



Inc. (“Eagle Rio”), and Okoto Okpo (“Okpo”) (collectively “Defendants”)<sup>1</sup>, file this their Unopposed Motion for Extension of Time to Reply to Plaintiff’s/Receiver’s Response to Defendants’ Amended Motion for Summary Judgment on All Claims (the “Motion”), and respectfully show the Court the following:

1. The Receiver filed Plaintiff’s Response in Opposition to Defendants’ Amended Motion for Summary Judgment on All Counts (“Response”) on July 30, 2021 [Docket No. 76]. Defendants’ deadline to reply to the Response is on or before August 13, 2021.
2. Due to counsel’s trial schedule, Defendants need additional time to file their Reply and request an extension to Monday, August 23, 2021.
3. Plaintiff is not opposed to Defendants’ requested extension of time.
4. This extension is not sought for purposes of delay, but so that justice may be done.

Defendants respectfully request that the Court grant this Motion to extend the time by which they may reply to Plaintiff’s Response to August 23, 2021. In making this Motion, Defendants do not waive any defense or motion available to them.

August 4, 2021.

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<sup>1</sup> Eagle Rio Energy Companies, Inc. was a Texas corporation, 100% owned by Rey Trevino. The services provided to the Receivership Entities by Eagle Rio Energy Companies, Inc., were actually performed by Rey Trevino. Okoto Okpo is an individual with no connection to Rey Trevino, except that both worked for one or more of the Receivership Entities at roughly the same time and are personally acquainted through that prior employment.

Respectfully submitted,

WHITAKER CHALK SWINDLE & SCHWARTZ, PLLC

By: /s/ Robert A. Simon

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**Attorneys for Defendants**  
**Reymundo “Rey” Trevino, III,**  
**Eagle Rio Energy Companies, Inc.,**  
**and Okoto Okpo**

**CERTIFICATE OF CONFERENCE**

I certify that I conferred by email with counsel for Plaintiff, Andrew Goforth, with respect to this Motion and he is not opposed to the relief sought herein.

/s/ Robert A. Simon

Robert A Simon

**CERTIFICATE OF SERVICE**

I hereby certify on this 4th day of August 2021, that I served a true and correct copy of the forgoing document on the following counsel by this Court’s ECF notification system:

Thomas L. Taylor, Receiver

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Andrew M. Goforth, Counsel for Receiver

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/s/ Robert A. Simon

Robert A Simon



Dated: August \_\_\_\_\_, 2021.

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SIDNEY A. FITZWATER, SENIOR JUDGE