

United States District Court
Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
San Francisco Division

FORRESTSTREAM HOLDINGS
LIMITED,

Plaintiff,

v.

GREGORY SHENKMAN, et al.,

Defendants.

Case No. 16-cv-01609-LB

**ORDER TO SHOW CAUSE WHY
PLAINTIFF’S APPLICATION FOR
ORDER DIRECTING TURNOVER OF
SHARES SHOULD NOT BE GRANTED**

Re: ECF No. 320

The court assumes the reader’s familiarity with the subject matter and procedural history of this case. Briefly stated, plaintiff and judgment-creditor Forreststream Holdings Ltd. has been trying for some time to obtain discovery regarding Mr. Shenkman’s assets to satisfy the over \$5.3 million judgment that Mr. Shenkman owes Forreststream.¹ Forreststream states that Mr. Shenkman has not made any payments towards the judgment and has refused to provide meaningful responses to Forreststream’s discovery requests regarding his assets.² In another litigation pending in this district, however, Mr. Shenkman has admitted to owning shares in a

¹ Forreststream Appl. – ECF No. 320 at 2–4. Citations refer to material in the Electronic Case File (“ECF”); pinpoint citations are to the ECF-generated page numbers at the top of documents.

² Id.

1 Bermuda-chartered corporation, Return on Intelligence, Ltd. (“ROI”).³ Forreststream requests that
2 the court order Mr. Shenkman to turn over his shares in ROI to the U.S. Marshal for levy and sale
3 pursuant to the writ of execution issued in this case.⁴

4 The court orders Mr. Shenkman to appear before the court on November 15, 2018, at 9:30
5 a.m., and show cause why Forreststream’s application for an order directing turnover of his shares
6 in ROI should not be granted. (This is in addition to the court’s earlier order that Mr. Shenkman
7 appear on November 15 at 9:30 a.m. and show cause why Forreststream should not be granted
8 leave to file a motion for sanctions.⁵)

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

Dated: November 14, 2018



LAUREL BEELER
United States Magistrate Judge

³ Id. at 4; Forreststream Appl. Ex. B (Answer, Return on Intelligence, Ltd. v. Shenkman, No. 18-CV-00262-JSW (N.D. Cal. filed July 20, 2018), ECF No. 51) – ECF No. 320 at 18 (¶ 15).

⁴ Forreststream Appl. – ECF No. 320 at 4.

⁵ Order to Show Cause – ECF No. 317.