

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), *et ano.*,

Plaintiffs,

- against -

PLATINUM MANAGEMENT (NY) LLC, *et al.*,

Defendants.

18 Civ. 10936 (JSR)

Oral Argument Requested

**NOTICE OF DEFENDANT DAVID STEINBERG'S MOTION
TO DISMISS THE COMPLAINT**

PLEASE TAKE NOTICE that, in accordance with Federal Rule of Civil Procedure 12(b)(6), Defendant David Steinberg hereby respectfully moves this Court, before the Honorable Jed S. Rakoff, United States District Judge, Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, NY 10007, seeking an Order dismissing the Complaint of Martin Trott and Christopher Smith, as Joint Official Liquidators and Foreign Representatives of Platinum Partners Value Arbitrage Fund, L.P. (in Official Liquidation) ("JOLs") and Platinum Partners Value Arbitrage Fund L.P. (in Official Liquidation) ("PPVA" and, collectively with the JOLs, the "Plaintiffs") in its entirety as to Defendant David Steinberg.

PLEASE TAKE FURTHER NOTICE that, Plaintiffs' response, if any, is due January 23, 2019; and Defendant's reply, if any, is due January 30, 2019; and this Court has set oral argument for February 8, 2019, at 11:00 a.m.

