BakerHostetler

Baker&HostetlerLLP

45 Rockefeller Plaza New York, NY 10111

T 212.589.4200 F 212.589.4201 www.bakerlaw.com

Torello H. Calvani direct dial: 212.589.4657 tcalvani@bakerlaw.com

August 6, 2019

VIA ECF AND EMAIL

Honorable Stuart M. Bernstein United States Bankruptcy Court Southern District of New York One Bowling Green, Room 723 New York, New York 10004-1408 Bernstein.chambers@nysb.uscourts.gov

Re: Irving H. Picard v. Stanley Shapiro, et al., Adv. Pro. No. 10-05383 (SMB): Request for Adjournment

Dear Judge Bernstein:

Plaintiff Irving H. Picard, as trustee for the substantively consolidated SIPA liquidation of Bernard L. Madoff Investment Securities LLC and the chapter 7 estate of Bernard L. Madoff, and defendant Stanley Shapiro and the other defendants named in the above-captioned proceeding respectfully request an adjournment *sine die* of the deadline to submit a final pre-trial order and an adjournment of the final pre-trial conference to September 25, 2019.

In accordance with the Stipulated Order of Mediation Referral and Mediator Selection, which the Court entered on July 10, 2019 (ECF NO. 134), the parties engaged in mediation before the Honorable Faith S. Hochberg, United States District Judge (ret.) on July 23 and 25, 2019. The parties have since reached a settlement in principle to resolve all the Trustee's claims against all defendants.

Under the So-Ordered Amendment to Case Management Plan, which the Court entered on February 7, 2019 (ECF No. 132), the deadline for the parties to submit a final pre-trial order is August 15, 2019, and the final pre-trial conference is set for August 29, 2019. In anticipation of settlement, the parties request an adjournment of the deadline to submit a final pre-trial order *sine die* and an adjournment of the final pre-trial conference to September 25, 2019.

Pg 2 of 2

Honorable Stuart M. Bernstein August 6, 2019 Page 2

Respectfully submitted,

BAKER & HOSTETLER LLP

By: <u>/s/ Torello H. Calvani</u> 45 Rockefeller Plaza New York, New York 10111 Telephone: 212.589.4200 Facsimile: 212.589.4201 David J. Sheehan Email: dsheehan@bakerlaw.com Torello H. Calvani Email: tcalvani@bakerlaw.com

and

127 Public Square Cleveland, Ohio 44114 Telephone: 216.621.0200 Facsimile: 216.696.0740 James H. Rollinson Email: jrollinson@bakerlaw.com

Attorneys for Plaintiff Irving H. Picard, Trustee for the liquidation of Bernard L. Madoff Investment Securities LLC and the consolidated estate of Bernard L. Madoff

cc: Barry R. Lax, Esq., Lax & Neville LLP