

**IN THE CIRCUIT COURT OF THE  
ELEVENTH JUDICIAL CIRCUIT IN  
AND FOR MIAMI-DADE COUNTY,  
FLORIDA**

**COMPLEX BUSINESS LITIGATION  
DIVISION**

CASE NO: 2021-015089-CA-01  
SECTION: CA43  
JUDGE: MICHAEL HANZMAN

**In re:**

**Champlain Towers South Collapse Litigation**  
\_\_\_\_\_ /

**RECEIVER AND PUTATIVE CLASS PLAINTIFFS' JOINT MOTION FOR AN  
EXTENSION OF TIME TO FILE MOTION FOR PRELIMINARY APPROVAL OF  
CLASS SETTLEMENT**

Michael I. Goldberg, in his capacity as Court-appointed Receiver for Champlain Towers South Condominium Association, Inc. ("Receiver"), and the Putative Class Plaintiffs hereby jointly move for entry of an order granting an extension of time for the Putative Class Plaintiffs to file the Motion for Preliminary Approval of the Class Settlement. In support of this motion, the Receiver and Plaintiffs state as follows:

At the May 11, 2022, hearing at which the global settlement with certain Defendants and potential defendant non-parties ("Settling Parties") was announced, the Court set May 18, 2022, as the deadline for the filing of the Plaintiffs' Motion for Preliminary Approval of a Class Settlement. Prior to the May 11 hearing, counsel for Plaintiffs and the Receiver had conferred with counsel for Defendants Terra World Investments, LLC, Terra Group, LLC, and 8701 Collins Development, LLC, exchanged drafts, and discussed key terms, with the understanding that their counsel was acting in a semi-representative capacity for certain other Defendants. Based on those discussions, Plaintiffs expected to be able to meet the May 18 deadline set by the Court. However, it was not until near midnight on May 16, 2022, that Plaintiffs' and the Receiver's counsel received

from Defense counsel a proposed draft of the settlement agreement, one which – apparently – has not been shared with and/or fully vetted by all Settling Parties.

This most recent draft includes several terms that are unacceptable to the Receiver and/or to Plaintiffs. Additionally, Plaintiffs understand there are several Settling Parties and/or their insurers who have not yet had the opportunity to fully review the document. As a result, the parties require additional time to work through the settlement issues to reach a documented agreement, after which Plaintiffs will be able to file the Motion for Preliminary Approval.

WHEREFORE, the Receiver and Plaintiffs request a one-week extension of time for the filing of the Motion for Preliminary Approval of the Class Settlement.

**CERTIFICATE OF SERVICE**

WE HEREBY CERTIFY that on this 17<sup>th</sup> day of May, 2022, a true and correct copy of the foregoing was electronically filed with the Clerk of Court using the Florida Court’s e-Filing portal which will send a notice of electronic filing to all attorneys of record.

<p>Dated: May 17, 2022</p> <p><i>/s/ Harley S. Tropin</i> Harley S. Tropin (FBN 241253) Javier A. Lopez (FBN 16727) Jorge L. Piedra (FBN 88315) Tal J. Lifshitz (FBN 99519) Eric S. Kay (FBN 1011803) KOZYAK TROPIN &amp; THROCKMORTON LLP 2525 Ponce de Leon Boulevard, 9th Floor Coral Gables, FL 33134 Tel: (305) 372-1800 hst@kttlaw.com</p> <p><b><i>Plaintiffs’ Co-Chair Lead Counsel</i></b></p>	<p>Respectfully submitted,</p> <p><i>/s/ Rachel W. Furst</i> Rachel W. Furst (FBN 45155) GROSSMAN ROTH YAFFA COHEN, P.A. 2525 Ponce de Leon Boulevard, Suite 1150 Coral Gables, FL 33134 Tel: (305) 442-8666 rwf@grossmanroth.com</p> <p><b><i>Plaintiffs’ Co-Chair Lead Counsel</i></b></p>
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/s/ Christopher Carver  
Andrew P. Gold (FBN 612367)  
Christopher Carver, Esq.  
Brenda Radmacher, Esq.  
Akerman LLP  
201 East Las Olas Boulevard  
Suite 1800  
Fort Lauderdale, FL 33301-2229  
Tel: (954) 463-2700  
andrew.gold@akerman.com  
christopher.carver@akerman.com  
brenda.radmacher@akerman.com

***Counsel for the Receiver Michael Goldberg***