

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 PARTNERS
VALUE ARBITRAGE FUND L.P. (in Official
Liquidation),

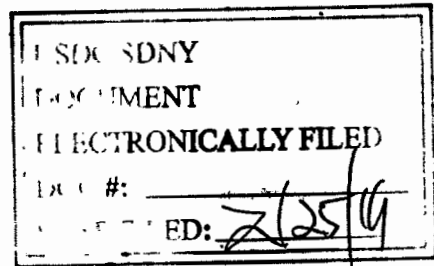
Plaintiffs,

- against -

PLATINUM MANAGEMENT (NY) LLC, *et al*,

Defendants.

Civil Action No. 1:18-cv-10936-JSR



STIPULATION

WHEREAS, on January 23, 2019, Plaintiffs Martin Trott and Christopher Smith, as Joint Official Liquidators and Foreign Representatives of Platinum Partners Value Arbitrage Fund L.P. (in Official Liquidation) and for Platinum Partners Value Arbitrage Fund L.P. (in Official Liquidation) (collectively, “Plaintiffs”) filed an Amended Complaint in the above-captioned action (“Amended Complaint”) (Dkt. 156) naming Twosons Corporation (“Twosons”) as a Defendant;

WHEREAS, on February 4, 2019, Twosons, through the undersigned counsel, filed a Motion to Dismiss the Amended Complaint (the “Motion”) (Dkt. 202);

WHEREAS, Plaintiffs and Twosons intend to engage in mediation regarding the claims set forth in the Amended Complaint (“Mediation”);

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the respective parties hereto, that Twosons’ Motion is withdrawn without prejudice and with express

leave to refile after the conclusion of the Mediation, and the Court accordingly need not decide the Motion at this time; and

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the respective parties hereto, that all discovery obligations and deadlines between Twosons and Plaintiffs, including the exchange of initial disclosures pursuant to Federal Rule of Civil Procedure 26, as set forth in this Court's January 24, 2019 Scheduling Order [Dkt. No. 94], are hereby tolled until the earlier of conclusion of the Mediation or further stipulation between Plaintiffs and Twosons; and

IT IS HEREBY FURTHER STIPULATED AND AGREED, that this Stipulation may be filed without further notice and, for the purposes of filing this Stipulation, this Stipulation may be executed in counterparts, which, when taken together, shall constitute the entire Agreement, and that signatures by facsimile and electronic mail should be considered by the Court the same as original signatures; and

IT IS HEREBY FURTHER STIPULATED AND AGREED, Plaintiffs reserve all rights and remedies at law and equity with respect to Twosons, and Twosons reserves all rights, remedies and defenses at law and equity with respect to Plaintiffs, none of which rights, remedies and defenses are waived.

Dated: February 22, 2019
New York, New York

ROYER COOPER COHEN BRAUNFELD LLC HOLLAND & KNIGHT LLP

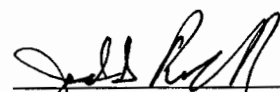
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Martin Trott and Christopher Smith, as
Joint Official Liquidators and Foreign
Representatives of Platinum Partners Value
Arbitrage Fund L.P. (in Official
Liquidation) and for Platinum Partners
Value Arbitrage Fund L.P. (in Official
Liquidation)*

SO ORDERED:



HONORABLE JED S. RAKOFF
UNITED STATES DISTRICT JUDGE

2-22-19