



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) pursuant to Fed. R. Civ. P. 12(b)(6) for failure to state a claim upon which relief can be granted (the “Motion”). In accordance with Rule 2(d) of the Individual Rules of Practice before this Court, Bodner respectfully sets forth the following:

1. Any defendant that wishes to join in the Motion shall file papers so indicating on or before January 9, 2019;
2. Plaintiffs’ opposition to the Motion shall be filed on or before January 23, 2019;
3. Reply memoranda of Bodner (and any defendant that joins the Motion) shall be filed on or before January 30, 2019.
4. Argument on this motion will be heard on February 8, 2019 at 11:00 a.m.

Dated: January 9, 2019  
New York, New York

Respectfully submitted,

CURTIS, MALLET-PREVOST,  
COLT & MOSLE LLP

By: /s/ Eliot Lauer

Eliot Lauer  
Jacques Semmelman  
Gabriel Hertzberg  
101 Park Avenue  
New York, New York 10178  
Tel.: (212) 696-6000  
Fax: (212) 697-1559  
Email: elauer@curtis.com  
jsemmelman@curtis.com  
ghertzberg@curtis.com

*Attorneys for Defendant David Bodner*