

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT
BRIDGEPORT DIVISION**

_____)	
In re:)	Chapter 11
HO WAN KWOK, <i>et al.</i> , ¹)	Case No. 22-50073 (JAM)
Debtors.)	(Jointly Administered)
_____)	

**JOINT DEFENDANTS' (I) NOTICE OF FILING OF OUTLINE OF PROPOSED
PRETRIAL SCHEDULE; AND (II) RESERVATION OF RIGHTS**

¹ The Debtors in these chapter 11 cases are Ho Wan Kwok (also known as Guo Wengui, Miles Guo, and Miles Kwok, as well as numerous other aliases) (last four digits of tax identification number: 9595), Genever Holdings LLC (last four digits of tax identification number: 8202) and Genever Holdings Corporation. The mailing address for the Trustee, Genever Holdings LLC, and the Genever Holdings Corporation is Paul Hastings LLP, 200 Park Avenue, New York, NY 10166 c/o Luc A. Despina, as Trustee for the Estate of Ho Wan Kwok (solely for purposes of notices and communications).

The undersigned adversary proceeding defendants identified on the attached Exhibit A (the “Joint Defendants”), in response to the Court’s directive at the hearing held on October 23, 2025, submit as Exhibit B a counterproposal (“Joint Defendants’ Proposed Pretrial Procedures”) to the Chapter 11 Trustee’s Outline of Proposed Pretrial Procedures (the “Trustee’s Proposed Pretrial Procedures”). In addition, the Joint Defendants hereby submit a redline version attached hereto as Exhibit C, showing the changes against the Trustee’s Proposed Pretrial Procedures.

On October 21, 2025, the Court held a hearing on the Trustee’s *Motion for Entry of Order: (I) Supplementing, Amending, and Superseding (A) Order Directing Parties to Mediation, Appointing the Honorable James J. Tancredi as Mediator, and Amending Order Approving Procedures Applicable to Avoidance Claim Adversary Proceedings; and (B) Order Amending Order Directing Parties to Mediation, Appointing the Honorable James J. Tancredi as Mediator, and Amending Order Approving Procedures Applicable to Avoidance Claim Adversary Proceedings to Facilitate Consensual Pre-Litigation and Pre-Appearance Mediation; and (II) Approving Intervention of Appropriate Avoidance Defendants in Omnibus Alter Ego Actions as to Alter Ego Claims Against Specified Alter Ego Defendants* [ECF No. 4628] (the “Amended Procedures Motion”) and the Trustee’s proposed *Second Revised Order* granting the same and submitted in connection with the Trustee’s reply brief at ECF No. 4749 (the “Proposed Order”), including, *inter alia*, the Amended Avoidance Litigation and Mediation Procedures attached to the Proposed Order as Exhibit A (the “Litigation and Mediation Procedures”) and the Discovery Procedures in Avoidance Actions attached to the Litigation and Mediation Procedures as Exhibit 4 (the “Discovery Procedures”).²

² Capitalized terms used but not defined herein shall have the meaning ascribed to them in the Proposed Order, the Litigation and Mediation Procedures, or the Discovery Procedures, as applicable.

At the hearing on October 21, 2025, the Court declined to enter the Trustee's Proposed Order and continued the hearing to October 23, 2025. In advance of the continued hearing, the Trustee submitted the Trustee's Proposed Pretrial Procedures to the Court and the Joint Defendants, which set forth certain proposed procedures governing pretrial deadlines for Avoidance Actions. At the conclusion of the hearing on October 23, 2025, the Court directed the Joint Defendants to file a written counterproposal to the Trustee's Proposed Pretrial Procedures responding to the Court's remarks and to the Trustee's Proposed Pretrial Procedures.

The Joint Defendants submit that the attached counterproposal at Exhibit B more adequately addresses the Joint Defendants' concerns regarding, among other things, the complexity of allegations made by the Trustee in the Avoidance Actions, the volume of documents that the Joint Defendants will need to review, the amount of coordination that will be involved in discovery, the number of depositions that likely will be necessary, and the existence of foreign entities and witnesses that will be involved in discovery. The counterproposal retains the Trustee's proposal to populate the Depository by early January, and reduces the discovery time thereafter to 180 days, in response to the Court's rejection of the 300-day proposal that was reached between the Trustee and the Joint Defendants in advance of the October 21, 2025, hearing. As explained at the last status conference and in light of the factors described above, the Joint Defendants believe that 180 days from completion of population of the Depository is the minimum possible amount of time necessary in these cases.

At the same time, the Joint Defendants submit that their counterproposal more effectively addresses the Court's desire to have all of the adversary proceedings filed by the Trustee begin to move forward, as it provides for the stays effectuated in all such cases to be terminated, and for all

of those adversary proceedings potentially to be subject to the discovery and pretrial schedules proposed in the Joint Defendants' counterproposal.

RESERVATION OF RIGHTS

The Joint Defendants expressly reserve the right to demand a trial by jury in their respective Avoidance Actions, and nothing in this joint submission shall be construed as a waiver of their Seventh Amendment jury trial rights. The Joint Defendants further reserve the right to move for withdrawal of the reference to have their individual proceedings adjudicated before the United States District Court. Nothing herein shall be construed as consent to entry by the Bankruptcy Court of a final judgment in any individual Avoidance Action. The Joint Defendants further reserve the right to seek modification of any pretrial order entered in this case or Avoidance Action for cause.

Dated: October 29, 2025

THE JOINT DEFENDANTS

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<p>By: <u>/s/ Scott M. Charmoy</u> Scott M. Charmoy (ct15889) CHARMOY & CHARMOY, LLC 1465 Post Road, Suite 100 Westport, CT 06680 Tel: (203) 255-8100 Email: scottcharmoy@charmoy.com</p> <p>-and-</p> <p>Sabrina L. Streusand (<i>pro hac vice</i>) STREUSAND, LANDON, OZBURN & LEMMON, LLP 1801 S MoPac Expressway, Suite 320 Austin, TX 787046 Tel: (512) 236-9901 Email: streusand@slollp.com</p> <p><i>Counsel for Cloudflare, Inc.</i></p>	<p>By: <u>/s/ Robert E. Kaelin</u> Robert E. Kaelin (ct11631) HARRIS BEACH MURTHA CULLINA PLLC 280 Trumbull Street, 12th Floor Hartford, CT 06103 Tel: (860) 240-6000 Email: rkaelin@harrisbeachmurtha.com</p> <p>-and-</p> <p>By: <u>/s/ Matthew A. Pesce</u> Matthew A. Pesce (ct31208) HARRIS BEACH MURTHA CULLINA PLLC 107 Elm Street Four Stamford Plaza, 11th Floor Stamford, CT 06902 Tel: (203) 653-5400 Email: mpesce@harrisbeachmurtha.com</p>

	<p><i>Counsel for 3 Columbus Circle, LLC and Phillips Nizer LLP</i></p>
<p>By: <u>/s/ Lindsay C. Stone</u> Lindsay C. Stone (ct31140) Benjamin Gilbert (<i>pro hac vice</i>) SHEPPARD MULLIN RICHTER & HAMPTON LLP 30 Rockefeller Plaza, 39th Floor New York, NY 10112 Tel: (212) 653-8700 Email: lstone@sheppardmullin.com bogilbert@sheppardmullin.com</p> <p>-and-</p> <p>By: <u>/s/ Alan H. Martin</u> Alan H. Martin (<i>pro hac vice</i>) SHEPPARD MULLIN RICHTER & HAMPTON LLP 650 Town Center Drive, 10th Floor Costa Mesa, CA 92626 Tel: (714) 513-5100 Email: amartin@sheppardmullin.com</p> <p><i>Counsel to Agora Lab, Inc.</i></p>	<p>By: <u>/s/ Tracy Ellis Williams</u> Tracy Ellis Williams (ct25137) SHIPMAN & GOODWIN LLP 300 Atlantic Street, 3rd Floor Stamford, CT 06901 Tel: (203) 324-8136 Email: tewilliams@goodwin.com</p> <p>-and-</p> <p>Scott M. Kessler (<i>pro hac vice</i>) AKERMAN LLP 1251 Avenue of the Americas, 37th Floor New York, NY 10020 Tel: (212) 880-3800 Email: scott.kessler@akerman.com</p> <p><i>Counsel for B&H Foto & Electronics Corp.</i></p>
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EXHIBIT A

No.	Defendant	Adv. No.
1	Anthem HealthChoice Assurance, Inc. dba Empire Blue Cross Blue Shield	24-05112
2	Anthem Health Plans, Inc.	24-05058
3	Sedgwick Realty Corp.	24-05222
4	Putnam's Landscaping, LLC	24-05211
5	Direct Persuasion LLC	24-05010
6	Cloudflare, Inc.	24-05115
7	3 Columbus Circle, LLC	24-05120
8	Agora Lab, Inc.	24-05005
9	American Express Company; American Express National Bank; and American Express Travel Related Services Company, Inc.	24-05077
10	Amazon Web Services, Inc.	24-05006
11	Amazon.com, Inc.	24-05057
12	On the Spot Home Improvement, Inc.	24-05130
13	Phillips Nizer LLP	24-05047
14	Zeta Global Corp.	24-05092
15	B&H Foto & Electronics, Corp.	24-05069
16	Scarabaeus Wealth Management AG n/k/a Prime Fund Solutions AG	24-05250
17	Reichard & Escalera LLC	25-05058
18	Triple2 Digital LLC	24-05037

No.	Defendant	Adv. No.
19	Reach Manufacturing, LLC	24-05106
20	Troutman Pepper Hamilton Sanders LLP	24-05152
21	Yankwitt LLP	24-05184
22	Ganfer Shore Leeds & Zauderer, LLP	24-05181
23	Brune Law PC	24-05233
24	Petrillo Klein & Boxer LLP	24-05214
25	Law Office of Neil Sunkin	25-05050
26	The Vision Group dba Bang & Olufsen	25-05085
27	Rovello Electric Inc.	25-05083
28	LaBarbiera Custom Homes, LLC	25-05095
29	Shujuan Craven nka Milne	25-05095
30	GroCyber, LLC	24-05100
31	Nardello & Co., LLC	24-05162

EXHIBIT B

CERTAIN JOINT DEFENDANTS COUNTERPROPOSAL OF PROPOSED PRETRIAL PROCEDURES

Subject	General Description
Defendants Subject to First Discovery-Litigation Schedule (“<u>First Tranche Defendants</u>”)	Aaron Mitchell; Aaron Mitchell; ACASS Canada Limited; ACASS U.S.A. Inc.; Agora Lab, Inc.; Apple Inc.; Appsflyer Inc.; Bering Yachts, LLC; Berkeley Rowe Limited; Boardwalk Motor Imports, LLC; Boies Schiller Flexner LLP; Bourne in Time Inc.; Brune Law PC; Debeche, Kamel; FFP (BVI) Limited; Frankfurt Kurnit Klein & Selz PC; G4S Security Systems (Hong Kong) Ltd.; Ganfer Shore Leeds & Zauderer, LLP; Gunderson, Mark; Guo, Mei; Kdebeche, Inc.; LaBarbiera Custom Homes, LLC; Law Office of Neil Sunkin; Lawall & Mitchell LLC; Li, Weihu; Meta Platforms, Inc.; Miller Motorcars, Inc.; Miller, Jason; ModSquad, Inc.; Mountains of Spices, Inc.; Ngok, Hing Chi; Ogier; Petrillo Klein & Boxer LLP; Putnam’s Landscaping, LLC; Quinones Law PLLC; Rovello Electric Inc.; Scarabaeus Wealth Management AG n/k/a Prime Fund Solutions AG; Shujuan Craven nka Milne; The Clear Creek Group, LLC; The Vision Group dba Bang & Olufsen; V.X. Cerda & Associates P.A.; WA HF LLC; Walden Macht Haran & Williams LLP; Warp & Weft Concepts Inc.; Weddle Law PLLC; Wedlake Bell LLP; Yankwitt LLP; Yongbing Zhang; Zeisler & Zeisler, P.C.; and ZYB & Associates LLC
Defendants Remaining in Mediation Proceedings (“<u>Second Tranche Defendants</u>”)³	3 Columbus Circle, LLC; Amazon Web Services, Inc.; Amazon.com, Inc.; American Express Company & affiliate co-defendants; Anthem Health Plans, Inc.; Anthem HealthChoice Assurance, Inc. dba Empire Blue Cross Blue Shield; B&H Foto & Electronics, Corp.; Cloudflare, Inc.; Cohen Howard LLP; Direct Persuasion LLC; Eficens Systems LLC; Grocyber LLC; Nardello & Co., LLC; Ohtzar Shlomo Solomon Treasure LLC; On the Spot Home Improvement, Inc.; Phillips Nizer LLP; Reach Manufacturing, LLC; Reichard & Escalera LLC; Sedgwick Realty Corp.; Teris-Phoenix, LLC; Triple2 Digital LLC; Troutman Pepper Hamilton Sanders LLP; Urban Legend Media, Inc.; and Zeta Global Corp.
Answer / Initial Disclosure	<ul style="list-style-type: none"> • Motions to Amend Complaints <ul style="list-style-type: none"> ○ Any of the Trustee’s pending motions to amend complaints in the Defendants’ (as defined below) avoidance actions shall be heard by the Court on or before [REDACTED, 2025] (each a “<u>Motion to Amend</u>”).

³The Joint Defendants have no objection to including every avoidance action adversary proceeding defendant in either the First Tranche or Second Tranche to allow those cases to proceed on the same track, which would address the Court’s concern on completing the adjudication of all such actions in a timely manner; provided, however, that any mediations between the Second Tranche Defendants and the Trustee shall continue on the timeline provided herein. The Joint Defendants further recognize that certain avoidance actions may have been fully stayed, and, thus, defendants may not yet have had the opportunity to mediate the claims against them. Accordingly, those defendants might seek to be included in the Second Tranche so that they can have the opportunity to participate in mediation under the schedule proposed.

	<ul style="list-style-type: none"> • First Tranche Defendants: <ul style="list-style-type: none"> ○ Initial Disclosures: The later of (i) Nov. 14, 2025, or (ii) 14 days after any order granting a Motion to Amend. ○ Answers Due (if not already filed, and superseding any answer deadline set by prior stipulation): The later of (i) Nov. 14, 2025 or (ii) 14 days after any order granting a Motion to Amend. • Second Tranche Defendants (as defined below): <ul style="list-style-type: none"> ○ Initial Disclosures: The later of (i) Jan. 14, 2026, or (ii) 14 days after any order granting a Motion to Amend. ○ Answers Due (if not already filed, and superseding any answer deadline set by prior stipulation): The later of (i) Jan. 14, 2026, or (ii) 14 days after any order granting a Motion to Amend. • Trustee’s obligations under Rule 26(a)(1)(A)(ii) will be satisfied by the population of the Depository as set forth below.
<p>Discovery Schedule</p>	<ul style="list-style-type: none"> • Trustee populates the Depository⁴ with Data Rooms for (i) all transferor entities (with folders organized by source), which Data Rooms will include documents and information supporting the Trustee’s claims under 11 U.S.C. § 549, and (ii) his allegations in Avoidance Complaints asserting claims for actual intent or constructive fraudulent transfer under the Bankruptcy Code and/or comparable state avoidance statutes: January 2, 2026.⁵ • Initial RFPs (for the Trustee only); Interrogatories (for all parties); and RFAs (for all parties) served no later than: Feb. 16, 2026 (+45)⁶ • Responses/Objections/Production⁷ : March 18, 2026 (+75) • Fact Discovery Deadline: July 1, 2026 (+180) • Avoidance Action trials begin: Week of August 17, 2026 (+227)
<p>Mediation Provisions</p>	<ul style="list-style-type: none"> • Mediation immediately terminated as to all First Tranche Defendants, <i>provided, however</i>, that First Tranche Defendants and Trustee may request mediation if jointly requested and

⁴ Capitalized terms defined herein shall have the meaning set forth in the *Trustee’s Second Revised Proposed Order Granting Chapter 11 Trustee’s Motion for Entry of Order: (I) Supplementing, Amending, and Superseding (A) Order Directing Parties to Mediations, Appointing the Honorable James J. Tancredi as Mediator, and Amending Order Approving Procedures Applicable to Avoidance Claim Adversary Proceedings; and (B) Order Amending Order Directing Parties to Mediation, Appointing the Honorable James J. Tancredi as Mediator, and Amending Order Approving Procedures Applicable to Avoidance Claim Adversary Proceedings to Facilitate Consensual Pre-Litigation and Pre-Appearance Mediation; and (II) Approving Intervention of Appropriate Avoidance Defendants in Omnibus Alter Ego Actions as to Alter Ego Claims Against Specified Alter Ego Defendants*, which is available at Docket No. 4749 at Exhibit 1, and the exhibits thereto.

⁵ The earliest date that Trustee has indicated the Depository can be available.

⁶ The +[number] is the number of days from population of the Depository.

⁷ The date to commence production, which may be rolling based on a schedule agreed to by the Trustee and that particular Defendant.

	<p>approved by Court.</p> <ul style="list-style-type: none"> • Further Mediation Proceedings with Second Tranche Defendants shall conclude by December 31, 2025.⁸ • On Jan. 6, 2026, Trustee shall file notice as to which Second Tranche Defendants the Trustee has reached settlement with (subject to Court approval) and which claims remain in dispute.
<p>Full and Partial Stay Lifted as to All Defendants</p>	<ul style="list-style-type: none"> • Full stay (3A) and partial stay (3B) are lifted as to all avoidance action defendants (collectively with the First Tranche Defendants and Second Tranche Defendants, “<u>Defendants</u>”).
<p>Written Discovery</p>	<ul style="list-style-type: none"> • Defendant Interrogatories / Requests for Admission <ul style="list-style-type: none"> ○ Joint by Alleged Alter Ego Entity:⁹ With regard to issues related to disregarding the corporate form of an alleged alter ego entity, all Defendants with transfers from a particular alleged alter ego entity shall cooperate to issue no more than 25 joint interrogatories and 25 joint requests for admission per alleged alter ego entity. ○ Unique by Defendant: Each Defendant may issue up to 15 interrogatories and 15 requests for admission related to all other issues in their particular avoidance action. ○ Any Defendant may seek an increase in the number of written discovery requests by agreement or order of the Court. • Trustee’s Interrogatories / Requests for Admission: Maximum of 25 interrogatories and 25 requests for admissions for the Trustee in each pending avoidance action adversary proceedings, subject to potential increase by agreement or order of the Court. • To the extent the Defendants believe relevant documents and information are not available or readily identifiable in the Depository, they shall serve a draft request for production identifying such documents and information (“<u>Draft RFP</u>”), and promptly meet and confer with the Trustee to determine whether such documents and information exist in the Trustee’s possession, custody, or control, or are identifiable in the Depository. If the parties cannot resolve this issue, such Defendant(s) may seek relief from the Court to order production of the documents and information identified in the Draft RFP into the Depository. • Production of documents or information shall neither constitute nor evidence waiver of attorney-client privilege or work product doctrine (<i>i.e.</i>, reciprocal non-waiver provision).
<p>Trustee’s Document Depository and Privilege Logs</p>	<ul style="list-style-type: none"> • Trustee intends to produce responsive documents through Depository, organized into Data Rooms (further organized by producing party), subject to Trustee’s reservations that vast majority of documents were

⁸ Defendants would like to discuss with the Court a mechanism to potentially continue mediations with the agreement of the parties beyond December 31, 2025, if necessary.

⁹ This proposal is subject to the Trustee providing a schedule of all avoidance actions identifying the Defendant, the alleged alter ego transferor entities, and counsel of record (if any) to facilitate such joint efforts.

	<p>produced to Trustee by third parties, Trustee makes no representations as to accuracy/authenticity of such documents, and inclusion of documents does not constitute admission or basis to argue documents are relevant/admissible or constitute admission of any fact.</p> <ul style="list-style-type: none"> • Access to depository shall be limited to counsel and defendants that have signed operative Protective Order/Addendum and that are engaged in discovery with Trustee under this Order. Protective Order/Addendum shall otherwise apply in all discovery proceedings under this Order. • Trustee will serve in the initial instance a categorical privilege log identifying, for each category of withheld documents, (a) general parties to such documents/ communications (e.g., the Debtor and his bankruptcy counsel at a particular law firm), (b) the general subject matter of the withheld documents (e.g., legal advice related to bankruptcy filing), (c) the date range of the documents in the category, and (d) the basis for the asserted privilege (e.g., attorney-client privilege, work product, etc.). The Trustee will meet and confer with defendants after providing the categorical log if defendants believe further information regarding privileges asserted by Trustee is required as to any categories.
<p>Deposition Discovery</p>	<ul style="list-style-type: none"> • Deposition discovery shall not commence prior to March 18, 2026 (+75). • Trustee and Defendants shall cooperate in scheduling depositions and ensuring that Trustee and all Defendants receive notice of any depositions. • Defendants shall share time and cooperate in posing questions to witnesses and shall make their best efforts to not pose duplicative questions. • Unless otherwise ordered by the Court, the parties shall depose an individual or corporate representative one time, provided that the time period specified in Rule 30(d)(1) may be enlarged by agreement or order of the Court for good cause shown.
<p>Expert Discovery</p>	<ul style="list-style-type: none"> • Any party that would like to disclose an expert under Rule 26(a)(2)(A) shall provide such notice to the other party by 60 days prior to the end of fact discovery. The parties shall either stipulate to or seek an order of the Court to set a schedule for the disclosures required under Rule 26(a)(2)(B) and any expert-related discovery.
<p>Trials / Intervention in Omnibus Alter Ego Actions</p>	<ul style="list-style-type: none"> • The Court shall hold a status conference approximately 21 days prior to the close of fact discovery for the purpose of scheduling any pre-trial and trial proceedings. • Defendants desiring to seek intervention in the Omnibus Alter Ego Actions shall file a motion under Rule 24 by December 31, 2025. • Any trial proceedings conducted by the Bankruptcy Court shall be sequenced and/or consolidated as appropriate, including under Rule 42 (as made applicable by FRBP 7042), with priority given to adjudicating

	first the issues in the Omnibus Alter Ego Actions.
Submission of Order and Schedule	<ul style="list-style-type: none">• Trustee and Defendants shall submit a proposed order incorporating these terms to the Court for each applicable adversary proceeding.

EXHIBIT C

CHAPTER 11 TRUSTEE'S OUTLINE CERTAIN JOINT DEFENDANTS COUNTERPROPOSAL OF PROPOSED PRETRIAL PROCEDURES

Subject	General Description
<p>Defendants Subject to First Discovery-Litigation Schedule (“First Tranche Defendants”)</p>	<p>Aaron Mitchell; Aaron Mitchell; ACASS Canada Limited; ACASS U.S.A. Inc.; Agora Lab, Inc.; Apple Inc.; Appsflyer Inc.; Bering Yachts, LLC; Berkeley Rowe Limited; Boardwalk Motor Imports, LLC; Boies Schiller Flexner LLP; Bourne in Time Inc.; Brune Law PC; Debeche, Kamel; FFP (BVI) Limited; Frankfurt Kurnit Klein & Selz PC; G4S Security Systems (Hong Kong) Ltd.; Ganfer Shore Leeds & Zauderer, LLP; Gunderson, Mark; Guo, Mei; Kdebeche, Inc.; LaBarbiera Custom Homes, LLC; Law Office of Neil Sunkin; Lawall & Mitchell LLC; Li, Weihu; Meta Platforms, Inc.; Miller Motorcars, Inc.; Miller, Jason; ModSquad, Inc.; Mountains of Spices, Inc.; Ngok, Hing Chi; Ogier; Petrillo Klein & Boxer LLP; Putnam’s Landscaping, LLC; Quinones Law PLLC; Rovello Electric Inc.; Scarabaeus Wealth Management AG n/k/a Prime Fund Solutions AG; Shujuan Craven nka Milne; The Clear Creek Group, LLC; The Vision Group dba Bang & Olufsen; V.X. Cerda & Associates P.A.; WA HF LLC; Walden Macht Haran & Williams LLP; Warp & Weft Concepts Inc.; Weddle Law PLLC; Wedlake Bell LLP; Yankwitt LLP; Yongbing Zhang; Zeisler & Zeisler, P.C.; and ZYB & Associates LLC</p>
<p>First Discovery-Litigation Schedule</p>	<ul style="list-style-type: none"> • Initial Disclosures: Nov. 7, 2025 (+14) • Answers Due (if not already filed, and superseding any answer deadline set by prior stipulation): Nov. 7, 2025 (+14) • RFPs/Interrogatories/RFAs served: Nov. 17, 2025 (+24) • Responses/Objections/Production: Jan. 2, 2025 (+63) • Fact Discovery Deadline: Feb. 27, 2026 (+120) • Avoidance Action trials begin: Week of March 16, 2026 (+137)
<p>Defendants Remaining in Mediation Proceedings (“Second Tranche Defendants”)¹</p>	<p>3 Columbus Circle, LLC; Amazon Web Services, Inc.; Amazon.com, Inc.; American Express Company & affiliate co-defendants; Anthem Health Plans, Inc.; Anthem HealthChoice Assurance, Inc. dba Empire Blue Cross Blue Shield; B&H Foto & Electronics, Corp.; Cloudflare, Inc.; Cohen Howard LLP; Direct Persuasion LLC; Eficens Systems LLC; Grocyber LLC; Nardello & Co., LLC; Ohtzar Shlomo Solomon Treasure LLC; On the Spot Home Improvement, Inc.; Phillips Nizer LLP; Reach Manufacturing, LLC; Reichard & Escalera LLC; Sedgwick Realty Corp.; Teris-Phoenix, LLC;</p>

¹The Joint Defendants have no objection to including every avoidance action adversary proceeding defendant in either the First Tranche or Second Tranche to allow those cases to proceed on the same track, which would address the Court’s concern on completing the adjudication of all such actions in a timely manner; provided, however, that any mediations between the Second Tranche Defendants and the Trustee shall continue on the timeline provided herein. The Joint Defendants further recognize that certain avoidance actions may have been fully stayed, and, thus, defendants may not yet have had the opportunity to mediate the claims against them. Accordingly, those defendants might seek to be included in the Second Tranche so that they can have the opportunity to participate in mediation under the schedule proposed.

	Triple2 Digital LLC; Troutman Pepper Hamilton Sanders LLP; Urban Legend Media, Inc.; and Zeta Global Corp.
<p><u>Answer / Initial Disclosure</u></p>	<ul style="list-style-type: none"> • <u>Motions to Amend Complaints</u> <ul style="list-style-type: none"> ○ <u>Any of the Trustee’s pending motions to amend complaints in the Defendants’ (as defined below) avoidance actions shall be heard by the Court on or before [REDACTED], 2025 (each a “Motion to Amend”).</u> • <u>First Tranche Defendants:</u> <ul style="list-style-type: none"> ○ <u>Initial Disclosures: The later of (i) Nov. 14, 2025, or (ii) 14 days after any order granting a Motion to Amend.</u> ○ <u>Answers Due (if not already filed, and superseding any answer deadline set by prior stipulation): The later of (i) Nov. 14, 2025 or (ii) 14 days after any order granting a Motion to Amend.</u> • <u>Second Tranche Defendants (as defined below):</u> <ul style="list-style-type: none"> ○ <u>Initial Disclosures: The later of (i) Jan. 14, 2026, or (ii) 14 days after any order granting a Motion to Amend.</u> ○ <u>Answers Due (if not already filed, and superseding any answer deadline set by prior stipulation): The later of (i) Jan. 14, 2026, or (ii) 14 days after any order granting a Motion to Amend.</u> • <u>Trustee’s obligations under Rule 26(a)(1)(A)(ii) will be satisfied by the population of the Depository as set forth below.</u>
<p><u>Discovery Schedule</u></p>	<ul style="list-style-type: none"> • <u>Trustee populates the Depository² with Data Rooms for (i) all transferor entities (with folders organized by source), which Data Rooms will include documents and information supporting the Trustee’s claims under 11 U.S.C. § 549, and (ii) his allegations in Avoidance Complaints asserting claims for actual intent or constructive fraudulent transfer under the Bankruptcy Code and/or comparable state avoidance statutes: January 2, 2026.³</u> • <u>Initial RFPs (for the Trustee only); Interrogatories (for all parties); and RFAs (for all parties) served no later than: Feb. 16, 2026 (+45)⁴</u> • <u>Responses/Objections/Production⁵ : March 18, 2026 (+75)</u>

² Capitalized terms defined herein shall have the meaning set forth in the *Trustee’s Second Revised Proposed Order Granting Chapter 11 Trustee’s Motion for Entry of Order: (I) Supplementing, Amending, and Superseding (A) Order Directing Parties to Mediations, Appointing the Honorable James J. Tancredi as Mediator, and Amending Order Approving Procedures Applicable to Avoidance Claim Adversary Proceedings; and (B) Order Amending Order Directing Parties to Mediation, Appointing the Honorable James J. Tancredi as Mediator, and Amending Order Approving Procedures Applicable to Avoidance Claim Adversary Proceedings to Facilitate Consensual Pre-Litigation and Pre-Appearance Mediation; and (II) Approving Intervention of Appropriate Avoidance Defendants in Omnibus Alter Ego Actions as to Alter Ego Claims Against Specified Alter Ego Defendants*, which is available at Docket No. 4749 at Exhibit 1, and the exhibits thereto.

³ The earliest date that Trustee has indicated the Depository can be available.

⁴ The +[number] is the number of days from population of the Depository.

⁵ The date to commence production, which may be rolling based on a schedule agreed to by the Trustee and that particular Defendant.

	<ul style="list-style-type: none"> • <u>Fact Discovery Deadline: July 1, 2026 (+180)</u> • <u>Avoidance Action trials begin: Week of August 17, 2026 (+227)</u>
<p>Mediation Provisions</p>	<ul style="list-style-type: none"> • Mediation immediately terminated as to all First Tranche Defendants, <i>provided, however, that</i> First Tranche Defendants and Trustee may request mediation if jointly requested and approved by Court. • Further Mediation Proceedings with Second Tranche Defendants shall conclude by close of <u>December 31, 2025</u>.⁶ • On Jan. 6, 2026, Trustee shall file notice as to which Second Tranche Defendants <u>the</u> Trustee has reached settlement <u>with</u> (subject to Court approval) and which claims remain in dispute. <ul style="list-style-type: none"> • For Second Tranche Defendants as to which claims were not resolved in mediation, Court will enter further pretrial order (“Second Tranche Pretrial Order”) on or about Jan. 14, 2026, commencing discovery/litigation under deadlines consistent with First Discovery Litigation Schedule above.
<p>Full and Partial Stay Lifted as to First and Second Tranche <u>All</u> Defendants</p>	<ul style="list-style-type: none"> • Full stay (3A) and partial stay (3B) are lifted as to <u>First all avoidance action defendants (collectively with the First Tranche Defendants and Second Tranche Defendants</u> (<u>“Applicable Defendants”</u>)).
<p>Written Discovery</p>	<ul style="list-style-type: none"> • Defendants in each Tranche may collectively serve on the Trustee one set each of requests for production, written interrogatories, and requests for admission. Defendants in Tranche shall cooperate to agree upon requests/interrogatories within the limitations set forth above. • Trustee may serve one set each of requests for production, written interrogatories, and requests for admission on defendants in each Tranche, provided, however, each defendant in Tranche shall separately respond to Trustee’s written discovery requests. • <u>Defendant Interrogatories / Requests for Admission</u> <ul style="list-style-type: none"> ○ <u>Joint by Alleged Alter Ego Entity:</u>⁷ <u>With regard to issues related to disregarding the corporate form of an alleged alter ego entity, all Defendants with transfers from a particular alleged alter ego entity shall cooperate to issue no more than 25 joint interrogatories and 25 joint requests for admission per alleged alter ego entity.</u> ○ <u>Unique by Defendant: Each Defendant may issue up to 15</u>

⁶ Defendants would like to discuss with the Court a mechanism to potentially continue mediations with the agreement of the parties beyond December 31, 2025, if necessary.

⁷ This proposal is subject to the Trustee providing a schedule of all avoidance actions identifying the Defendant, the alleged alter ego transferor entities, and counsel of record (if any) to facilitate such joint efforts.

	<p><u>interrogatories and 15 requests for admission related to all other issues in their particular avoidance action.</u></p> <ul style="list-style-type: none"> ○ <u>Any Defendant may seek an increase in the number of written discovery requests by agreement or order of the Court.</u> • <u>Trustee’s Interrogatories / Requests for Admission: Maximum of 25 interrogatories and 25 requests for admissions for the Trustee in each pending avoidance action adversary proceedings, subject to potential increase by agreement or order of the Court.</u> • <u>To the extent the Defendants believe relevant documents and information are not available or readily identifiable in the Depository, they shall serve a draft request for production identifying such documents and information (“Draft RFP”), and promptly meet and confer with the Trustee to determine whether such documents and information exist in the Trustee’s possession, custody, or control, or are identifiable in the Depository. If the parties cannot resolve this issue, such Defendant(s) may seek relief from the Court to order production of the documents and information identified in the Draft RFP into the Depository.</u> • Production of documents or information shall neither constitute nor evidence waiver of attorney-client privilege or work product doctrine (<i>i.e.</i>, reciprocal non-waiver provision).
<p>Trustee’s Document Depository and Privilege Logs</p>	<ul style="list-style-type: none"> • Trustee intends to produce responsive documents through document depository <u>Depository</u>, organized into data rooms <u>Data Rooms</u> (further organized by producing party), subject to Trustee’s reservations that vast majority of documents were produced to Trustee by third parties, Trustee makes no representations as to accuracy/authenticity of such documents, and inclusion of documents does not constitute admission or basis to argue documents are relevant/admissible or constitute admission of any fact. • Access to depository shall be limited to counsel and defendants that have signed operative Protective Order/Addendum and that are engaged in discovery with Trustee under this Order. Protective Order/Addendum shall otherwise apply in all discovery proceedings under this Order. • Trustee will serve <u>in the initial instance a</u> categorical privilege log identifying, for each category of withheld documents, (a) general parties to such documents/ communications (e.g., the Debtor and his bankruptcy counsel at a particular law firm), (b) the general subject matter of the withheld documents (e.g., legal advice related to bankruptcy filing), (c) the date range of the documents in the category, and (d) the basis for the asserted privilege (e.g., attorney-client privilege, work product, etc.). The Trustee will meet and confer with defendants after providing the categorical log if defendants believe further information regarding privileges asserted by Trustee is required as to any categories.
<p>Deposition Discovery</p>	<ul style="list-style-type: none"> • Deposition discovery shall not commence prior to Jan. 16 <u>March 18, 2026 (+75)</u>.

	<ul style="list-style-type: none"> Trustee and Applicable Defendants shall cooperate in scheduling depositions and shall ensure<u>ensuring</u> that Trustee and all defendants within applicable Tranche<u>Defendants</u> receive notice of any depositions. Defendants within each Tranche shall share time and cooperate in posing questions to witnesses and shall <u>make their best efforts to</u> not pose duplicative questions. Unless otherwise ordered by the Court, Second Tranche Defendants may depose witnesses previously deposed by First Tranche Defendants only as to subject matter not covered in prior deposition<u>the parties shall depose an individual or corporate representative one time, provided that the time period specified in Rule 30(d)(1) may be enlarged by agreement or order of the Court for good cause shown.</u>
<p>Expert Discovery / Constructive FT Claims</p>	<ul style="list-style-type: none"> Any party that anticipates offering expert testimony in an avoidance action shall notify all other parties in such avoidance action at least 30 days prior to close of fact discovery (which notice may be by email and shall at minimum disclose the subject matter of the anticipated expert testimony). Parties shall confer and within seven days either: (a) request Court approval of consensual expert discovery schedule, or, in the absence of agreement, (b) request a status conference to address any disputes regarding expert testimony/<u>would like to disclose an expert under Rule 26(a)(2)(A) shall provide such notice to the other party by 60 days prior to the end of fact discovery. The parties shall either stipulate to or seek an order of the Court to set a schedule for the disclosures required under Rule 26(a)(2)(B) and any expert-related discovery.</u> The litigation/discovery schedule above shall not apply to constructive fraudulent transfer claims, which shall be reserved pending adjudication of the Trustee's intentional fraudulent transfer claims. Discovery/litigation of constructive fraudulent transfer claims shall not proceed except upon further order of the Court.
<p>Motion Practice</p>	<ul style="list-style-type: none"> No dispositive motion practice under FRCP 12 or 56 absent further order of the Court. The Trustee believes some dispositive motion practice may be appropriate. For example, the Trustee may request that the Court permit the filing of a summary judgment motion addressing whether the Court's existing alter ego decisions (e.g., with respect to Greenwich Land LLC, Golden Spring (New York) Ltd., etc.) are binding on the Avoidance Defendants, such that discovery and trials as to whether those entities are alter egos is unnecessary.
<p><u>Trials / Intervention in Omnibus Alter Ego Actions</u></p>	<ul style="list-style-type: none"> The Court shall hold a status conference approximately 21 days prior to the close of fact discovery for each Tranche for the purpose of scheduling <u>any pre-trial and</u> trial proceedings. <u>Defendants desiring to seek intervention in the Omnibus Alter Ego</u>

	<p><u>Actions shall file a motion under Rule 24 by December 31, 2025.</u></p> <ul style="list-style-type: none"> • Trial<u>Any trial</u> proceedings <u>conducted by the Bankruptcy Court</u> shall be sequenced and/or consolidated as appropriate, including under FRCP<u>Rule 42--</u> <u>(as made applicable by FRBP 7042), with priority given to adjudicating first the issues in the Omnibus Alter Ego Actions.</u>
<p>Submission of Order and Schedule</p>	<ul style="list-style-type: none"> • Trustee <u>and Defendants</u> shall submit a proposed order incorporating these terms to <u>the</u> Court, which proposed order shall attach a schedule of the Applicable Defendants listing for each such defendant the relevant<u>applicable</u> adversary proceeding docket number(s), relevant alter ego(s), amounts of claims at issue (prepetition and postpetition), and whether an answer has been filed.

Summary report:	
Litera Compare for Word 11.10.1.2 Document comparison done on 10/29/2025 3:13:46 PM	
Style name: Default Style	
Intelligent Table Comparison: Active	
Original DMS: iw://cloudimanager.com/SG/22799158/1	
Modified DMS: iw://cloudimanager.com/SG/22818493/1	
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Add	53
Delete	37
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Move To	0
Table Insert	2
Table Delete	2
Table moves to	0
Table moves from	0
Embedded Graphics (Visio, ChemDraw, Images etc.)	0
Embedded Excel	0
Format changes	0
Total Changes:	94

CERTIFICATE OF SERVICE

I hereby certify that on October 29, 2025, a copy of the foregoing was filed electronically and served by first class mail, postage prepaid and/or via email on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by First Class mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Eric S. Goldstein
Eric S. Goldstein