



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE PLATINUM-BEECHWOOD  
LITIGATION

WASHINGTON NATIONAL INSURANCE  
COMPANY and BANKERS CONSECO LIFE  
INSURANCE COMPANY,

Third-Party Plaintiffs,

v.

MARK NORDLICHT, ET AL.,

Third-Party Defendants.

Case No. 18 Civ. 6658 (JSR)

Case No. 18 Civ. 12018 (JSR)

**STIPULATION AND [PROPOSED] ORDER EXTENDING DEFENDANT  
DANIEL SAKS' TIME TO ANSWER THE THIRD-PARTY COMPLAINT  
OF WASHINGTON NATIONAL INSURANCE COMPANY AND  
BANKERS CONSECO LIFE INSURANCE COMPANY**

WHEREAS, Third-Party Plaintiffs Washington National Insurance Company and Bankers Conseco Life Insurance Company (together, "Plaintiffs") filed their Third-Party Complaint ("TPC") in the above-captioned litigation on March 27, 2019;

WHEREAS, Third-Party Defendant Daniel Saks ("Saks" and together with Plaintiffs, the "Parties") moved to dismiss the TPC;

WHEREAS, the Court granted in part and denied in part Saks' Motion to Dismiss in its bottom-line Order dated August 18, 2019;

WHEREAS, the Parties have agreed to provide more time for Saks to respond to the TPC;

IT IS HEREBY STIPULATED AND AGREED, by and between the Parties through their undersigned attorneys, that Saks' time to answer the TPC shall be extended to September 27, 2019. No provision of this Stipulation shall be construed as a waiver of any party's claims or defenses and each party expressly reserves all rights as to the same. This is the first request for extension of Saks' time to answer the TPC.

Dated: September 12, 2019  
New York, NY

BINDER & SCHWARTZ LLP

ALSTON & BIRD LLP

/s/ Wendy H. Schwartz  
Wendy H. Schwartz  
Gregory C. Pruden  
366 Madison Avenue, Sixth Floor  
New York, NY 10017  
Tel: (212) 510-7008  
Fax: (212) 510-7229  
wschwartz@binderschwartz.com  
gpruden@binderschwartz.com

/s/ John M. Aerni  
Adam J. Kaiser  
John M. Aerni  
Jenna C. Polivy  
90 Park Avenue  
New York, NY 10016  
Tel: (212) 210-9400  
adam.kaiser@alston.com  
john.aerni@alston.com  
jenna.polivy@alston.com

*Attorneys for Defendant Daniel Saks*

*Attorneys for Third-Party Plaintiffs  
Washington National Insurance Company  
and Bankers Consec Life Insurance  
Company*

**SO ORDERED.**

  
HON. JED S. RAKOFF, U.S.D.J.

9-13-19