants' expert witness report that was filed with Defendants' Response to the Commission's Omnibus Motion for Relief and Final Judgments.

The Commission will file an omnibus Reply in support of its Omnibus Motion, addressing the responses filed by Defendants Michael Furman, Joseph LaForte, Lisa McElhone and Joseph Cole Barleta. If the Court grants the Commission's Motion to Strike, then the Commission would file its Omnibus Reply within two days of the date of that Order. If the Court denies the Motion to Strike, then within two days of the date of that Order the Commission would file a Motion for additional time based on the availability of the expert witness and defense counsel at that time to participate in discovery including the production of documents, expert witness disclosures, and a deposition.

This Motion is not filed for purposes of delay, but to ensure that the Commission's Reply brief addresses what is before the Court. If the expert report is before the Court, and thus the Motion to Strike is denied, the Commission will require time to conduct discovery concerning that report filed July 11, 2022.

WHEREFORE, the Commission respectfully requests an Order granting the Commission an enlargement of time until two days after the Court enters its Order on the Motion to Strike, to

file the Omnibus Reply if the Motion to Strike is granted or to file a Motion for additional time in order to conduct discovery if the Motion to Strike is denied.

July 15, 2022

Respectfully submitted,

s/Amie Riggle Berlin  
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**Certificate of Conferral**

Undersigned has conferred with defense counsel concerning the relief sought herein. Zachary Hyman, counsel for Defendant Michael Furman, has no objection to the relief sought. Bettina Schein, Noah Snyder, and David Ferguson on behalf of Joseph Cole Barleta, Lisa McElhone, and David Ferguson, respectively, have no objection to the relief sought herein.

**UNITED STATES DISTRICT COURT  
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Defendants.

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**[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION FOR ENLARGEMENT  
OF TIME TO FILE AN OMNIBUS REPLY IN SUPPORT OF MOTION FOR  
RELIEF AGAINST ALL DEFENDANTS**

**THIS CAUSE** comes before the Court upon Plaintiff's Unopposed Motion for Enlargement of Time to File An Omnibus Reply In Support of The Motion for Relief Against All Remaining Defendants. Good cause appearing therefor and the Motion being unopposed, the Court orders as follows:

1. The Motion is GRANTED.
2. Within two business days of the entry of the Court's Order on Plaintiff's Motion to Strike Defendants' Expert Witness Report [ECF No. 1303], the Commission shall file either (i) its Omnibus Reply Brief, if the Motion to Strike is granted, or (ii) a Motion for additional time to file the Omnibus Reply Brief in order to obtain expert witness discovery.

**DONE AND ORDERED** in Fort Lauderdale, Florida, this \_\_\_\_ day of July, 2022.

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**RODOLFO A. RUIZ II**  
**UNITED STATES DISTRICT JUDGE**

Copies to: Counsel of recordp