

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
NEW YORK

Gerardo Aceves, et al. v. Coinbase Global, Inc., et al.

Aceves · No. 25 Civ. 1486 (JPC) · Decided December 5, 2025

SUMMARY

The United States District Court for the Southern District of New York ordered counsel for all parties to appear for a conference concerning next steps in the case. The Court directed Defendants to submit a letter addressing their anticipated motion to dismiss and the relationship of their arguments to the decision in Underwood v. Coinbase Global, Inc., with responses due shortly thereafter.

CASE DETAILS

COURT	United States District Court for the Southern District of New York
WRITING FOR THE COURT	John P. Cronan
JURISDICTION	United States District Court for the Southern District of New York
DECIDED	December 5, 2025
DOCKET	25 Civ. 1486 (JPC)
DISPOSITION	other
PROCEDURAL POSTURE	The court issued an interlocutory scheduling and case-management order in an action in which Defendants anticipate filing a motion to dismiss.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Gerardo Aceves, et al. v. Coinbase Global, Inc., et al.

TOPICS

- motions to dismiss
- motion for judgment on the pleadings
- civil procedure
- commercial litigation

PRACTICE AREAS

- civil procedure
- commercial litigation

QUESTIONS PRESENTED

- What arguments Defendants plan to raise in their anticipated motion to dismiss.
- Whether the anticipated arguments differ from those addressed in Underwood v. Coinbase Global, Inc.

3. Whether arguments unique to this case should be resolved immediately while decision on overlapping arguments is postponed.

FACTUAL BACKGROUND

The order provides no substantive factual background about the underlying dispute. It reflects that Defendants anticipate moving to dismiss and that the court is considering whether issues in this case overlap with issues addressed in a prior Coinbase decision.

PROCEDURAL HISTORY

The court ordered counsel for all parties to appear for a conference concerning the next steps in the case. It directed Defendants to submit a letter addressing their anticipated motion to dismiss, the relationship of their arguments to those considered in *Underwood v. Coinbase Global, Inc.*, and whether case-specific arguments should be resolved immediately; Plaintiffs may respond by letter.

DISPOSITION

other

CASES CITED

- *Underwood v. Coinbase Glob., Inc.*, No. 21 Civ. 8353 (PAE), 2025 WL 438547 (S.D.N.Y. Feb. 7, 2025)

OPINION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK wee KX GERARDO ACEVES, et al.,: Plaintiffs,,: 25 Civ. 1486 (JPC) -v-: ORDER COINBASE GLOBAL, INC., et al.,: Defendants.: KX JOHN P. CRONAN, United States District Judge: Counsel for all parties are ordered to appear before the undersigned for a conference on December 18, 2025, at 4:00 p.m., to discuss next steps in this case.

The conference will be held in Courtroom 12D of the Daniel Patrick Moynihan U.S. Courthouse, 500 Pearl Street, New York, New York 10007. By December 11, 2025, Defendants should submit a letter of no more than five pages to the Court explaining (1) what arguments Defendants plan to make in their anticipated motion to dismiss, see Dkt. 47 at 2; (2) whether any of these arguments differ from those addressed in the Honorable Paul A. Engelmayer's decision denying Coinbase's motion for judgment on the pleadings in *Underwood v. Coinbase Glob., Inc.*, No. 21 Civ.

8353 (PAE), 2025 WL 438547 (S.D.N.Y. Feb. 7, 2025); and (3) why the Court should not resolve any arguments unique to this case now, while postponing decision as to any arguments that are also raised in *Underwood*. Any letter responses to Defendants' letter must be filed by December 15, 2025, and should not exceed three pages. SO ORDERED. Wf... Dated: December 5, 2025 ® New York, New York JOHN P. CRONAN United States District Judge

