

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE PLATINUM-BEECHWOOD LITIGATION	:	No. 18 Civ. 6658 (JSR)
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	:	
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	:	No. 18 Civ. 10936 (JSR)
PARTNERS VALUE ARBITRAGE FUND L.P. (in	:	
OFFICIAL LIQUIDATION),	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
PLATINUM MANAGEMENT (NY) LLC, <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	
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PLEASE TAKE NOTICE that Defendants Rockwell Fulton Capital L.P. and Ditmas Park Capital L.P., by and through their attorneys, hereby moves this Court to dismiss Count 15th Count of the Second Amended Complaint of plaintiffs Martin Trott and Christopher Smith, as the 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) in the above-captioned action before the Honorable Jed S. Rakoff, United States District Judge for the Southern District of New York at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Courtroom 14B, New York, New York 10001, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) for failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that Plaintiffs' response, if any, is due May 13, 2019; Defendants' reply, if any, is due May 23, 2019; and this Court has set oral argument for June 4, 2019, at 10:00 a.m.

PLEASE TAKE FURTHER NOTICE that, in support of its motion, Defendants Rockwell Fulton Capital L.P. and Ditmas Park Capital L.P. will rely upon his accompanying Memorandum of Law, dated April 22, 2019.

Dated: April 22, 2019
Brooklyn, NY

/s/ Tovia Jakubowitz
Tovia Jakubowitz, Esq. (TJ1016)
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