

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

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

19 Civ. 661 (EAW)

v.

**ROBERT C. MORGAN, MORGAN
MEZZANINE FUND MANAGER LLC, and
MORGAN ACQUISITIONS LLC,**

Defendants.

**STIPULATION AND [PROPOSED] SCHEDULING ORDER REGARDING
EXTENSION OF TIME TO ANSWER OR MOVE AGAINST THE COMPLAINT**

WHEREAS the Securities and Exchange Commission (the “Commission”) filed this action on May 22, 2019, against defendants Robert C. Morgan (“Morgan”), Morgan Mezzanine Fund Manager LLC (the “Fund Manager”), and Morgan Acquisitions LLC (“Morgan Acquisitions”) (collectively, “Defendants”);

WHEREAS, on May 28, 2019, the Commission sent a Notice of a Lawsuit and Request to Waive Service of a Summons to Morgan. On June 26, 2019, the Commission filed an executed Waiver of Service of Summons for Morgan (Dkt. 41);

WHEREAS, on June 10, 2019, the Commission sent a Notice of a Lawsuit and Request to Waive Service of a Summons to the Fund Manager. On June 26, 2019, the Commission filed an executed Waiver of Service of Summons for the Fund Manager (Dkt. 42);

WHEREAS, on June 10, 2019, the Commission sent a Notice of a Lawsuit and Request to Waive Service of a Summons to Morgan Acquisitions. On June 26, 2019, the Commission filed an executed Waiver of Service of Summons for Morgan Acquisitions (Dkt. 43);

WHEREAS, the Court has granted ten prior joint applications to extend the date by which Defendants must answer or move against the complaint, with the current date being August 3, 2020 (Dkts. 46, 59, 61, 67, 69, 85, 92, 94, 96, 102);

WHEREAS, the Commission and Defendants are engaging in ongoing, good-faith settlement discussions.

IT IS HEREBY STIPULATED AND AGREED THAT:

1. Defendants shall answer or move against the complaint by **September 18, 2020.**

Dated: July 31, 2020

GIBSON DUNN & CRUTCHER LLP

By: /s/ Joel M. Cohen
Joel M. Cohen
Lee G. Dunst
Caitlin S. Walgamuth
Attorneys for Defendants
200 Park Avenue
New York, New York 10166-0193
Telephone: 212.351.4000
JCohen@gibsondunn.com

Dated: July 31, 2020

SECURITIES AND EXCHANGE COMMISSION

By: /s/ Lee A. Greenwood
Lee A. Greenwood
Neal Jacobson
Attorneys for Plaintiff
New York Regional Office
Brookfield Place
200 Vesey Street, Suite 400
New York, New York 10281-1022
Telephone: 212.336.1060
GreenwoodL@sec.gov
JacobsonN@sec.gov

SO ORDERED.

HON. ELIZABETH A. WOLFORD
United States District Judge

Dated: July _____, 2020
Rochester, New York