

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2024-003495-CA-01

SECTION: CA43

JUDGE: Thomas J. Rebull

Peter Hurwitz

Plaintiff(s)

vs.

Grocerkey, Inc., a Delaware corporation

Defendant(s)

MODIFIED CASE MANAGEMENT ORDER

WHEREAS, the Florida Supreme Court has mandated the issuance of a case management order for each civil case pursuant to Supreme Court AO20-23, Amendment 10 (“**Administrative Order**”), and the Chief Judge of this Court has mandated the entry of a case management order in each case; and

WHEREAS, these actions are assignment for the benefit of creditors proceedings commenced pursuant to Chapter 727, Florida Statutes, which is intended to provide a uniform procedure for the administration of insolvent estates, and to ensure full reporting to creditors and equal distribution of assets according to priorities as established under Chapter 727; and

WHEREAS, the nature of assignment for the benefit of creditor proceedings is not necessarily adversarial and does not always involve a discrete conflict to be resolved between two or more parties, and therefore certain case management deadlines that must be specified for adversarial cases in the Administrative Order—specifically (i) the deadlines for service of complaints, service under extensions, adding new parties, (ii) the deadlines by which: fact and expert discovery shall be completed; all objections to pleadings and pretrial motions shall be resolved, and mediation shall have occurred, and (iii) the projected date of trial—may not be relevant to the administration of an assignment estate;

WHEREAS, Chapter 727, Florida Statutes, contains the procedural deadlines relevant to the administration of an assignment estate, and the Court finds it appropriate to issue a case management order tailored to the completion of such deadlines, and a report on the liquidation status, and any pending motions, supplemental proceedings, disputed claims, and anticipated closing of the estate and the proceeding;

NOW THEREFORE, the Court finds it appropriate to issue a modified case management order for this assignment for the benefit of creditors proceeding, and scheduling monthly status conferences as per the chart below (“**Status Conferences**”) via Zoom video conferencing at the

link provided by the Court prior to each status conference. The Assignee or the Assignee's counsel shall attend the Status Conferences and pursue any relevant relief necessary for the liquidation of the Assignors.

1. The Court will conduct interim case management conferences in these cases on the following dates and times:

Date of Interim Status Conferences	Time
March 18, 2024	9:00 AM
April 11, 2024	9:00 AM
April 15, 2024	9:00 AM
May 23, 2024	9:00 AM
June 27, 2024	9:00 AM
July 25, 2024	9:00 AM
August 29, 2024	9:00 AM

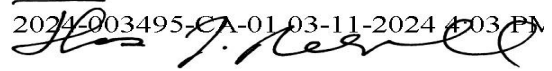
2. The following are the relevant statutory deadlines pursuant to Chapter 727 of the Florida Statutes:

Requirement / Bar Date	Deadline
Record Petition in public records of principal place of assignor's business and where assets of Assignor are located	March 4, 2024 (Completed) (within 10 days post-delivery of assignment)
File original bond with Clerk after amount set by Court	April 3, 2024 (within 30 days of order setting bond)
Mail the Notice of Assignment to all creditors	March 14, 2024 (within 20 days post-petition)
Publish a Notice of Assignment (1 time per week for 4 consecutive weeks)	Starting on March 4, 2024 for 4 weeks (first publication no later than 10 days post-petition)

Mail to Assignor and all creditors a Notice of Examination of Assignor	March 9, 2024 (10 days' minimum notice prior to exam)
Examination of Assignor	March 24, 2024 (within 30 days post-petition)
Claims bar date – Deadline for all creditors to file claims	June 22, 2024 (120 days after the date on which the petition is filed with the Court)
File Interim Report	August 23, 2024 (within 6 months post-petition)

3. The deadlines herein shall be enforced consistent with the intents and purposes of Chapter 727, Florida Statutes.

DONE and **ORDERED** in Chambers at Miami-Dade County, Florida on this 11th day of March, 2024.


2024-003495-CA-01 03-11-2024 4:03 PM

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Hon. Thomas J. Rebull

CIRCUIT COURT JUDGE
Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Alean Simpkins, the Eleventh Judicial Circuit Court's ADA Coordinator, Lawson E. Thomas Courthouse Center, 175 NW 1st Ave., Suite 2400, Miami, FL 33128, Telephone (305) 349-7175; TDD (305) 349-7174, Fax (305) 349-7355, Email: ADA@jud11.flcourts.org at least seven (7) days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than seven (7) days; if you are hearing or voice impaired, call 711.

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