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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, MARK  
NORDLICHT, DAVID LEVY, ESTATE of URI  
LANDESMAN, MURRAY HUBERFELD, DAVID  
BODNER, DAVID STEINBERG, DANIEL SMALL,  
et al.

Defendants.

Docket No.: 1:18-cv-10936 (JSR)

**NOTICE OF MOTION OF  
DEFENDANT ESTATE OF URI  
LANDESMAN TO DISMISS COUNT  
SEVENTEEN OF THE SECOND  
AMENDED COMPLAINT**

PLEASE TAKE NOTICE that Defendant Estate of Uri Landesman, by and through his attorneys, hereby moves this Court to dismiss Count Seventeen of the Second Amended Complaint of plaintiffs Martin Trott and Christopher Smith, as the 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) in the above-captioned action 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 10001, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) for failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that Plaintiffs' response, if any, is due May 13, 2019; Defendant's reply, if any, is due May 23, 2019; and this Court has set oral argument for June 4, 2019, at 10:00 a.m.

PLEASE TAKE FURTHER NOTICE that, in support of its motion, Defendant Estate of Uri Landesman will reply upon his accompanying Memorandum of Law, dated April 22, 2019.

Respectfully submitted,

Dated: Newark, New Jersey  
April 22, 2019

By: /s/ Eric R. Breslin  
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