

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

ANDREA ROSSI and LEONARDO
CORPORATION,

Plaintiffs,

v.

THOMAS DARDEN; JOHN T. VAUGHN,
INDUSTRIAL HEAT, LLC; IPH
INTERNATIONAL B.V.; and
CHEROKEE INVESTMENT PARTNERS,
LLC,

Defendants.

CASE NO. 1:16-cv-21199-CMA

INDUSTRIAL HEAT, LLC and IPH
INTERNATIONAL B.V.,

Counter-Plaintiffs,

v.

ANDREA ROSSI and LEONARDO
CORPORATION,

Counter-Defendants,

and

J.M. PRODUCTS, INC.; HENRY
JOHNSON; FABIO PENON; UNITED
STATES QUANTUM LEAP, LLC;
FULVIO FABIANI; and JAMES A. BASS,

Third-Party Defendants.

**ORDER ON UNOPPOSED
MOTION FOR EXTENSION OF
TIME**

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THIS CAUSE came before the Court on Defendants' Unopposed Motion for Extension of Time to file and serve responses to: (1) Plaintiffs' Motion to Strike Defendants' Affirmative Defenses, or Alternatively, for a More Definite Statement ("Motion to Strike") ([D.E. 39]) and (2) Plaintiffs' Motion to Dismiss Defendants' Amended Counterclaims ("Motion to Dismiss") ([D.E. 41]). [D.E. __]. Having reviewed the file and being fully advised of the premises, it is hereby

ORDERED AND ADJUDGED that the motion is GRANTED. In the event the Court denies Defendants' Unopposed Motion for Leave to File Second Amended Answer, Additional Defenses, Counterclaims, and Third-Party Claims ("Unopposed Motion for Leave") ([D.E. 45]), Defendants shall have up to and including five (5) days from such denial to file and serve responses to the Motion to Strike and the Motion to Dismiss. In the event the Court grants the Unopposed Motion for Leave, the pending Motion to Strike and Motion to Dismiss will be denied without prejudice as moot.

DONE AND ORDERED in chambers in Miami, Florida this __ day of September, 2016.

CECILIA M. ALTONAGA
UNITED STATES DISTRICT JUDGE