UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SENIOR HEALTH INSURANCE COMPANY OF PENNSYLVANIA,	:	
	:	18-cv-06658 (JSR)
Plaintiff,	:	
	:	**ECF CASE**
-against-	:	
	:	
BEECHWOOD RE LTD., et al.,	:	
	:	
Defendants.	:	
	:	

NOTICE OF PARTIAL MOTION TO DISMISS BY DEFENDANTS BEECHWOOD RE (IN CONTROLLERSHIP) S/H/A BEECHWOOD RE LTD., B ASSET MANAGER, L.P., BEECHWOOD BERMUDA INTERNATIONAL LTD., BEECHWOOD RE INVESTMENTS, LLC, ILLUMIN CAPITAL MANAGEMENT, LP, MARK FEUER, SCOTT TAYLOR, AND DHRUV NARAIN

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and Declaration of Steven H. Holinstat, dated October 15, 2018 (with exhibits), Defendants B Asset Manager, L.P., Beechwood Bermuda International Ltd., Beechwood Re Investments, LLC, Illumin Capital Management, LP, Mark Feuer, Scott Taylor, and Dhruv Narain, by and through their undersigned counsel, Proskauer Rose LLP, and Defendant Beechwood Re (in Controllership) s/h/a Beechwood Re Ltd., by and through its undersigned counsel, Klestadt Winters Jureller Southard & Stevens, LLP, will move this Court, before the Honorable Jed S. Rakoff, for an Order (i) dismissing Counts Four through Thirteen of the complaint filed by Plaintiff Senior Health Insurance Company of Pennsylvania (Dkt. No. 1) pursuant to Fed. R. Civ. P. 9(b) and 12(b)(6) and (ii) dismissing Plaintiff's punitive damages claims in Counts One through Seven and Eleven through Twelve of the complaint, pursuant to Fed. R. Civ. P. 12(b)(6), or alternatively, striking Plaintiff's punitive damages claims pursuant to Fed. R. Civ. P. 12(f), and for such other and further relief as the Court deems just and proper.

As per the September 7, 2018 initial conference and October 4, 2018 correspondence with Chambers, Plaintiff's answering papers, if any, must be filed and served on or before October 29, 2018, and Defendants' reply papers, if any, must be filed and served on or before November 5, 2018. Oral argument on the motion shall be heard on November 13, 2018 at 4 p.m. in Courtroom 14B, Daniel Patrick Moynihan United States Courthouse, 500 Pearl St. New York, New York 10007-1312.

Dated: October 15, 2018
New York, New York

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CERTIFICATE OF SERVICE

It is hereby certified that on this 15th day of October, 2018, a copy of the foregoing was served through the Court's electronic filing system to all parties who have entered an appearance in this adversary proceeding:

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