

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

ANTHONY R. EDWARDS, *et al.*,

Plaintiffs,

v.

DELOITTE & TOUCHE, LLP,

Defendant.

No. 1:16-cv-21221

**JOINT MOTION TO EXTEND OR STAY BRIEFING SCHEDULE AND
DEADLINE TO RESPOND TO COMPLAINT**

Plaintiffs and Defendant Deloitte & Touche LLP (“Deloitte”) (Plaintiffs and Deloitte hereinafter the “Parties”) file this, their Joint Motion to Extend or Stay Briefing Schedule and Deadline to Respond to Complaint, and in support thereof state as follows:

On August 15, 2016, Plaintiffs filed their Motion to Remand this matter to state court. (D.E. 23.) Pursuant to Local Rule 7.1(c)(1)(A), Deloitte’s Response to the Motion to Remand is due September 1, 2016, and Plaintiffs’ Reply is due September 14, 2016. The Parties jointly request an extension of time to file their Response and Reply to September 14, 2016 and October 12, 2016, respectively.

The Parties further respectfully request that the Court extend or stay the deadline for Deloitte to respond to Plaintiffs’ Complaint. On June 13, 2016, the Federal Housing Finance Agency (“FHFA”) filed its Renewed Motion to Substitute as Plaintiff and Incorporated Memorandum of Law in this case. (D.E. 15.) In light of this Motion to Substitute and Plaintiffs’ Motion to Remand, and to avoid potentially unnecessary litigation costs, the Parties agree that

the deadline for Deloitte to file a response to the Complaint should be extended or stayed until thirty (30) days after the Court has entered Orders on FHFA's Motion to Substitute and on Plaintiffs' Motion to Remand.

The Parties further respectfully request that the Court extend or stay the deadline for the Parties to meet and confer regarding discovery and scheduling issues, as set out in Federal Rule of Civil Procedure 26(f) and Local Rule 16.1(b). On April 8, 2016, prior to the issuance of a stay in this action, this Court entered an Order Requiring Discovery and Scheduling Conference and Order Referring Discovery Matters to the Magistrate Judge in this case. (D.E. 5.) This Order provides that "[w]ithin 21 days of the filing of a response to the complaint by a Defendant in this matter, the parties must meet and confer regarding discovery and scheduling issues," and that "[i]f this case was removed from state court, the parties' discovery and scheduling conference must occur within 21 days after this Order." (D.E. 5 at 1.) Defendant Deloitte removed the action from state court but has not filed a response to the complaint. Accordingly, to avoid potentially unnecessary litigation costs and to promote efficiency in discovery and scheduling, the Parties agree that the deadline for the Parties to meet and confer regarding discovery and scheduling issues, as set out in Federal Rule of Civil Procedure 26(f) and Local Rule 16.1(b), should be extended or stayed until 21 days after the filing of a response to the Complaint by Deloitte in this case.

WHEREFORE, Plaintiffs and Defendant Deloitte & Touche LLP respectfully request that this Court enter an Order extending the deadlines for Deloitte to file a Response to Plaintiffs' Motion to Remand to September 14, 2016, and for Plaintiffs to file a Reply on their Motion to Remand to October 12, 2016, extending the deadline for Deloitte to file a response to Plaintiffs' Complaint until thirty (30) days after the Court has entered Orders on FHFA's Motion to

Substitute and on Plaintiffs' Motion to Remand, and extending the deadline for the Parties to meet and confer regarding discovery and scheduling issues, as set out in Federal Rule of Civil Procedure 26(f) and Local Rule 16.1(b), until 21 days after the filing of a response to the Complaint by Deloitte in this case.

Dated: Miami, Florida
August 16, 2016

Respectfully submitted,

PODHURST ORSECK P.A.
25 West Flagler Street, Suite 800
Miami, FL 33130
Telephone: (305) 358-2800
Facsimile: (305) 358-2382

By /s/ Peter Prieto
Peter Prieto, Esq.
Florida Bar No. 0501492
Email: PPrieto@podhurst.com
Matthew Weinshall
Florida Bar No. 84783
Email: MWeinshall@podhurst.com

Attorneys for Defendant Deloitte & Touche LLP

By: /s/ Brad F. Barrios
Kenneth G. Turkel, Esq.
Florida Bar No. 867233
kturkel@bajocuva.com
Brad F. Barrios, Esq.
Florida Bar No. 0035293
bbarrios@bajocuva.com
BAJO | CUVA | COHEN | TURKEL
100 North Tampa Street, Suite 1900
Tampa, FL 33602
Phone: (813) 443-2199
Fax: (813) 443-2193

Attorneys for Plaintiffs

ATTESTATION REGARDING SIGNATURES

Pursuant to the CM/ECF Administrative Procedures for the United States District Court, Southern District of Florida, I, Peter Prieto, counsel for Defendant Deloitte & Touche LLP, hereby attest that Defendant Deloitte & Touche LLLP, along with Plaintiffs, on whose behalf this filing is submitted, concur in the content and have authorized the filing of this motion.

/s/ Peter Prieto
Peter Prieto, Esq.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 16, 2016, a true and correct copy of the foregoing was filed electronically with the Clerk of the Court, by using the CM/ECF system, causing a true and correct copy to be served on all counsel of record.

<p>Steven W. Thomas, Esq. steventhomas@tafsattorneys.com THOMAS, ALEXANDER & FORRESTER LLP 14 27th Avenue Venice, CA 90291 Telephone: (310) 961-2536 Facsimile: (310) 526-6852</p> <p><i>Counsel for Plaintiffs</i></p>	<p>Hector Lombana, Esq. hlombana@glhlawyers.com GAMBA & LOMBANA, P.A. 2701 Ponce de Leon Boulevard Mezzanine Coral Gables, Florida 33134 Telephone: (305) 448-4010 Facsimile: (305) 448-9891</p> <p><i>Counsel for Plaintiffs</i></p>
<p>Gonzalo R. Dorta, Esq. grd@dortalaw.com GONZALO R. DORTA, P.A. 334 Minorca Avenue Coral Gables, Florida 33134 Telephone: (305) 441-2299 Facsimile: (305) 441-8849</p> <p><i>Counsel for Plaintiffs</i></p>	<p>Howard N. Cayne howard.cayne@aporter.com Arnold & Porter LLP 601 Massachusetts Avenue, NW Washington, DC 20001 Telephone: (202) 942-5000 Facsimile: (202) 942-5999</p> <p><i>Counsel for Federal Housing Finance Agency</i></p>
<p>Kenneth G. Turkel, Esq. kturkel@bajocuva.com Brad F. Barrios, Esq. bbarrios@bajocuva.com BAJO CUVA COHEN TURKEL 100 North Tampa Street, Suite 1900 Tampa, FL 33602 Telephone: (813) 443-2199 Facsimile: (813) 443-2193</p> <p><i>Counsel for Plaintiffs</i></p>	<p>Samuel J. Dubbin, Esq. sdubbin@dubbinkravetz.com DUBBIN & KRAVETZ, LLP 1200 Anastasia Avenue Suite 300 Coral Gables, Florida 33134 Telephone: (305) 371-4700 Facsimile: (305) 371-4701</p> <p><i>Counsel for Federal Housing Finance Agency</i></p>

/s/ Peter Prieto _____
 Peter Prieto

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No. 1:16-cv-21221

**[PROPOSED] ORDER GRANTING JOINT MOTION TO EXTEND OR STAY
BRIEFING SCHEDULE AND DEADLINE TO RESPOND TO COMPLAINT**

THIS CAUSE came before the Court on the Parties' Joint Motion to Extend or Stay Briefing Schedule and Deadline to Respond to Complaint. The Court having read the Motion and otherwise being fully advised in the premises, it is hereby ORDERED and ADJUDGED that the Motion is **GRANTED**. Defendant Deloitte & Touche LLP shall have until September 14, 2016 to file a Response to Plaintiffs' Motion to Remand. Plaintiffs shall have until October 12, 2016 to file a Reply on their Motion to Remand. Defendant Deloitte & Touche LLP shall have until thirty (30) days after the Court has entered Orders on FHFA's Motion to Substitute (D.E. 15) and on Plaintiffs' Motion to Remand to file a response to Plaintiffs' Complaint. The Parties shall have until 21 days after the filing of a response to the Complaint by Defendant Deloitte & Touche LLP in this case to meet and confer regarding discovery and scheduling issues, as set out in Federal Rule of Civil Procedure 26(f) and Local Rule 16.1(b).

Done and Ordered in Chambers at Miami-Dade County, Florida this ____day of _____, 2016.

HON. ROBERT SCOLA
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record