Docket #0665 Date Filed: 8/8/2024

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS

In re:	Chapter 11 Cases
TELEXFREE, LLC, TELEXFREE, INC. and TELEXFREE FINANCIAL, INC., Reorganized Debtors.	14-40987-EDK 14-40988-EDK 14-40989-EDK Substantively Consolidated
STEPHEN B. DARR, TRUSTEE OF THE ESTATES OF TELEXFREE, LLC, TELEXFREE, INC. and TELEXFREE FINANCIAL, INC., Plaintiff, v. FRANZ BALAN, A REPRESENTATIVE OF A CLASS OF DEFENDANT NET WINNERS, Defendants.	Adversary Proceeding No. 16-4006
STEPHEN B. DARR AS TRUSTEE OF THE ESTATES OF TELEXFREE, LLC, TELEXFREE, INC. and TELEXFREE FINANCIAL, INC., Plaintiff, v. MARCO PUZZARINI AND SANDRO PAULO FREITAS, REPRESENTATIVES OF A CLASS OF DEFENDANT NET WINNERS, Defendants.	Adversary Proceeding No. 16-4007

JOINT MOTION BY TRUSTEE AND DEFENDANT CLASSES TO FURTHER EXTEND TIME TO FILE POST-TRIAL BRIEFS, PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW, IN ORDER TO ACCOMMODATE SETTLEMENT

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Stephen B. Darr, the Liquidating Trustee ("Trustee") under the confirmed plan of reorganization of TelexFree LLC, TelexFree Inc., and TelexFree Financial Inc. (collectively, "TelexFree" or the "Debtor"), and Class Representatives Frantz Balan, Marco Puzzarini, and Sandro Paulo Freitas (the "Class Representatives"), on behalf of classes of alleged "net winner" Defendants in *Darr v. Argueta*, Adv. Pro. 16–4006 (the "Domestic Case") and *Darr v. Alecci*, Adv. Pro. 16–4007 (the "International Case"), respectfully request that the deadline for them to file post-trial briefs, proposed findings of fact and conclusions of law, and to otherwise brief matters requested by this Court, be extended an additional 7 days until **August 15, 2024**. In support thereof, the Trustee and the Class Representatives state as follows:

1. Since the recent trial in this matter the Trustee and the Class Representatives have engaged in extensive settlement negotiations, exchanged multiple settlement proposals, and engaged in in-person meetings in an effort to reach settlement of the issues before the Court.

2. The parties have now agreed to the material terms of a settlement and are working to memorialize the details in final documents that can be executed by both sides, and submitted to the Court for approval, along with a joint motion. These papers also include proposals for notice to class members, matters related to the proposed settlement portal to be set up by the Trustee, and other matters that need to be presented to the Court for approval.

3. Both sides wish to continue to pursue these efforts over the next week, without further expending party or judicial resources, if possible.

4. Furthermore, the Trustee recently submitted its latest round of drafts of the above referenced documents to the Class Defendants so that Class Defendants can provide their proposed changes. However, Counsel for the Class Defendants has number of other pressing matters and deadlines in other cases, and requires additional time to fully incorporate Class Defendants suggested edits into the latest round of proposed draft documents. Counsel for the Class Defendants indicated his team will turn around this latest set of documents with suggested changes by early next week.

5. This Court recently extended the deadline for the parties to file post-trial briefs and proposed findings of fact and conclusions of law to **August 8, 2024**.

6. The parties now seek an additional 7-day extension of time so that they may continue to work on the proposed settlement, without having to file post-trial briefs, proposed findings of fact and conclusions of law.

WHEREFORE, the Trustee and the Class Representatives request that they be granted an additional 7days, until **August 15, 2014**, to file post-trial briefs, proposed findings of fact and conclusions of law, and to otherwise brief matters requested by this Court.

Respectfully submitted,

FRANTZ BALAN,
CLASS REPRESENTATIVE FOR
DOMESTIC CLASS ACTION,

MARCO PUZZARINI AND SANDRO
PAULO FREITAS,
CLASS REPRESENTATIVES
FOR INTERNATIONAL CLASS ACTION,

By their counsel,

Dated: August 8, 2024

/s/Michael J. Duran
Michael J. Duran (BBO # 569234)
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STEPHEN B. DARR, LIQUIDATING
TRUSTEE,
By his counsel:

Dated: August 8, 2024

/s/ *Andrew G. Lizotte*
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CERTIFICATE OF SERVICE

I, Michael J. Duran, hereby certify that I have caused a copy of the foregoing Motion to be served on counsel for the Trustee and all registered electronic filers appearing in this case via the Court's CM/ECF system.

Dated: August 8, 2024

/s/ Michael J. Duran
Michael J. Duran, Esq.