

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

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT SECURITIES
LLC,

Defendant.

Case No. 08-01789 (CGM)

SIPA LIQUIDATION

(Substantively Consolidated)

**SO ORDERED STIPULATION
GRANTING DEFENDANTS' MOTION
TO EXTEND TIME**

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the Chapter 7 Estate of
Bernard L. Madoff,

Plaintiff,

v.

MALCOLM SAGE and LYNNE FLORIO,

Defendants.

Adv. Pro No. 23-01099 (CGM)

WHEREAS, on April 19, 2023 Plaintiff Irving H. Picard, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Chapter 7 Estate of Bernard L. Madoff (“Plaintiff”) filed a complaint (the “Complaint”) commencing the above captioned adversary proceeding (Adv. Pro No. 23-01099 (CGM)) (the “Action”) against Malcolm Sage and Lynne Florio (each a “Defendant,” and together with the Plaintiff, the “Parties”).

WHEREAS, May 24, 2023 was the original deadline for the Defendants to respond to the Complaint.

WHEREAS, on May 23, 2023, the Defendants filed their *Motion to Answer or Otherwise Respond to the Complaint* [Dkt. No. 5] (the “Motion”). Through the Motion, the Defendants seek to extend their time to answer or otherwise respond to the Complaint to through and including June 30, 2023.

WHEREAS, June 21, 2023 is the return date of the Motion and Defendants assert that by virtue of Local Bankruptcy Rule 9006-2, such date is their current deadline to answer or otherwise respond to the Motion.

WHEREAS, on June 2, 2023, Plaintiff filed his response to the Motion. [Dkt. No. 11] (the “Response”).

WHEREAS, Plaintiff indicated in the Response that he does not object to the Motion.

NOW THEREFORE, IN CONSIDERATION OF THE FOREGOING, IT IS HEREBY STIPULATED AND AGREED by and between the parties that it is hereby:

1. **ORDERED** that Defendants’ motion is GRANTED and their time to answer or otherwise respond to the Complaint is hereby extended through and including June 23, 2023 (the “Answer Deadline”); and it is further
2. **ORDERED** that this stipulation is without prejudice to the right of any Party to seek a further extension of the Answer Deadline; and it is further
3. **ORDERED** that nothing in this stipulation constitutes any Party’s consent to the final orders or judgment by the Bankruptcy Court.

Dated: June 7, 2023
New York, New York

Of Counsel:

BAKER & HOSTETLER LLP
127 Public Square
Cleveland, Ohio 44114
Telephone: (216) 621-0200
Facsimile (216) 696-0740
James H. Rollinson
Email: jrollinson@bakerlaw.com

By: /s/ James Rollinson

BAKER & HOSTETLER LLP
45 Rockefeller Plaza
New York, New York
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Email: dsheehan@bakerlaw.com
Nicholas J. Cremona
Email: ncremona@bakerlaw.com
Lan Hoang
Email: lhoang@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of BLMIS and the Chapter 7 Estate of
Bernard L. Madoff*

OLSHAN FROME WOLOSKY LLP

By: /s/ Jonathan Koevary
Thomas J. Fleming
Jonathan T. Koevary
1325 Avenue of the Americas
New York, New York 10019
(212) 451-2300
afriedman@olshanlaw.com
jkoevary@olshanlaw.com

Attorneys for Defendants

SO ORDERED:

Dated: June 20, 2023
Poughkeepsie, New York



/s/ Cecelia G. Morris

Hon. Cecelia G. Morris
U.S. Bankruptcy Judge