Docket #0014 Date Filed: 3/1/2022

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

IN RE:	§	
	§	
SPEEDCAST INTERNATIONAL LIMITED, et. al.,	§	**CASE NO. 20-32243 (MI)**
	§	
Debtors.	§	**Chapter 11**
	§	
	§	**Jointly Administered**
	§	
CATHERINE E. YOUNGMAN, in her capacity as Class 3 Trustee for the Speedcast SFA Lenders' Litigation Trust,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	**ADV. PRO. 22-03019**
PETER SHAPER,	§	
	§	
Defendant.	§	
	§	

JOINT MOTION TO EXTEND AND IMPOSE BRIEFING DEADLINES AND RESET HEARINGS
[Relates to Document Nos. 4, 6 and 8]

1. Plaintiff Catherine E. Youngman, as Class 3 Trustee ("Plaintiff"), and Defendant Peter Shaper ("Defendant" or "Shaper") (together with Plaintiff, the "Parties"), by and through their undersigned counsel, jointly move to:

(1) extend the briefing deadlines applicable to Defendant Shaper's previously filed Motion to Dismiss Pursuant to Rule 12(b)(6) [Dkt. 6, 8] ("Motion to Dismiss");

(2) reset the hearing on the Motion to Dismiss (currently set March 21, 2022) to a later date;

(3) reset the Status Conference currently set for April 6, 2022 [Dkt. 4] to a later date; and

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(4) impose a briefing schedule for Plaintiff's forthcoming motion to remand to state court ("Motion to Remand").

2. Plaintiff commenced this Action by filing an Original Petition in the District Court of Harris County, Texas, 61st Judicial District, on January 7, 2022. Shaper accepted service of the Original Petition on January 10, 2022.

3. Shaper filed a Notice of Removal of this Action on February 7, 2022 (Dkt. 1), and filed his Motion to Dismiss on February 14, 2022. Dkt. 6, 8.

4. The Motion to Dismiss is currently set for hearing on March 21, 2022. Dkt. 10.

5. The Court has scheduled a Status Conference on April 6, 2022. Dkt. 4.

6. Plaintiff has indicated her intent to file a Motion to Remand the case to the District Courts of Harris County, Texas. *See, e.g.*, Dkt. 13.

7. The Parties have agreed on a briefing schedule related to the above Motions, subject to approval by the Court, and have agreed that it is in the interest of efficiency and judicial economy to postpone both the hearing on the Motion to Dismiss and the Status Conference until the Motions can be fully briefed.

8. Therefore, Plaintiff and Shaper request that the Court enter the below briefing schedule:

- Plaintiff's Motion to Remand is to be filed no later than Wednesday, March 9, 2022.
- Defendant's Opposition to the Motion to Remand is to be filed no later than Monday, March 28, 2022.
- Plaintiff's Reply in Support of the Motion to Remand, if any, is to be filed no later than Thursday, April 7, 2022.

- Plaintiff's Opposition to the Motion to Dismiss is to be filed no later than Monday, April 18, 2022.
- Defendant's Reply in Support of the Motion to Dismiss, if any, is to be filed no later than Monday, May 2, 2022.

9. Additionally, Plaintiff and Shaper request that the Court re-set the previously scheduled hearings on the Motion to Dismiss and the Status Conference to dates and times convenient to the Court on or after May 9, 2022.

DATED: March 1, 2022

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF SPEEDCAST
SFA LENDERS' LITIGATION TRUSTEE

Certificate of Service

I hereby certify that copy of the foregoing has been served on all counsel of record on this date, in accordance with the Federal Rules of Civil Procedure.

/s/ Ayesha Najam
Ayesha Najam