

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

**Civil Action No. 9:16-cv-81992-MARRA**

BRANDON LEIDEL, individually,  
and on behalf of All Others Similarly Situated,

Plaintiffs,

v.

COINBASE, INC., a Delaware corporation  
d/b/a Global Digital Asset Exchange (GDAX);

Defendant.

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**PLAINTIFF'S UNOPPOSED MOTION TO RE-OPEN CASE**

Plaintiff Brandon Leidel, individually, and on behalf of All Others Similarly Situated (“Plaintiff” and “the Class”) hereby files this Motion to Re-Open Case and states as follows:

1. On July 18, 2017, this Court entered an order (D.E. 46) staying this case pending the resolution of Defendant’s interlocutory appeal of this Court’s June 1, 2017 Opinion and Order denying Defendant’s Corrected Motion to Compel Arbitration.

2. On April 23, 2018, the Eleventh Circuit Court of Appeals affirmed this Court’s June 1, 2017 Opinion and Order denying Defendant’s Corrected Motion to Compel Arbitration, and the appellate court issued its mandate and judgment on May 22, 2018.

3. As a result, and pursuant to this Court’s July 17, 2017 Order, Plaintiffs seek to re-open this case.

4. Prior to filing this Motion, the undersigned counsel conferred with Defendant’s counsel, and has been authorized to represent that Defendant does not oppose the relief the relief sought herein.

5. Plaintiff also wishes to advise the Court that the parties held via telephone on June 1, 2018 a Case Management Conference, and intend to submit to the Court a Second Case Conference Report and proposed scheduling order on or before Friday, June 8, 2018.

**WHEREFORE**, Plaintiff Brandon Leidel, individually, and on behalf of All Others Similarly Situated, respectfully requests that this Court re-open this case.

Respectfully submitted,

**BY: /S/ MARC A. WITES**

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*Counsel for Plaintiff and the Class*

**CERTIFICATE OF SERVICE**

**WE HEREBY CERTIFY** that a copy of the foregoing was electronically filed with the Clerk of Court on this 4th day of June, 2018 by using the CM/ECF system which will send a notice of electronic filing to the following CM/ECF participant(s): **ANDREW KEMP-**

**GERSTEL, ESQ. and JAMES R. LIEBLER, II, ESQ.**, LIEBLER, GONZALEZ & PORTUONDO, *Counsel for Defendant, Coinbase Inc.*, Courthouse Tower - 25th Floor, 44 West Flagler Street, Miami, FL 33130; and **STEVEN A. ELLIS, ESQ., LAURA STOLL, ESQ. and GALEN PHILLIPS, ESQ.**, GOODWIN PROCTER LLP, *Pro Hac Vice Counsel for Defendant, Coinbase Inc.*, 601 South Figueroa Street, Los Angeles, CA 90017.

/s/ Marc. A. Wites

MARC A. WITES