

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

TERRAFORM LABS PTE. LTD. and DO
HYEONG KWON,

Defendants.

Civil Action No. 1:23-cv-01346-JSR

Hon. Jed S. Rakoff

**AMENDED STIPULATION AND ~~[PROPOSED]~~ ORDER
SETTING FORTH PRETRIAL DEADLINES AND OTHER PROCEDURES**

WHEREAS, in light of the adjournment of trial to March 25, 2024, the parties have agreed to serve their oppositions to motions in limine; objections to exhibit lists and deposition designations; and counter-designations in advance of the deadlines set forth in this Court's Individual Rules of Practice (the "Individual Rules");

WHEREAS, on February 2, 2024, the Court so-ordered a stipulation by the parties, as amended by the Court, setting forth various pretrial deadlines (the "February 2 Order"); and

WHEREAS the parties wish to supplement the February 2 Order and state in one Court-approved document deadlines for the service and/or filing of other pretrial papers, and exchange of demonstrative exhibits, in accordance with the Individual Rules and Fed. R. Civ. P. 26(a)(3);

IT IS HEREBY STIPULATED by the parties, through their undersigned counsel, that:

1. The parties shall serve objections to exhibit lists and deposition designations, and shall serve counter-designations, on or before March 1, 2024.

2. The parties shall serve any new motions in limine on or before February 26, 2024.

The parties shall file any new and previously-served motions in limine with the Court on or

before March 10, 2024. The parties shall file with the Court oppositions to previously-served motions in limine and oppositions to any new motions in limine on or before March 11, 2024.

3. The parties shall jointly file with the Court a proposed Pretrial Consent Order (plus a courtesy copy of same for submission to Chambers) as required by Individual Rule 4(b), no later than March 18, 2024. The SEC shall provide to defense counsel draft(s) of the joint sections of the proposed Pretrial Consent Order on or before March 8, and Defendants shall respond to the SEC's draft(s) within five days of receipt.

4. In accordance with Individual Rule 7, the parties shall submit proposed jury charges to the Court on or before March 18, 2024, and proposed one-page preliminary instructions on or before March 20, 2024.

5. In accordance with Individual Rule 6(a), on or before March 20, 2024, the parties shall deliver to the Courthouse mailroom for delivery directly to Chambers marked-up copies of the portions of transcripts of depositions intended to be read into evidence, with particularized objections noted thereon in accordance with Fed. R. Civ. P. 26(a)(3).

6. In accordance with Individual Rule 8, the parties shall submit to the Court proposed voir dire requests on or before March 20, 2024.

7. The parties may agree to extend the deadlines in paragraphs 1 and 2 above without further leave of the Court, but only if the extended deadlines are no later than those set forth in the Individual Rules.

8. The parties shall exchange copies of any demonstrative exhibits to be used in their opening statements at least 48 hours before the openings, and shall not amend their opening demonstratives after they are exchanged except by agreement of the parties or leave of the Court.

The parties shall provide counsel for the other parties with copies of any additional demonstrative exhibits by 7 p.m. the night before their anticipated use.

Dated: February 16, 2024

/s/ James P. Connor

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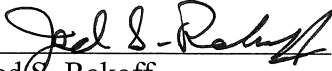
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SO ORDERED:


Jed S. Rakoff
United States District Judge

2-18-24