

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE PLATINUM-BEECHWOOD LITIGATION

Civil Action No.
1:18-cv-00658

MELANIE L. CYGANOWSKI, AS RECEIVER,
BY AND FOR PLATINUM PARTNERS CREDIT
OPPORTUNITIES MASTER FUND LP,
PLATINUM PARTNERS CREDIT
OPPORTUNITIES FUND (TE) LLC, PLATINUM
PARTNERS CREDIT 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,

Civil Action No.
1:18-cv-12018

Plaintiffs,

v.

BEECHWOOD RE LTD., *et al.*,

Defendants.

**NOTICE OF PB INVESTMENT HOLDINGS, LTD.'S
MOTION TO DIMISS THE FIRST AMENDED COMPLAINT**

PLEASE TAKE NOTICE that Defendant PB Investment Holdings, Ltd., as successor-in-interest to Beechwood Bermuda Investment Holdings, Ltd. ("PBIHL"), respectfully moves the Court before the Hon. Jed S. Rakoff, United States District Judge, Southern District of New York, 500 Pearl Street, New York, New York 10007, for an Order under Fed. R. Civ. P. 8, 9(b), 12(b)(2) and 12(b)(6) dismissing the First Amended Complaint [ECF 83] in the action captioned *Cyganowski v. Beechwood Re Ltd., et al.*, 18-cv-12018, in its entirety as to PBIHL.

PLEASE TAKE FURTHER NOTICE that PBIHL relies on the accompanying Memorandum of Law and Declaration of Henry Komansky.

PLEASE TAKE FURTHER NOTICE that pursuant to the Court's April 18, 2019 Order, plaintiffs' response, if any, is due on June 12, 2019, and PBIHL's reply, if any, is due on June 26, 2019.

Dated: May 15, 2019

LAW OFFICES OF CHARLES A. GRUEN

By: 

CHARLES A. GRUEN

Attorneys for Defendants
7703 Fifth Ave, Suite 300
Brooklyn, New York 11209
and
381 Broadway, Suite 300
Westwood, New Jersey 07675
(201) 342-121

Aaron Z. Tobin
Condon Tobin Sladek Thornton, PLLC
8080 Park Lane, Suite 700
Dallas, Texas 75231
(214)265-3851 Telephone
(214)691-6311 Fax
(Pro Hac Vice to be filed)

CERTIFICATE OF SERVICE

It is hereby certified that on this 15th day of May 2019, a copy of the foregoing was served through the Court's electronic filing system as to all parties who have entered an appearance in this proceeding.


CHARLES A. GRUEN