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September 20, 2022

Via ECF

The Honorable Cathy L. Waldor,
United States District Court for the District of New Jersey,
Martin Luther King Jr. Courthouse,
50 Walnut Street,
Newark, NJ 07101.

Re: *Mangano v. BlockFi, et al.*,
No. 2:22-cv-01112-KM-CLW

Dear Judge Waldor:

I represent Defendants BlockFi Inc., BlockFi Trading LLC, and BlockFi Lending LLC in the above-referenced action (“Action”). I write with the consent of all parties to jointly request an adjournment of the initial conference scheduled under Federal Rule of Civil Procedure 16 for October 19, 2022 at 10 am. (Dkt. No. 35.) The parties jointly request that the initial conference be rescheduled, if necessary, after the Court’s decision on Defendants’ Motion to Dismiss the Amended Class Action Complaint (“Motion to Dismiss”). (Dkt. No. 34.) Plaintiffs’ opposition to Defendants’ Motion to Dismiss is due October 27, 2022, and Defendants’ reply brief is due November 22, 2022. (Dkt. No. 33.)

In any private action arising under the federal securities laws, the Private Securities Litigation Reform Act (“PSLRA”) provides that “all discovery and other proceedings shall be stayed during the pendency of any motion to dismiss.” 15 U.S.C. § 78u-4(b)(3)(B). In this Action, Plaintiffs bring claims under Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 and Sections 5, 12(a)(2), and 15(a) of the Securities Act of 1933. As a result, the PSLRA’s stay on discovery and other proceedings is in effect in this Action pending the Court’s decision on Defendants’ Motion to Dismiss, and it is premature to proceed with the initial conference and the discussion of discovery issues contemplated therein.

This is the first request for an adjournment. The parties are available to answer any questions that the Court may have.

Respectfully submitted,
/s/ Jeffrey T. Scott
Jeffrey T. Scott

cc: All Counsel of Record (via ECF)