UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE PLATINUM-BEECHWOOD LITIGATION	No. 18 Civ. 6658 (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), Plaintiffs, v. PLATINUM MANAGEMENT (NY) LLC, *et al.*, Defendants.	No. 18 Civ. 10936 (JSR)

NOTICE OF FIRST MOTION *IN LIMINE* BY DEFENDANT DAVID BODNER

PLEASE TAKE NOTICE that defendant David Bodner, by and through his undersigned attorneys, upon the memorandum of law and exhibits thereto, hereby moves this Court, 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 10007, for an Order excluding proof of incentive fee payments based on unchallenged 2012 fund performance, and to preclude reference to withdrawals from PPVA by Bodner or the Bodner family after September 2014, and for such further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that pursuant to the Court's Individual Rules answering papers are due on or before October 19, 2020.

Dated: September 24, 2020
New York, New York

CURTIS, MALLET-PREVOST,
COLT & MOSLE LLP

By: */s/ Eliot Lauer*
Eliot Lauer
Gabriel Hertzberg
Abigail Johnston
101 Park Avenue
New York, New York 10178
Tel.: (212) 696-6000
Fax: (212) 697-1559
Email: elauer@curtis.com
ghertzberg@curtis.com
ajohnston@curtis.com

Attorneys for Defendant David Bodner