UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YOKK

IN RE PLATINUM-BEECHWOOD LITIGATION

18-cv-06658 (JSR)

SENIOR HEALTH INSURANCE COMPANY OF PENNSYLVANIA,

18-cv-12018 (JSR)

Third-Party Plaintiff,

- against -

PB INVESTMENT HOLDINGS LTD., et al.,

Third-Party Defendants.

NOTICE OF MOTION TO DISMISS OF THIRD-PARTY DEFENDANT ELLIOT FEIT

PLEASE TAKE NOTICE that, upon the Affidavit of Elliot Feit, dated July 15, 2019, and upon the Memorandum of Law of Third-Party Defendant Elliot Feit in Support of His Motion to Dismiss Third-Party Complaint Pursuant to Federal Rule of Civil Procedure 12(b)(6), dated July 15, 2019, and upon all prior pleadings and proceedings herein, Third-Party Defendant Feit will move this Court, before the Honorable Jed S. Rakoff, U.S. Courthouse, 500 Pearl Street, New York, New York 10007-1312, at a date and time to be determined by the Court, for an order, pursuant to Federal Rule of Civil Procedure 12(b)(6), granting Third-Party Defendant Elliot Feit's motion to dismiss the Third-Party Complaint with prejudice.

PLEASE TAKE FURTHER NOTICE that, Third-Party Plaintiff's opposition papers to this motion, if any, are due on or before July 29, 2019; Third-Party Defendant Feit's reply papers, if any, are due on or before August 5, 2019; and the Court shall hear oral argument on a date to be determined by the Court.

Dated: New York, New York July 15, 2019

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