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February 23, 2021

Via ECF

Hon. Colleen McMahon
Chief U.S. District Judge
United States District Court
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 2550
New York, NY 10007

2/26/2021
As substantially the reasons articulated in the brief filed in opposition to the motion to dismiss, the complaint is not going to be dismissed. A short opinion will issue in the next few weeks, but you may as well set on with discovery. Stay denied

RE: Securitas Electronic Security, Inc. v. Bruce DeBon, et al.
Case No. 1:20-cv-05323 (CM)
Our File No. 6181.0004

Dear Judge McMahon:

Our firm represents Plaintiff Securitas Electronic Security, Inc. ("Plaintiff" or "SES") and Third-Party Defendant Felix Gonzales ("Gonzales") (collectively, SES and Gonzales are referred to as the "SES Parties") in the above-referenced matter. We respectfully submit this letter in opposition to Defendant/Third-Party Plaintiff Bruce DeBon's ("DeBon") letter-motion requesting a stay of discovery until DeBon's motion of dismissal pursuant to Rule 12(c) is decided (Dkt. 38).

The SES Parties are confident that all of their claims will survive DeBon's motion to dismiss. Furthermore, DeBon has asserted related third-party claims against Gonzales as well as counterclaims against SES, none of which are at issue in the motion to dismiss. Therefore, we do not believe the pendency of the motion is a valid basis upon which to stay discovery. Such a stay would serve only to delay the progress of the case.