

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 23-cv-24903-JB

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

RISHI KAPOOR, et al,

Defendants.

/

**DEFENDANT RISHI KAPOOR'S UNOPPOSED MOTION
TO AMEND ASSET FREEZE ORDER**

Defendant, Rishi Kapoor ("Kapoor"), through undersigned counsel, hereby files his Unopposed Motion to Amend Asset Freeze Order (the "Motion") and, in support states, as follows:

1. On December 28, 2023, the Court entered a Sealed Order Freezing Assets of the Defendant Kapoor in this cause [ECF 10].

2. On January 24, 2024, this Court entered a Trial Order [ECF 49] instructing that mediation be scheduled.

3. On February 14, 2024, an Order Scheduling Mediation was entered setting mediation for November 11, 2024, with Glenn Waldman, Mediator.

4. Subsequently, on November 11, 2024, mediation was rescheduled for March 31, 2025 [ECF 297].

5. The Defendant, Kapoor, is without funds to pay the mediator or the undersigned for fees in connection with mediation.

6. The firm of undersigned counsel, Shahady & Wurtenberger, P.A., is currently holding approximately \$10,557.29 (the "Funds") in its Trust Account for Defendant, Kapoor.

7. The mediator, Glenn Waldman, has advised the undersigned that he estimates his fees for mediation will be approximately \$3,000.

8. The undersigned anticipates that his fees for preparation and attendance at mediation will be approximately \$5,500.

9. The Defendant, Kapoor, respectfully requests that this Court permit the Funds held in trust by Shahady & Wurtenberger, P.A. to be utilized to pay for fees associated with mediation.

10. Other than the release of the Funds, the Asset Freeze Order shall remain in full force and effect until further order of this Court.

11. Counsel for Kapoor has conferred with counsel for the SEC who has indicated the SEC does not oppose the granting of this Motion. Counsel for Kapoor has conferred with counsel for the Receiver who has indicated the Receiver does not oppose the granting of this Motion.

WHEREFORE, Defendant, Rishi Kapoor, respectfully requests that this Court grant his Motion and permit the Funds in trust with Shahady & Wurtenberger, P.A. to be utilized for payment of mediation fees and continue the Asset Freeze Order in full force and effect.

DATED: March 17, 2025

Respectfully submitted,

SHAHADY & WURTENBERGER, P.A.

/s/ Fred A. Schwartz

Fred A. Schwartz, Esq.

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RASKIN & RASKIN, P.A.

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Coral Gables, FL 33134

Attorneys for Defendant Kapoor

CERTIFICATE OF SERVICE

I hereby certify that, on March 17, 2025, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

By: /s/ Fred A. Schwartz
Fred A. Schwartz

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 23-24903-CIV-JB

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RISHI KAPOOR, et al.,

Defendant.

**{Proposed} AGREED ORDER ON DEFENDANT RISHI KAPOOR'S UNOPPOSED
MOTION TO AMEND ASSET FREEZE ORDER**

THIS CAUSE is before the Court on Defendant Rishi Kapoor's Unopposed Motion to Amend Asset Freeze Order, and the Court, being otherwise duly advised it is hereby,

ORDERED AND ADJUDGED that the Motion is **GRANTED**. The Asset Freeze Order [ECF 10] is hereby amended solely to release \$10,557.29 (the "Funds") belonging to Defendant Rishi Kapoor and currently being held in trust by the law firm of Shahady & Wurtenberger, P.A., to pay for mediation fees and attorney's fees in connection with mediation in this case. Other than the release of the Funds, the Asset Freeze Order shall remain in full force and effect until further order of this Court.

SIGNED in Chambers in Miami, Florida, this ____ day of March 2025.

JACQUELINE BECERRA
Chief United States District Judge

Copies to:

Counsel of record

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SOUTHERN DISTRICT OF FLORIDA

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