

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 IN RE PLATINUM-BEECHWOOD LITIGATION :
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 MELANIE L. CYGANOWSKI, AS RECEIVER, BY :
 AND FOR PLATINUM PARTNERS CREDIT : Master Case No. 1:18-cv-06658 (JSR)
 OPPORTUNITIES MASTER FUND LP, PLATINUM :
 PARTNERS CREDIT OPPORTUNITIES FUND (TE) :
 LLC, PLATINUM PARTNERS CREDIT : Case No. 1:18-cv-12018 (JSR)
 OPPORTUNITIES FUND LLC, PLATINUM :
 PARTNERS CREDIT OPPORTUNITIES FUND :
 INTERNATIONAL LTD., PLATINUM PARTNERS :
 CREDIT OPPORTUNITIES FUND :
 INTERNATIONAL (A) LTD., and PLATINUM :
 PARTNERS CREDIT OPPORTUNITIES FUND (BL) :
 LLC, :
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 Plaintiffs, :
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 v. :
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 BEECHWOOD RE LTD., et al., :
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 Defendants. :
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 WASHINGTON NATIONAL INSURANCE :
 COMPANY and BANKERS CONSECO :
 LIFE INSURANCE COMPANY, :
 :
 Third-Party Plaintiffs, :
 :
 v. :
 :
 MARK NORDLICHT, et al., :
 :
 Third-Party Defendants. :
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THIRD-PARTY DEFENDANT LINCOLN INTERNATIONAL LLC'S NOTICE OF MOTION TO DISMISS THE THIRD-PARTY COMPLAINT

PLEASE TAKE NOTICE that Third-Party Defendant Lincoln International LLC (“Lincoln”) respectfully moves this Court for an Order, pursuant to Federal Rules of Civil Procedure 12(b)(1), 12(b)(6), and 9(b), dismissing with prejudice the above-captioned action in its entirety as to Lincoln and granting such other and further relief as the Court may deem just and proper.

The grounds for this motion are set forth in the following supporting papers:

1. Memorandum of Law in Support of Motion to Dismiss.
2. Declaration of Lara A. Flath, sworn to on May 15th, 2019, and Exhibits A – M, attached thereto.

Per the Court’s Order (Dkt. 116), the deadline to oppose this motion is June 12, 2019; the deadline for replies in support of this motion to dismiss is June 26, 2019; and oral arguments shall be heard on July 1, 2019 before the Honorable Jed S. Rakoff, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007.

Dated: May 15, 2019

Chicago, Illinois

Respectfully submitted,

/s/ Lara A. Flath

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*Counsel for Third-Party Defendant Lincoln
International LLC*

CERTIFICATE OF SERVICE

I hereby certify that, on May 15, 2019, I served the foregoing Third-Party Defendant Lincoln International LLC's Notice of Motion to Dismiss the Third-Party Complaint via the Court's electronic filing system on all attorneys of record who have entered an appearance by ECF in this proceeding.

/s/ Lara A. Flath

Lara A. Flath