

1 **UNITED STATES DISTRICT COURT**  
2 **NORTHERN DISTRICT CALIFORNIA**

3  
4 COMMODITY FUTURES  
5 TRADING COMMISSION,

6 Plaintiff,

7 vs.

8 DENARI CAPITAL, LLC, TRAVIS  
9 CAPSON, ARNAB SARKAR,

10 Defendants.

Case No: 3:19-cv-07284-EMC

~~11 [PROPOSED] ORDER~~  
12 **EXTENDING DEADLINE FOR**  
13 **DEFENDANTS TO ANSWER OR**  
14 **OTHERWISE PLEAD, AND**  
15 **RESCHEDULING CASE**  
16 **MANAGEMENT CONFERENCE**

17 Plaintiff Commodity Futures Trading Commission (“CFTC”) filed this action on November 5,  
18 2019. (Complaint, D.E. # 1.) On November 21, 2019 the parties filed a joint stipulation to set a briefing  
19 schedule on motions filed by the CFTC, and also to set a deadline of January 6, 2020 for Defendants to  
20 file their answer or other responsive pleading. (D.E. # 25.) On November 21, 2019, the Court entered a  
21 Case Management Order which, among other things, set the initial case management conference in this  
22 case for February 27, 2020. (D.E. # 26.) On November 22, 2019, the Court entered an order setting a  
23 briefing schedule on the CFTC’s motions, and setting a deadline of January 6, 2020 for Defendants to  
24 file their answer or other responsive pleading. (D.E. # 27.) On December 3, 2019 the parties filed a  
25 joint stipulation for entry of a preliminary injunction order (D.E. # 36), and on December 4, 2019 the  
26 Court entered a Consent Preliminary Injunction order (D.E. # 37). On December 26, 2019, the parties  
filed a Joint Stipulation to extend the deadline for defendants to file an answer or other responsive  
pleading to the complaint. (D.E. # 38.) On December 31, 2019, the Court entered an order pursuant to  
the parties’ joint stipulation which extended the deadline for defendants to respond to the complaint until  
February 10, 2020. (D.E. # 39.)

1 The parties have informed the Court that they are continuing to cooperate with the Temporary  
2 Receiver to gather and process information relating to the Defendants' finances and operations. The  
3 parties jointly request and stipulate to an extension of five weeks for the Defendants to file an answer or  
4 other responsive pleading, so that the parties can continue to focus on cooperating with the Temporary  
5 Receiver in compliance with the Preliminary Injunction Order, and potentially resolve this matter  
6 without further litigation. The parties also jointly request and stipulate to reschedule the initial case  
7 management conference in this matter for the same reason.

8 Pursuant to the Joint Stipulation to Extend Deadlines, the deadline for Defendants to file an  
9 answer or other responsive pleading to the Complaint is March 16, 2020. Pursuant to the Joint  
10 Stipulation to Extend Deadlines, the case management conference set for February 27, 2020 at 9:30 a.m.  
11 is stricken, and reset for April 2, 2020 at 9:30 a.m.

12 **IT IS SO ORDERED**

13  
14 Dated: February 10, 2020



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16 EDWARD M. CHEN  
United States District Judge