

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

Case No. 18-cv-62593-GAYLES/SELTZER

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

SIMPLE HEALTH PLANS LLC, et al.,

Defendants.

PRELIMINARY INJUNCTION SCHEDULING ORDER

THIS CAUSE is set for a preliminary injunction hearing on **April 16, 2019 at 9:30 a.m.**

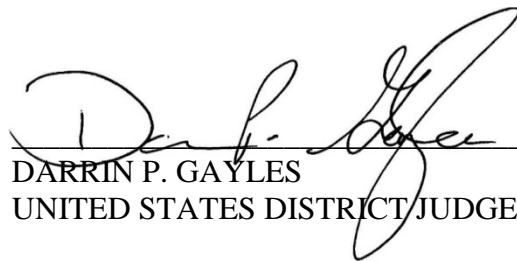
The parties shall adhere to the following schedule and guidelines:

1. Mr. Dorfman shall file with the Court and serve on FTC's counsel any answering pleadings, affidavits, motions, expert reports or declarations or legal memoranda no later than March 25, 2019;
2. The FTC may file responsive or supplemental pleadings, materials, affidavits or memoranda with the Court and serve the same on counsel for Mr. Dorfman no later than April 8, 2019; and
3. An evidentiary hearing on the FTC's request for a preliminary injunction is not necessary unless Mr. Dorfman demonstrates that he has and intends to introduce evidence that raises a genuine and material factual issue. The question of whether this Court should enter a preliminary injunction shall be resolved on the pleadings, declarations, exhibits, and memoranda filed by, and oral argument of, the parties. Live testimony shall be heard only on further order of this Court. Any motion to permit such testimony shall be filed or before

April 3, 2019. Such motion shall set forth the name, address, and telephone number of each proposed witness, a detailed summary or affidavit revealing the substance of each proposed witness's expected testimony, and an explanation of why the taking of live testimony would be helpful to the Court. Any papers opposing a timely motion to present live testimony or to present live testimony in response to another party's timely motion to present live testimony shall be filed on or before April 5, 2019.

The Court finds good cause to continue the Temporary Restraining Order until April 16, 2019.

DONE AND ORDERED in Chambers at Miami, Florida, this Friday, February 08, 2019.


DARRIN P. GAYLES
UNITED STATES DISTRICT JUDGE