

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

SIMPLE HEALTH PLANS LLC, et al.,

Defendants.

Case No.: 18-cv-62593-DPG

**JOINT MOTION TO CONTINUE PRELIMINARY INJUNCTION
HEARING, EXTEND THE TEMPORARY RESTRAINING ORDER,
AND CONTINUE DEADLINES IN TEMPORARY RESTRAINING ORDER**

Defendant Steven J. Dorfman (“**Dorfman**”), Plaintiff, the Federal Trade Commission (the “**FTC**”), and Temporary Receiver Michael Goldberg (“**Receiver**”), by and through undersigned counsel, jointly move for the entry of a proposed Stipulated Order: (i) modifying the *Temporary Restraining Order With Asset Freeze, Appointment of Receiver, Other Equitable Relief, and Order to Show Cause Why a Preliminary Injunction Should Not Issue* (“**TRO**”); (ii) continuing the Preliminary Injunction hearing until December 6, 2018, or as soon thereafter as the Court may hear the parties; (iii) extending the TRO until the Court rules on whether a preliminary injunction should be entered in this matter; (iv) extending the Defendants’ time to file and serve any answering pleadings, affidavits, motions, expert reports or declarations, or legal memoranda concerning the preliminary injunction or any motion seeking permission to introduce live testimony at the Preliminary Injunction hearing (collectively, the “**Responsive Pleadings**”) to November 19, 2018; (v) extending the FTC’s time to file and serve any responsive or supplemental pleadings, materials, affidavits, or memoranda to December 3, 2018; and (vi) extending the time in which Defendants

must provide completed financial disclosures and repatriate assets and documents located in foreign countries until November 13, 2018.

The proposed Stipulated Order is attached to this Motion as Attachment A. All parties have agreed to the terms of the proposed Stipulated Order. Accordingly, the parties now jointly move the Court to sign and enter the Stipulated Order.

Dated: November 6, 2018

<p>Alden F. Abbott, General Counsel <u>/s/ Elizabeth C. Scott</u> Elizabeth C. Scott, Special Bar #A5501502 James H. Davis, Special Bar #A5502004 Joannie Wei, Special Bar #AA5502492 Federal Trade Commission 230 S. Dearborn Street, Suite 3030 Chicago, Illinois 60604 312.960.5609; escott@ftc.gov 312.960.6511; jdavis@ftc.gov 312.960.5607; jwei@ftc.gov</p> <p><i>Counsel for Plaintiff Federal Trade Commission</i></p>	<p>DLA Piper LLP (US) <u>/s/ Ryan D. O'Quinn</u> Ryan D. O'Quinn (FBN 0513857) ryan.oquinn@dlapiper.com Elan A. Gershoni (FBN 95969) elan.gershoni@dlapiper.com 200 South Biscayne Boulevard Suite 2500 Miami, Florida 33131 Telephone: 305.423.8554 Facsimile: 305.675.7885</p> <p><i>Counsel for Defendant Steven J. Dorfman</i></p>
<p><u>/s/ Michael Goldberg, Temporary Receiver</u> Naim Surgeon (FBN 101682) naim.surgeon@akerman.com Akerman LLP Three Brickell City Centre 98 SE 7th St Ste 1100 Miami, FL 33131-3525 Telephone: 305-982-5679 Facsimile: 305-349-5679 <i>Counsel for the Temporary Receiver</i></p>	

PROPOSED ORDER

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

SIMPLE HEALTH PLANS LLC, et al.,

Defendants.

Case No.: 18-cv-62593-DPG

**ORDER GRANTING PARTIES' JOINT MOTION TO CONTINUE PRELIMINARY
INJUNCTION HEARING, EXTEND THE TEMPORARY RESTRAINING ORDER,
AND CONTINUE DEADLINES IN TEMPORARY RESTRAINING ORDER**

This matter came before the Court upon the parties' *Joint Motion to Continue Preliminary Injunction Hearing, Extend the Temporary Restraining Order, and Continue Deadlines in Temporary Restraining Order* (the "**Motion**")¹ filed by Plaintiff, the Federal Trade Commission, Defendant Steven J. Dorfman, and the Temporary Receiver. The Court, having considered the Motion and the record before it, noting the parties' agreement to the requested relief, and finding good cause **ORDERS:**

1. The Motion is **GRANTED**;
2. Defendants' deadline to serve the Financial Disclosures on the FTC pursuant to Section V of the TRO is extended to November 13, 2018;
3. The Preliminary Injunction Hearing is continued to December __, 2018 at __:___ am/pm;
4. Defendants shall file any Responsive Pleadings no later than November 19, 2018;

¹ All undefined capitalized terms shall have the meaning attributed to them in the Motion.

5. The FTC may file any papers in reply to Defendants' Responsive Pleadings no later than December 3, 2018;

6. The asset freeze and other restrictions and prohibitions in the TRO shall remain in effect until the Court rules on whether a preliminary injunction should be entered in this matter; and

7. This Order is without prejudice to the parties, jointly or unilaterally, seeking further continuances and extensions.

Dated: November __, 2018

Hon. Darrin P. Gayles
United States District Court Judge