

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

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| BMADDOX ENTERPRISES LLC, | |) | |
| | Plaintiff, |) | Case No. 17-cv-1889-RA-HBP |
| | v. |) | UNCONSENTED LETTER MOTION |
| MILAD OSKOUIE, OSKO M LTD, and | |) | REQUESTING FIRST EXTENSION |
| PLATINUM AVENUE HOLDINGS PTY, LTD, | |) | OF TIME TO RESPOND TO |
| | Defendants. |) | COUNTERCLAIMS |
| <hr/> | |) | Counterclaims Served: July 25, 2017 |
| MILAD OSKOUIE and PLATINUM AVENUE | |) | Original Due Date: August 15, 2017 |
| HOLDINGS PTY, LTD, | |) | Requested Date: September 14, 2017 |
| | Counterclaimants, |) | |
| | v. |) | |
| BMADDOX ENTERPRISES LLC and | |) | |
| BRANDON MADDOX, | |) | |
| | Counterdefendants. |) | |
| <hr/> | |) | |

Dear Judge Pitman:

Counterclaim Defendants BMaddox Enterprises LLC and Brandon Maddox (together “BMaddox”) submit this letter motion requesting a thirty (30) day extension of the current deadline for their responses to the sixteen (16) counterclaims asserted by Counterclaimants over two hundred and forty-eight (248) paragraphs. This is BMaddox’s first request for an extension of this deadline, which is currently Tuesday, August 25, 2017.

Counterclaimants did not consent to this extension for the following reasons as articulated in an August 10, 2017 email, namely: (1) the requested extension would prejudice

Counterclaimants; (2) Counterclaimants expect the case to be fast tracked and counsel for Counterclaimants stated it would be difficult to advise his clients on settlement without knowing BMaddox's position with respect to the counterclaims; and (3) the TRO in place is a burden on the Counterclaimants and should not be extended any more than is necessary. Counsel for Counterclaimants offered his consent to a thirty (30) day extension *if* BMaddox would agree to dissolve the TRO. Absent an agreement to dissolve the TRO, counsel for Counterclaimants offered to consent to a seven (7) day extension of the upcoming response deadline.

Counterclaimants concerns are without merit. BMaddox is eager to see a speedy resolution of this case. Counterclaimants have delayed these proceedings with a meritless motion for a TRO as well as sixteen (16) counterclaims described in two hundred forty-eight (248) paragraphs. The scope of the counterclaims asserted is the primary reason BMaddox seeks this extension.

Counterclaimants need not guess at BMaddox's position with respect to the counterclaims. At the July 28, 2017 hearing concerning Counterclaimants' application for a TRO, counsel for BMaddox stated that BMaddox generally believes the counterclaims are meritless and based on demonstrably false misrepresentations of fact. As further stated during the July 28, 2017 hearing, BMaddox is contemplating a motion under Rule 11 of the Fed. R. Civ. P. to encourage Counterclaimants to amend their current filings.

In any case, BMaddox's requested response deadline is September 14, 2017. This Court has scheduled an initial pretrial conference on Thursday, September 21, 2017, and BMaddox has confirmed its availability for that date. Counterclaimants will have ample time to consider BMaddox's response to their counterclaims.

Dated: August 14, 2017

REVISION LEGAL, PLLC
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