

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE PLATINUM BEECHWOOD
LITIGATION.

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),

No. 1:18-cv-10936-JSR

Plaintiffs

- against -

PLATINUM MANAGEMENT (NY) LLC, *et*
al.,

Defendants

NOTICE OF CROSS-MOTION TO VACATE CLERK'S CERTIFICATE OF DEFAULT

PROVENZANO GRANNE & BADER LLP
1330 Avenue of the Americas, Suite 23A
New York, NY 10019

Counsel for Defendant Ezra Beren

PLEASE TAKE NOTICE that upon the: (1) Declaration of S. Christopher Provenzano, dated October 4, 2019, together with the exhibit annexed thereto; (2) Declaration of Ezra Beren, dated October 3, 2019; (3) Declaration of Jonathan Beren, dated October 3, 2019; (4) Declaration of Denise Beren, dated October 3, 2019; (5) Declaration of Tammy Beren, dated October 3, 2019; and (6) accompanying Memorandum of Law In Opposition to Plaintiffs' Application for a Default Judgment Against Ezra Beren and In Support of Cross-Motion to Vacate Clerk's Certificate of Default filed herewith, Defendant Ezra Beren, by and through his counsel, will move this Court pursuant to Fed. R. Civ. P. 55(c) at the United States Courthouse, Southern District of New York, 500 Pearl Street, New York, NY 10007-1312, on such date and at such time as the Court may direct, for an order granting Defendant's instant Cross-Motion to Vacate Clerk's Certificate of Default, and for such other and further relief as this Court may deem just and proper.

Dated: October 4, 2019

New York, NY

/s/ S. Christopher Provenzano

S. Christopher Provenzano

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