

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
CIVIL MINUTES—GENERAL

Case No. **ED CV 18-2104-DMG (PLAx)** Date May 4, 2021

Title ***Federal Trade Commission v Jason Cardiff, et al.*** Page 1 of 3

Present: The Honorable **DOLLY M. GEE, UNITED STATES DISTRICT JUDGE**

KANE TIEN

Deputy Clerk

NOT REPORTED

Court Reporter

Attorneys Present for Appellant(s)  
None Present

Attorneys Present for Appellee(s)  
None Present

**Proceedings: IN CHAMBERS—ORDER SETTING DATES FOR EXPEDITD BRIEFING SCHEDULE AND STATUS CONFERENCE**

The Court has reviewed and considered the parties' Joint Status Report filed on April 30, 2021 [Doc. # 574], which outlines disputed issues and requests relief more appropriately raised in formal briefing. In light of the issues raised in the Joint Status Report and the need to resolve these issues expeditiously, the Court **ORDERS** the following:

1. The Receiver shall wind up the Receivership over VPL Medical, Inc. ("VPL") as follows:
  - a. The Receiver shall turn over to VPL, Jason Cardiff, and Bobby Bedi physical possession of the VPL manufacturing site, VPL operations going forward, and VPL tangible physical property at the manufacturing site, including VPL inventory and equipment.
  - b. From the assets on hand in the Receivership Estate, the Receiver shall pay or arrange to be paid the VPL operating expenses invoices on hand up to the date of this Order; calculate payroll up to May 21, 2021; and transfer that calculated payroll funding to a new VPL bank account established by VPL, Cardiff, and Bedi, for them to make the payroll. Transfer of such funding absolves the Receiver and the Receivership Estate from any such liabilities.
  - c. The Receiver shall turn over forthwith VPL accounting in Excel format and control of payroll processing with ADP to VPL, Cardiff, and Bedi.
  - d. The Receiver and the FTC shall promptly execute any and all necessary documents to release property to or to transfer any legal right, title or interest in Receivership real, personal, and intellectual property belonging to VPL.

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- e. Any and all other VPL expenses and VPL assets, including cash, if any, remaining undisbursed and the Receiver's remaining unpaid fees, costs, and expenses, shall be the subject of a filed Receiver's final report and accounting, and request to settle the same, as to VPL from the date of the entry of the initial VPL Temporary Restraining Order on June 24, 2020, to the date of the entry of this Order, including without limitation federal and state tax considerations and required filings, in accordance with the expedited briefing schedule set forth below.
2. The parties, the Receiver, and VPL shall brief the following topics on an expedited basis: (i) whether VPL funds may or must be released forthwith; (ii) what party is responsible for the Receiver's past and outstanding fees; (iii) what Receivership Assets other than the VPL funds are available to pay the Receiver's fees; and (iv) any other issues pertinent to release of VPL funds or payment of Receiver's fees.
  - a. The Receiver shall file its sixth application for fees and its final report and accounting regarding VPL, and the FTC shall file a brief on the above topics, by **May 7, 2021**.
  - b. The Cardiffs, VPL, and any other interested third parties and intervenors shall file a response to the Receiver's application and the FTC's brief by **May 11, 2021**.
  - c. The FTC and the Receiver may file a reply by **May 14, 2021**.
  - d. If necessary, the Court will hold a hearing at **11 a.m. on May 21, 2021**.
3. The parties shall brief their positions on the scope of the November 2018 Preliminary Injunction and the appropriate remedies for final judgment in this case according to the schedule proposed by the FTC.
  - a. The FTC shall file a brief by **May 21, 2021**.
  - b. The Cardiffs and any interested third parties and intervenors shall file their opposition by **June 4, 2021**.
  - c. The FTC shall respond by **June 11, 2021**.
  - d. If necessary, the Court will hold a hearing at **11 a.m. on June 18, 2021**.

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4. The November 2018 Preliminary Injunction shall remain in place pending the Court's consideration of the parties' briefs as outlined above.
5. The May 7, 2021 status conference is **VACATED**.

**IT IS SO ORDERED.**