| UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK | 77 | |
|--|---------------------------------------|-------------------------------------|
| IN RE PLATINUM-BEECHWOOD LITIGATION | :: | 18-cv-06658 (JSR) |
| MARTIN TROTT and CHRISTOPHER SMITH, as Joint Official Liquidators and Foreign Representatives of PLATINUM PARTNERS VALUE ARBITRAGE FUND L.P. (in Official Liquidation) and PLATINUM | · · · · · · · · · · · · · · · · · · · | 18-cv-10936 (JSR) |
| PARTNERS VALUE ARBITRAGE FUND L.P. (in Official Liquidation), | : : | STIPULATION AND [PROPOSED] ORDER |
| Plaintiffs, | : : | |
| -V- | : | |
| PLATINUM MANAGEMENT (NY) LLC, et al., | • : • | |
| Defendants. | : - X | |

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the parties, that: (i) the time within which Defendant Seth Gerszberg ("Defendant") may file a Motion for Reconsideration of the Court's Opinion and Order dated June 21, 2019 (ECF Doc. No. 408) is hereby extended up to and including July 12, 2019; and (ii) in the event Defendant's Motion for Reconsideration is denied, the time within which Defendant may answer the Second Amended Complaint (ECF Doc. No. 285) is extended for 15 days from the date of such denial.

There has been no previous request for an extension of Defendant's time to answer the Second Amended Complaint.

No provision of this Stipulation and Order shall be construed as a waiver of any party's claims or defenses and each party expressly reserves any and all of the same.

Case 1:18-cv-10936-JSR Document 418 Filed 07/01/19 Page 2 of 2

Dated: New York, New York July 1, 2019

EPSTEIN OSTROVE, LLC 200 Metroplex Drive, Suite 304 Edison, New Jersey 08817

and

43 West 43rd Street, Suite 139 NEW YORK, NY 10036

By: <u>s/ Elliot D. Ostrove</u> ELLIOT D. OSTROVE Attorneys for Defendants

SO ORDERED:

HON. JED S. RAKOFF United States District Judge

HOLLAND & KNIGHT LLP

Richard A. Bixter, Jr. Warren E. Gluck Barbra R. Parlin 31 West 52nd Street New York, New York 10019 Telephone: (212) 513-3200 Facsimile: (212) 385-9010

Attorneys for the Plaintiffs