

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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DATE FILED: 3/30/2020

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BLUE CITI LLC, :  
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 Plaintiff, :  
 :  
 -against- :  
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 5BARZ INTERNATIONAL INC., :  
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 :  
 Defendant. :  
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16-CV-9027 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on March 4, 2020, Receiver filed an emergency motion to expand the receivership (Dkt. 129);

WHEREAS on March 5, 2020 third-party EMA Financial LLC filed a motion to intervene in this case (Dkt. 131);

WHEREAS on March 10, 2020, Defendant filed a letter motion requesting that the Court “sua sponte vacate all judgments and orders hereto before made,” and requesting an emergency conference (Dkt. 133);

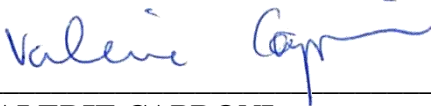
IT IS HEREBY ORDERED THAT:

1. The motion to expand the receivership is GRANTED.
2. The parties are directed to respond to the pending motion to intervene no later than **April 17, 2020**, indicating why the Court should not permit EMA Financial LLC to intervene in this case.
3. The request for an emergency conference is DENIED. Defendant may file a motion to vacate a final judgment under Federal Rule of Civil Procedure 60(b) by **April 30, 2020**. If Defendant makes such a motion, Plaintiff’s opposition is due by **May 22, 2020**.

The Clerk of Court is respectfully directed to close the open motions at docket entries 129 and 133.

**SO ORDERED.**

**Date: March 30, 2020**  
**New York, New York**

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**VALERIE CAPRONI**  
**United States District Judge**