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FILED-USDC-CT-NEW HAVEN

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT**

STEPHEN H. SOKOLOWSKI and
CHRISTOPHER H. SOKOLOWSKI,
Plaintiffs,

v.

Case No. 3:25-cv-00870-VAB

DIGITAL CURRENCY GROUP, INC.,
BARRY E. SILBERT, and
SOICHIRO “MICHAEL” MORO,
Defendants.

PLAINTIFFS’ REPLY IN SUPPORT OF MOTION TO STAY

Plaintiffs submit this short reply to address Defendants’ response (ECF No. 43). The Court should enter the relief that is both unopposed and most efficient—a stay (or administrative closure subject to reopening)—pending resolution of the first-filed action in the Middle District of Pennsylvania (“MDPA”).

A stay is the narrowest, least disruptive remedy. It conserves judicial resources, prevents duplicative litigation, and avoids prejudicing Plaintiffs under Connecticut’s strict occurrence-based limitations periods applicable to the Connecticut Unfair Trade Practices Act (“CUTPA”) and related claims. See, e.g., Conn. Gen. Stat. §§ 42-110g(f) (CUTPA three-year period from the occurrence of the violation), 52-577 (three-year period for torts from the act or omission). Defendants identify no prejudice from a stay; to the contrary, all parties agree that this case should not move forward while the first-filed MDPA action proceeds.

As Plaintiffs earlier argued in the alternative (ECF No. 2-1, at 8), if the Court is disinclined to keep the case stayed or administratively closed, the Court should dismiss without prejudice, with leave to refile, and include limited protections that prevent avoidable litigation over timing: an express finding that the dismissal is without trial on the merits and is a matter of form for purposes of Conn. Gen. Stat. § 52-592(a), and narrowly tailored Rule 41(a)(2) tolling / non-assertion language protecting Plaintiffs from any statute-of-limitations or statute-of-repose defense that would not have been available as of this action's filing.

Dated: September 3, 2025

Respectfully submitted,



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CERTIFICATE OF SERVICE

We hereby certify that on September 3, 2025, we filed the foregoing Plaintiffs' Reply in Support of Motion to Stay with the court via overnight mail. All counsel of record will be notified via the CM/ECF system once the Clerk of Court enters the document, and in addition, the document was sent via email on September 3, 2025 to all counsel of record.

Dated: September 3, 2025

Respectfully submitted,



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Dear Clerk of Courts,

I kindly request that you please file the following documents in our case 3:25-cv-00870-VAB:

- Plaintiffs' Reply in Support of Motion to Stay
- Certificate of Service

If you have any questions, feel free to contact me using the phone number or email address on record with the Court.

Sincerely,

A handwritten signature in cursive script that reads "Christopher Sokolowski". The signature is written in black ink and is positioned above a horizontal line.

Christopher Sokolowski

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