

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

PLATINUM-BEECHWOOD LITIGATION.

Civil Action No. 18-cv-6658 (JSR)

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

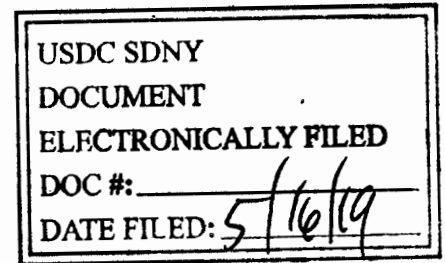
Civil Action No. 18-cv-10936 (JSR)

Plaintiffs,

-against-

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

Defendants.
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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 Platinum FI Group LLC ("PFIG") as a Defendant, among others;

WHEREAS, on March 28, 2019, the Court entered an order (the "Scheduling Order") setting a briefing schedule and date for oral argument for motions to dismiss the Amended Complaint [Dkt. No. 283];

WHEREAS, On March 29, 2019, Plaintiffs filed their Second Amended Complaint (the "SAC") [Dkt. No. 285] to which the Scheduling Order applies; and

WHEREAS on April 23, 2019, PFIG filed its motion to dismiss the SAC [Dkt. # 301] (the “**PFIG Motion**”);

WHEREAS, since the filing of the PFIG Motion, Plaintiffs and PFIG have engaged in settlement negotiations and expect to arrive at such settlement;

WHEREAS pending the settlement filing and determination of the application to be submitted to the Grand Court of the Cayman Islands, Plaintiffs and PFIG have agreed to adjourn all further deadlines with respect to the PFIG Motion;

IT IS HEREBY STIPULATED AND AGREED, that, in light of the foregoing, all deadlines with respect to the PFIG Motion are hereby adjourned *sine die*;

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 PFIG, and PFIG reserves all rights, remedies and defenses at law and equity with respect to Plaintiffs, none of which rights, remedies and defenses are waived.

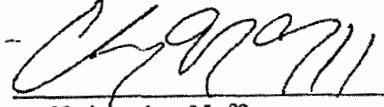
Dated: New York, New York
May 10, 2019

HOLLAND & KNIGHT LLP

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Attorneys for 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)

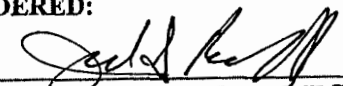
MOSKOWITZ & BOOK, LLP

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Attorneys for Defendant Platinum F.I. Group, LLC

Approved, provided the parties file with the Court every 3 months beginning 9/15/19 a status report on proceedings in the Cayman Court.

SO ORDERED:


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

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

Dated: New York, New York
May 10, 2019

HOLLAND & KNIGHT LLP

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Attorneys for Defendant Platinum F.I. Group, LLC

SO ORDERED:


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

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