

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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.

Case No. 18 Civ. 10936 (JSR)

**STIPULATION AND [PROPOSED] ORDER
GRANTING SUBSTITUTION OF COUNSEL**

Notice is hereby given that, subject to approval of the court, Daniel Saks substitutes the law firm of Binder & Schwartz, LLP, and its attorney Wendy H. Schwartz, as counsel of record in place of the law firm Kostelanetz & Fink, LLP, and its attorneys Claude M. Millman and Stephen A. Josey. Contact information for new counsel is as follows:

Wendy H. Schwartz
BINDER & SCHWARTZ, LLP
366 Madison Avenue, Sixth Floor
New York, NY 10017
Tel: (212) 510-7143
Fax: (212) 510-7229
wschwartz@binderschwartz.com

I consent to the above substitution.


Date: 1/17/2019



Daniel Saks

We consent to being substituted.

Date: 1/17/19



Claude M. Millman
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7 World Trade Center
34th Floor
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Tel: (212) 808-8100
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Date: 1/17/2019



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We consent to the above substitution.

Date: 1/17/2019



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Fax: (212) 510-7229
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The substitution of counsel is hereby approved and is SO ORDERED.

Date: _____

HON. JED S. RAKOFF, U.S.D.J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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.

Case No. 18 Civ. 10936 (JSR)

DECLARATION OF CLAUDE M. MILLMAN

I, Claude M. Millman, declare under penalty of perjury that the following is true and correct to the best of my knowledge:

1. I am a member in good standing of the Bar of the State of New York and am a partner at the law firm Kostelanetz & Fink, LLP, which is currently counsel of record for Defendant Daniel Saks (“Defendant”).

2. I submit this declaration in support of the Stipulation and [Proposed] Order Granting Substitution of Counsel (the “Stipulation and Order”) to substitute the law firm of Binder & Schwartz and its attorney, Wendy H. Schwartz, as counsel of record for Defendant in this action in place of its current counsel.

3. Defendant has consented to the substitution, as evidenced in the signed Stipulation and Order accompanying this declaration.

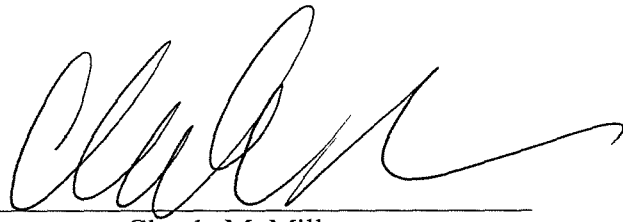
4. This case is currently in its early stages and substitution of counsel will cause no delay in the proceedings.

5. Kostelanetz & Fink, LLP and Binder & Schwartz, LLP have both executed the Stipulation and Order accompanying this Declaration.

6. Kostelanetz & Fink, LLP is not asserting a retaining or charging lien.

WHEREFORE, it is respectfully requested that the Stipulation and Order be granted.

Dated: January 17, 2019



Claude M. Millman