

UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

APPEAL CASE NO.: 12-14345-CC

JONATHAN E. PERLMAN, ESQ.,
as Court-appointed Receiver of
Creative Capital Consortium, LLC,
et al.,

Appellant,

v.

WELLS FARGO BANK, N.A.,

Appellee.

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**APPELLANT'S UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE BRIEF**

Jonathan E. Perlman, Esq., Appellant v. Wells Fargo Bank, N.A., Appellee – Case No. 12-14345-CC

**CERTIFICATE OF INTERESTED PERSONS
AND CORPORATE DISCLOSURE STATEMENT**

Pursuant to Federal Rule of Appellate Procedure 26.1 and 11th Circuit Local Rule 26.1-1, Appellant, Jonathan E. Perlman, Esq., a shareholder of the law firm Genovese, Joblove & Battista, P.A., hereby certifies that the law firm has no single owner of 10% or more of the equity. The Appellant also certifies that the following persons have an interest in the outcome of this appeal:

A Creative Capital Concept\$, LLC - Receivership Entity

Blum, W. Barry - Lead Counsel for Appellant

Cimo, David - Counsel for Appellant

Contreras-Martinez, Carmen - Counsel for Appellant

Creative Capital Consortium, LLC - Receivership Entity

Fox Rothschild, LLP - Counsel for Appellee

G\$Trade Financial, Inc. - Receivership Entity

Genovese Joblove & Battista, P.A. - Counsel for Appellant

Hallak, Elliot Aaron - Counsel for Appellee

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Hopkins, James M. - United States Magistrate Judge

Hurley, Daniel T.K. - The Honorable District Court Judge

Josephs Jack, P.A. - Counsel for Appellant, predecessor to The Josephs
Law Firm

Josephs, Michael R. - Counsel for Appellant

Lemoie, David - Counsel for Appellant

Perlman, Jonathan E., Court-appointed Receiver - Appellant

Reverse Auto Loan, LLC - Receivership Entity

Rubin, Amy S. - Counsel for Appellee

The Dream Makers Capital Investments, LLC - Receivership Entity

The Josephs Law Firm - Counsel for Appellant

United Investment Club, LLC - Receivership Entity

Unity Entertainment Group, Inc. - Receivership Entity

Wealth Builders Circle, LLC - Receivership Entity

Wells Fargo & Company

Wells Fargo Bank, N.A.

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**APPELLANT’S UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE BRIEF**

Appellant, Jonathan E. Perlman, Esq., as Court-Appointed Receiver, by and through undersigned counsel, and pursuant to Local Rules 31-1 and 31-2 hereby respectfully moves the Court to grant Appellant an extension of time in which to file the Appellant’s Initial Brief in this Court, and for good cause would respectfully show:

1. This request for extension of time to file Appellant/Receiver’s Initial Brief is being made due to a postponement of the ongoing prospective global settlement negotiations of the instant appeal as well as the appeal in the related action styled: *Nerline Horace-Manasse v. Wells Fargo Bank, N.A.*, as successor-in-interest to Wachovia Bank, Eleventh Circuit Court of Appeal, Case No. 12-13401(the “Horace-Manasse Appeal”).

2. The parties to the instant appeal and the Horace-Manasse Appeal had previously scheduled a joint settlement conference for December 20, 2012.

3. The joint settlement conference scheduled for December 20, 2012, however, was postponed due to the recent and tragic passing of

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the wife of the Appellant, Jonathan E. Perlman, Esq.

4. The parties have rescheduled their joint settlement conference for February 21, 2013, which is the earliest mutually available date for the parties to jointly hold a settlement conference.

5. In light of the prospective settlement negotiations which had been rescheduled for December 20, 2012, this Court had previously granted the Receiver an extension of time until January 7, 2013 to file his Initial Brief in this case.

6. In order to accommodate Mr. Perlman's family needs and to afford the parties sufficient time to conduct their global settlement discussions, including the upcoming mediation, the Receiver requests, and all parties have agreed to, an extension of time to file his Initial Brief in the instant appeal.

7. Accordingly, the Receiver respectfully requests an extension of time to file his Initial Brief in the instant appeal, through and including March 20, 2013.¹

¹ The Appellee has likewise filed an unopposed motion for an extension of time within which to file its Appellee brief in the Horace-Manasse Appeal through and including March 20, 2013.

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8. The extension is requested so that justice may be done in this cause, and not for delay. Further, the extension of time will not prejudice the time within which Appellee may file a reply brief, nor will it prejudice or extend the date of submission of this case.

9. Counsel for the Receiver has conferred with counsel for Appellee, who has indicated that the Appellee consents to the relief requested herein.

WHEREFORE, for good cause shown, the Receiver respectfully requests that the time for filing and serving the Initial Brief in this cause be extended to March 20, 2013.

Dated this 26th day of December, 2012.

Respectfully submitted,

By: /s/ Carmen Contreras-Martinez

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-and-

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*Attorneys for Appellant, Jonathan E.
Perlman, Esq., court-appointed Receiver*

CERTIFICATE OF COMPLIANCE WITH FED. R. APP. P. 27 (d); 32(a)

1. This Unopposed Motion for Extension of Time to File Brief of Appellant Jonathan E. Perlman, Esq., Receiver, complies with the page volume limitation of Fed. R. App. P. 27(d)(2) because this motion does not exceed 20 pages.

2. This Unopposed Motion for Extension of Time to File Brief of Appellant Jonathan E. Perlman, Esq., Receiver, complies with the typeface requirements of Fed. R. App. 32(a)(6) because this motion has been prepared in a proportionally spaced typeface using Microsoft Word 2010 in 14 point Century font.

/s/Carmen Contreras-Martinez
*Attorneys for Appellant, Jonathan E.
Perlman, Esq., Court-appointed Receiver*

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 26, 2012, pursuant to Fed. R. App. P. 25(d), the foregoing was electronically filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List, either via transmission of Notices of Electronic Filing generated by CM/ECF, by U.S. mail on those counsel or parties who are not authorized to receive electronically Notices of Electronic Filings.

By: /s/ Carmen Contreras-Martinez
Attorney

Jonathan E. Perlman, Esq., Appellant v. Wells Fargo Bank, N.A., Appellee – Case No. 12-14345-CC

SERVICE LIST

<p>W. Barry Blum, Esq. bblum@gjb-law.com David C. Cimo, Esq. dcimo@gjb-law.com David P. Lemoie, Esq. dlemoie@gjb-law.com Carmen Contreras-Martinez, Esq. ccontreras@gjb-law.com GENOVESE JOBLOVE & BATTISTA, P.A. 100 Southeast Second Street 44th Floor Miami, Florida 33131</p> <p><i>-and-</i></p> <p>Michael R. Josephs, Esq. mrj@florida-attorneys.com THE JOSEPHS LAW FIRM 255 Alhambra Circle, Suite 700 Miami, Florida 33134 <i>Attorneys for Appellant, Jonathan E. Perlman, Esq., Court-appointed Receiver</i> Served via CM/ECF</p>	<p>Amy S. Rubin arubin@foxrothschild.com Elliot Aaron Hallak ehallak@foxrothschild.com Fox Rothschild LLP 222 Lakeview Avenue, Suite 700 West Palm Beach, FL 33401 Telephone: (561) 835-9600 Facsimile: (561) 835-9602 <i>Attorneys for Appellee Wells Fargo Bank, N.A.</i> Served via CM/ECF</p>
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