

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE PLATINUM-BEECHWOOD
LITIGATION

Case No. 18 Civ. 6658 (JSR)

SENIOR HEALTH INSURANCE COMPANY
OF PENNSYLVANIA,

Third-Party Plaintiff,

Case No. 18 Civ. 12018 (JSR)

v.

PB INVESTMENT HOLDINGS LTD., ET AL.,

Third-Party Defendants.

**NOTICE OF THIRD-PARTY DEFENDANT DANIEL SAKS’
MOTION TO DISMISS THE THIRD-PARTY COMPLAINT OF THE
SENIOR HEALTH INSURANCE COMPANY OF PENNSYLVANIA**

PLEASE TAKE NOTICE that, in accordance with Federal Rules of Civil Procedure 12(b)(6) and 9(b), Defendant Daniel Saks (“Saks”) hereby respectfully moves this Court, before the Honorable Jed S. Rakoff, United States District Judge, Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, NY 10007, for an order dismissing the Third-Party Complaint of the Senior Health Insurance Company of Pennsylvania (“SHIP”) in its entirety as to Saks (the “Motion”).

PLEASE TAKE FURTHER NOTICE that SHIP's opposition papers to this Motion are due on or before June 28, 2019; Saks' reply, if any, is due on or before July 12, 2019; and the Court shall hear oral argument on July 26, 2019 at 10:00 AM.

Dated: June 14, 2019
New York, NY

BINDER & SCHWARTZ LLP

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Daniel Saks*