

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

**SECOND JOINT MOTION TO CONTINUE PRELIMINARY INJUNCTION
HEARING, EXTEND THE TEMPORARY RESTRAINING ORDER, AND
EXTEND BRIEFING SCHEDULE FOR PRELIMINARY INJUNCTION HEARING**

Defendant, Steven 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 January 22, 2019, or as soon thereafter as the Court may hear the parties; (iii) extending the TRO until the Court rules on the 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 January 4, 2019; and (v) extending the FTC’s time to file and serve any responsive or supplemental pleadings, materials, affidavits, or memoranda to January 18, 2019.

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 16, 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>	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this November 16, 2018, by the Notice of Electronic Filing, and was electronically filed with the Clerk of Court via the CM/ECF system, which generates a notice of the filing to all counsel of record.

/s/ Elan A. Gershoni
 Elan A. Gershoni