UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION
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In re: Chapter 11

GOLIATH VENTURES INC. (FL.), Case No. 26-13174-RAM
GOLIATH VENTURES INC. (WY) Case No. 26-13176-RAM
Jointly Administered

Debtors.
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PARTY-IN-INTEREST COMMODITY FUTURES TRADING COMMISSION'S MOTION FOR ENTRY OF AN ORDER EXTENDING THE DEADLINE TO FILE A COMPLAINT TO DETERMINE DISCHARGEABILITY OF CERTAIN DEBTS PURSUANT TO 11 U.S.C. § 1141(D)(6)

Party-in-interest Commodity Futures Trading Commission moves this Court for the entry of an order—pursuant to 11 U.S.C. §§ 105(a) and 523(c) and Federal Rule of Bankruptcy Procedure 4007(c)—that extends the deadline to file a complaint to determine the dischargeability of debts to the extent applicable in these Chapter 11 cases, from June 22, 2026 to September 21, 2026, without prejudice to the CFTC's ability to request further extensions. In support of this motion, the CFTC respectfully states as follows:

1. The CFTC is a federal government agency that exists to protect the public interests from fraudulent or abusive sales practices and misuses of customer assts as they relate to the financial "derivatives" markets. 7 U.S.C. § 5. The CFTC also has anti-fraud and anti-manipulation authority over spot purchases of commodities such as bitcoin and ether. 7 U.S.C. § 9(1), 17 C.F.R. § 180.1(a)(1)-(3) (2025). Those provisions make it unlawful for any person, directly or indirectly, in connection with a contract of sale of any commodity in interstate commerce, to, intentionally or recklessly, use or attempt to use any

manipulative device, scheme, or artifice to defraud, make or attempt to make material misrepresentations or omissions, or engage or attempt to engage in any acts or practices that operate or would operate as a fraud.

2. While the CFTC has not yet filed any proof of claim, the deadline for government agencies to do so is September 14, 2026, and the CFTC is investigating the Debtors for possibly defrauding customers in connection with the purchase and investment of digital assets, including bitcoin and ether, potentially in violation of 7 U.S.C. § 9(1) and 17 C.F.R. § 180.1(a)(1)–(3). The CFTC's investigation could lead to it choosing to commence a civil action against the debtors to enforce the CFTC's police and regulatory power to, among other things, obtain a judgment for civil monetary sanctions.

3. On March 16, 2026, the Debtors initiated these bankruptcy cases by filing their voluntary petitions for relief under Chapter 11 of the Bankruptcy Code. ECF No. 1. On April 10, 2026, the U.S. Trustee appointed a Committee of Creditors Holding Unsecured Claims pursuant to 11 U.S.C. § 1102(a). ECF No. 63.

4. On April 22, 2026, the U.S. Trustee held a meeting of creditors pursuant to 11 U.S.C. § 341. ECF No. 28. The 341 meeting was continued to June 26, 2026. ECF No. 84.

5. Pursuant to Bankruptcy Rule 4007(c), a complaint to determine dischargeability under section 11 U.S.C. § 523(c) must be filed no later than 60 days after the first date set for the meeting of creditors under section 341(a), subject to extension for cause.

6. The Debtors' 341 Meeting commenced and was held on April 22, 2026, making the deadline to file a complaint to determine dischargeability June 22, 2026.

7. The CFTC moves for entry of an order, substantially in the form attached hereto as Exhibit A, to extend by approximately 90 days the deadline to file a complaint to determine

dischargeability, from June 22, 2026, to September 21, 2026, without prejudice to the CFTC's ability to seek further extensions.

8. The applicability of the 60-day deadline set forth in Bankruptcy Rule 4007 to governmental agencies in Chapter 11 cases is uncertain, and there is no controlling case law in this Circuit. *See In re MV Realty PBC, LLC*, 658 B.R. 194, 201 (Bankr. S.D. Fla. 2024) (Kimball, J.) (stating that is it "unclear whether a creditor of a corporate chapter 11 debtor must file a complaint under section 523(c) to obtain a determination of nondischargeability under section 1141(d)(6)"); *but see In re Hawker Beechcraft*, 515 B.R. 416, 427 (Bankr. S.D.N.Y. 2014) (ruling that section 1141(d)(6) does not incorporate the procedural requirements of section 523(c), including the 60-day deadline to file a complaint to determine dischargeability).

9. Section 523(c) provides, in relevant part:

   a. . . . the debtor shall be discharged from a debt of the kind specified in paragraph (2), (4), or (6) of subsection (a) of this section, unless, on request of the creditor to whom such debt is owed, and after notice and a hearing, the court determines such debt to be excepted from discharge under paragraph (2), (4), or (6), as the case may be, of subsection (a) of this section. 11 U.S.C. § 523(c)(1).

10. But 11 U.S.C. § 1141(d)(6) provides that "the confirmation of a plan does not discharge a debtor that is a corporation from any debt . . . (A) of a kind specified in paragraph (2)(A) or (2)(B) of section 523(a) that is owed to a domestic governmental unit . . . ." without regard to section 523(c). 11 U.S.C. § 1141(d)(6). Section 523(a)(2)(A), in turn, pertains to certain debts to the extent obtained by "false pretenses, a false representation, or actual fraud." 11 U.S.C. § 523(a)(2)(A). Section 523(a)(2)(B) pertains to, among other things, debts to the extent obtained by "materially false" statements in writing respecting the debtor's financial condition. 11 U.S.C. § 523(a)(2)(B).

11. In light of this uncertainty regarding sections 1141(d)(6) and 523(c) with Bankruptcy Rule 4007, the CFTC moves to extend the deadline to file a complaint to determine dischargeability, as applicable.

12. The CFTC moves to extend the deadline so that it may preserve its ability to seek to except certain civil monetary sanctions debts from discharge while it completes its investigation, and for efficiency. The government proof of claim deadline, for example, is not until September 14, 2026. 11 U.S.C. § 502(b)(9) (making timely government claims filed within 180 days after the order for relief). Also, at this early stage of these Chapter 11 cases, litigation over the dischargeability of debts could consume estate resources and disrupt the Debtors' progress in moving the Chapter 11 cases forward. For example, litigation over the dischargeability of certain debts would be inefficient if the Court later confirmed a Chapter 11 plan that does not discharge the Debtors at all, but rather liquidates all or substantially all of the property of the estate (and the Debtors do not engage in business after consummation of the plan). 11 U.S.C. § 1141(d)(3). The Debtors have not submitted a proposed Chapter 11 plan yet and their exclusive time to do so does not run until at least July 14, 2026. 11 U.S.C. § 1121(b) (making 120 days after the date of the order for relief the exclusive period under which only the Debtors may file a plan).

13. An extension of the time to file a complaint to determine the dischargeability of debts therefore is in the interest of the Debtors, the CFTC and all the other creditors in avoiding unnecessary litigation and expense. Nor will an extension prejudice any parties.

14. The Court has jurisdiction to consider this motion pursuant to 28 U.S.C. §§ 157 and 1334 and Order of Reference from the United States District Court for the Southern District of Florida, dated November 1, 2024. This matter is a core proceeding pursuant to 11 U.S.C.

§ 157(b). Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409. The statutory predicates for relief requested herein are 11 U.S.C. §§ 105(a) and 523(c) and Bankruptcy Rule 4007.

15. Pursuant to Local Rule 9013-1, Creditor CFTC attempted to confer with the attorney for the Debtors on this motion but has not received a response.

WHEREFORE, for the reasons stated for herein, Creditor CFTC respectfully moves that the Court (a) enter the proposed Order, substantially in the form attached hereto, and (b) grant such other and further relief as is appropriate, just, or necessary.

Dated: June 22, 2026

By: ***/s/ Andrew J. Weisberg***
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Certificate of Conferral Under Local Rule 9013-1

Pursuant to Local Rule 9013-1, I hereby certify that on June 22, 2026, Creditor CFTC attempted to confer with Alexander Brody, counsel for the Debtors, via email regarding this motion, but has not received a response.

Dated: June 22, 2026

/s/ Andrew J. Weisberg
ANDREW J. WEISBERG
Senior Assistant General Counsel
Commodity Futures Trading Commission

CERTIFICATE OF SERVICE

Pursuant to Local Rule 9036-2, I hereby certify that on June 22, 2026, I filed a copy of the foregoing reply brief using the Court's CM/ECF system, which will serve the following registered counsel of record via email:

Alexander Brody
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Counsel for Debtors Goliath Ventures, Inc.

Steven Schneiderman
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Committee of Unsecured Creditors

Dated: June 22, 2026

/s/ Andrew J. Weisberg
ANDREW J. WEISBERG
Senior Assistant General Counsel
Commodity Futures Trading Commission

UNITED STATES BANKRUPTCY COURT
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GOLIATH VENTURES INC. (FL.), GOLIATH VENTURES INC. (WY)	Case No. 26-13174-RAM Case No. 26-13176-RAM Jointly Administered
Debtors. _______________________________/	

ORDER EXTENDING THE DEADLINE TO FILE A COMPLAINT TO DETERMINE DISCHARGEABILITY OF CERTAIN DEBTS PURSUANT TO 11 U.S.C. § 1141(d)(6)

Upon the motion of Creditor CFTC for entry of an order extending the deadline for filing a complaint to determine the dischargeability of a debt, to the extent applicable in these Chapter 11 cases, from June 22, 2026 through and including September 21, 2026, without prejudice to Creditor CFTC's ability to seek further extensions; and this Court having jurisdiction to consider the motion pursuant to 28 U.S.C. §§ 157 and 1334 and the Order of Reference from the United States District Court for the Southern District of Florida, dated November 1, 2024; and the venue of these Chapter 11 cases and this motion being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b); and this Court having found that proper and adequate notice of the Motion and the relief requested therein has been provided in accordance with the Bankruptcy Rules and the Local Rules, except as otherwise ordered herein, no other or further notice is necessary; and objections (if any) to the motion having been withdrawn, resolved, or overruled on the merits; and this Court having found and determined that the relief set forth in the motion establishes just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. The motion is GRANTED as set forth herein.
2. To the extent section 523(c) or Bankruptcy Rule 4007 applies, the deadline by which the CFTC must file any complaints or take other action that may be required in these Chapter 11 cases to determine the dischargeability of any claims arising from any civil actions by the CFTC against the Debtors, pursuant to 11 U.S.C. § 1141(d)(6), shall be September 21, 2026.
3. All rights to seek further extensions of the deadline to file a complaint to determine dischargeability under 11 U.S.C. § 523(c) are reserved.
4. Nothing in this Order constitutes a determination that 11 U.S.C. § 523(c) of Bankruptcy Rule 4007(c) apply, or that any deadline exists for a government entity to seek a determination of dischargeability under 11 U.S.C. § 1141(d)(6).

Dated:______________________________

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The Honorable Robert A. Mark
United States Bankruptcy Judge