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11 **UNITED STATES DISTRICT COURT**  
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 FEDERAL TRADE COMMISSION,

Case No. 23-cv-1444-DMS-BGS

14 Plaintiff,

**JOINT MOTION TO STAY  
DEADLINES WHILE PROPOSED  
SETTLEMENT IS REVIEWED BY  
COMMISSION**

15 v.

16 AUTOMATORS LLC, ET AL.,

17 Defendants,

18 PEREGRINE WORLDWIDE, LLC, a  
19 Delaware limited liability company,

20 Relief Defendant.

21 Plaintiff the Federal Trade Commission (“FTC”); Defendants Automators LLC,  
22 Empire Ecommerce LLC, Onyx Distribution LLC, Stryder Holdings LLC, Pelenea  
23 Ventures LLC, Roman Cresto, John Cresto, Andrew Chapman (collectively,  
24 “Defendants”); and Peregrine Worldwide, LLC (“Relief Defendant”) respectfully submit  
25 this Joint Motion requesting a stay of all deadlines as to the FTC’s case against  
26 Defendants and Relief Defendant in this matter until January 26, 2024, pending  
27 Commission review of a Stipulated Order for Permanent Injunction and Monetary  
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1 Judgment as to Defendants and Relief Defendant (“proposed stipulated order”). In  
2 support of this Motion, Plaintiff states the following:

3 1. The FTC and Defendants and Relief Defendant, through counsel, have  
4 agreed to resolve the FTC’s claims against Defendants and Relief Defendant by the  
5 proposed stipulated order, which Defendants and Relief Defendant have signed.

6 2. All settlements negotiated by FTC staff must be reviewed and approved by a  
7 vote of the Commission. The Commission’s review and consideration process is likely to  
8 take approximately eight weeks.

9 3. Without a stay of the litigation, Plaintiff and Defendants will continue to  
10 incur costs, including in preparing for discovery and trial. These costs will be  
11 unnecessary should the parties’ proposed stipulated order be approved by the  
12 Commission and this Court.

13 4. In addition, granting the requested stay will also serve the interests of  
14 judicial economy. Approval and entry of the proposed stipulated order will resolve this  
15 case.

16 5. For these reasons, Plaintiff, Defendants, and Relief Defendant request that  
17 the Court stay all proceedings in this case until January 26, 2024. The proposed stay  
18 should not apply to the activities of the Receiver, including activities taken pursuant to  
19 the Stipulated Preliminary Injunction (ECF No. 48).

20 6. If the Commission approves the proposed stipulated order, FTC counsel will  
21 immediately file it with the Court. If the Commission does not approve the proposed  
22 stipulated order, the parties will notify the Court and move to lift the stay.

23 7. The Receiver does not oppose this joint request.

24 WHEREFORE, the FTC, Defendants, and Relief Defendant jointly request that all  
25 case deadlines as to the FTC, Defendants, and Relief Defendant be stayed until January  
26 26, 2024, pending Commission review of the proposed stipulated order.  
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Respectfully submitted,

Dated: November 22, 2023

s/ Douglas Litvack

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10    *Distribution LLC*

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 22, 2023, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will cause a copy of the same to be served on the following parties entitled to service:

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