

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and Bernard L. Madoff,

Plaintiff,

v.

DEFENDANTS IN ADVERSARY PROCEEDINGS
LISTED ON EXHIBIT A ATTACHED HERETO,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. Nos. listed on Exhibit A
Attached Hereto

**ORDER MODIFYING ORDER AUTHORIZING THE
DEPOSITION OF ANNETTE BONGIORNO**

WHEREAS, on December 19, 2018, this Court entered an Order Authorizing the Deposition of Federal Prisoner Annette Bongiorno (ECF No. 18321) (“Bongiorno Deposition Order”) pursuant to a November 26, 2018 Motion and Memorandum of Law For Orders Authorizing the Depositions of Federal Prisoners Annette Bongiorno, Daniel Bonventre, and Joann Crupi (ECF No. 18236) filed by counsel to Irving H. Picard, trustee (“Trustee”) for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.*, and the estate of Bernard L. Madoff.

WHEREAS, the Bongiorno Deposition Order provided that the deposition would take place no later than February 28, 2019. *See* Bongiorno Deposition Order ¶ 2.

WHEREAS, since entering the Bongiorno Deposition Order, the Trustee has been working with all affected counsel to institute a uniform and final fact discovery deadline in all cases listed in Exhibit A of May 24, 2019 to permit additional parties to participate.

WHEREAS, on February 15, 2019 this Court issued a decision permitting, *inter alia*, the deposition of Bongiorno in 32 additional adversary proceedings (ECF No. 18480).

It is hereby **ORDERED** that:

1. Paragraph 2 of the Bongiorno Deposition Order is hereby modified to permit the deposition to take place not later than May 24, 2019.

2. The Bongiorno Deposition Order is hereby modified to reflect that the Trustee will enter a separate order outlining additional defendants' counsel, consistent with the Court's February 15, 2019 decision authorizing, *inter alia*, Bongiorno's deposition in 32 other adversary proceedings (ECF No. 18480).

3. Other than as set forth herein, nothing in this Order shall modify the Bongiorno Deposition Order, which remains in full force and effect.

4. This Court shall retain exclusive jurisdiction over the enforcement, implementation, and interpretation of this Order.

Dated: New York, New York
March 4th, 2019

/s/ STUART M. BERENSTEIN
HONORABLE STUART M. BERENSTEIN
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT A

Exhibit A: List of Adversary Proceedings

Adv. Pro. No.	Case Name	Counsel	
1	10-04341	Marden, et al.	Pryor Cashman LLP
2	10-04343	Patrice Auld, et al.	Pryor Cashman LLP
3	10-04348	Marden Family Limited Partnership, et al.	Pryor Cashman LLP
4	10-04361	Harvey L. Werner Revocable Trust, et al.	Bernfeld, DeMatteo & Bernfeld, LLP
5	10-04384	Lanx BM Investments, LLC, et al.	FisherBroyles
6	10-04417	The Lustig Family 1990 Trust, et al.	Binder & Schwartz LLP
7	10-04468	Ken-Wen Family Limited Partnership, et al.	Bernfeld, DeMatteo & Bernfeld, LLP Law Office of Mark S. Roher, P.A.
8	10-04554	David Ivan Lustig	Binder & Schwartz LLP
9	10-04561	Jeffrey R. Werner 11/1/98 Trust, et al.	Bernfeld, DeMatteo & Bernfeld, LLP
10	10-04592	Anthony E. Stefanelli	DelBello Donnellan Weingarten Wise & Wiederkehr LLP
11	10-05048	Estate of Armand L. Greenhall, et al.	Law Office of Joseph F. Keenan Lax & Neville, LLP
12	10-05118	Charlotte M. Marden	Pryor Cashman LLP
13	10-05168	Bernard Marden Profit Sharing Plan, et al.	Pryor Cashman LLP
14	10-05194	Bruce D. Pergament, et al.	Pryor Cashman LLP
15	10-05255	Stefanelli Investors Group, et al.	DelBello Donnellan Weingarten Wise & Wiederkehr LLP
16	10-05394	Richard M. Glantz, et al.	Law Office of Richard E. Signorelli Bryan Ha
17	10-05439	Avram J. Goldberg, individually and in his capacity as trust officer	Pryor Cashman LLP