

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
(WEST PALM BEACH DIVISION)

CASE NO. 09-81090-CIV-HURLEY/HOPKINS

JONATHAN E. PERLMAN, Esq., as court  
appointed Receiver of Creative Capital  
Consortium, LLC, et al.,

Plaintiff,

v.

RONY DESVARENNES, an individual,

Defendant.

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**RECEIVER'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO  
RESPOND TO DEFENDANT'S MOTION TO SET ASIDE FINAL DEFAULT  
JUDGMENT**

Plaintiff, JONATHAN E. PERLMAN, Esq., the court-appointed Receiver (the "Receiver") of Creative Capital Consortium, LLC and related Receivership Entities, by and through his undersigned counsel, hereby files this *Unopposed* Motion for Extension of Time To Respond to Defendant's Motion to Set Aside Final Default Judgment Pursuant to Rule 60(b), Federal Rule of Civil Procedure and Memorandum of Law in Support (the "Motion to Vacate") [DE 16] and states as follows:

1. On August 12, 2010, this Court entered a Final Default Judgment against the Defendant Rony Desvarennnes ("Defendant") and in favour of the Receiver in the amount of \$225,000.00. [DE 14].

2. On January 17, 2012, the Defendant filed his Motion to Vacate. [DE 16].

Accordingly, the Receiver's response to the Motion to Vacate is due February 3, 2012.

3. The Parties have engaged in good faith settlement discussions. In this regard, as part of his due diligence in connection with the proposed settlement, the Receiver has requested that the Defendant provide certain financial information and other documentation relevant to the settlement and the corresponding defenses asserted by the Defendant.

4. The Receiver requires time to review the due diligence information and to thereafter fully explore the proposed settlement prior to filing a response to the Motion to Vacate. Accordingly, the Receiver respectfully requests a 30 day extension of time to respond to the Motion to Vacate in the event the Parties are unable to reach an agreement.

5. This request is made in good faith, and not for the purposes of delay. The extension requested will not prejudice any party or this Court. Further, the enlargement of time, if granted, will benefit the Receivership Estate by conserving the financial resources and otherwise mitigating expenditures associated with preparing a response to the motion and preparing for a hearing in this case while a potential settlement is pending.

6. Pursuant to Local Rule 7.1(A)(3), the Receiver has conferred with counsel for the Defendant and represents that the Defendant has no objection to the relief requested herein.

7. Pursuant to Local Rule 7.1(A)(2), a proposed order is attached hereto.

WHEREFORE, the Receiver respectfully requests an Order granting an extension through and until March 5, 2012 to respond to the Motion to Vacate and for such other and further relief as the Court deems just and proper.

Dated: February 2, 2012  
Miami, Florida

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 2, 2012, the foregoing document 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 below Service List, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

By: /s/Carmen Contreras-Martinez  
Attorney

**SERVICE LIST**

**JONATHAN E. PERLMAN, ESQ., as court appointed Receiver of Creative Capital  
Consortium, LLC, et al. v. RONY DESVARENNES  
CASE NO. 09-81090-CIV-HURLEY/HOPKINS  
United States District Court, Southern District of Florida**

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