

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE PLATINUM-BEECHWOOD LITIGATION

Master Docket No. 1:18-cv-06658-JSR

MARTIN TROTT and CHRISTOPHER SMITH,
as Joint Official Liquidators and Foreign
Representatives of PLATINUM PARTNERS
VALUE ARBITRAGE FUND L.P. (in Official
Liquidation) and PLATINUM PARTNERS
VALUE ARBITRAGE FUND L.P. (in Official
Liquidation),

Case No. 1:18-cv-10936-JSR

Plaintiffs,

-against-

PLATINUM MANAGEMENT (NY) LLC, et al.,

Defendants.

**NOTICE OF MOTION BY DEFENDANT LEON MEYERS
TO DISMISS THE SECOND AMENDED COMPLAINT**

PLEASE TAKE NOTICE, that defendant Leon Meyers respectfully moves the Court before the Hon. Jed S. Rakoff, United States District Judge, Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, for an Order under Federal Rule of Civil Procedure 12(b)(6) dismissing the Second Amended Complaint in its entirety as to defendant Leon Meyers.

PLEASE TAKE FURTHER NOTICE, that in support of his motion, defendant Leon Meyers will rely upon the accompanying Declaration of Daniel Tepper and the accompanying Memorandum of Law.

PLEASE TAKE FURTHER NOTICE, that pursuant to the Court's Order dated March 28, 2019 (*Trott* D.E. 283), plaintiffs' response, if any, is due on May 13, 2019; Leon Meyers'

reply is due on May 23, 2019; and that the Court has set oral argument for June 4, 2019 at 10:00 AM.

Dated: New York, New York
April 22, 2019

**WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP**

/s/ Daniel Tepper
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