

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:

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. :

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No. 18 Civ. 10936 (JSR)

Oral Argument Requested

**NOTICE OF DEFENDANTS THE ESTATES OF SOLOMON
ENGLANDER AND GERTRUDE ENGLANDER’S
MOTION TO DISMISS THE COMPLAINT**

PLEASE TAKE NOTICE that, in accordance with Federal Rule of Civil Procedure 12(b)(6), Defendants the Estates of Solomon Englander and Gertrude Englander hereby respectfully move 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) (collectively with the JOLs, “Plaintiffs”) in its entirety as to Defendants the Estates of Solomon Englander and Gertrude Englander.

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

PLEASE TAKE FURTHER NOTICE that, in support of their motion, Defendants the Estates of Solomon Englander and Gertrude Englander will rely upon the Memorandum of Law filed by defendant David Bodner, dated January 9, 2019, upon the Memorandum of Law filed by defendants the Estate of Jules Nordlicht, *et al.*, dated January 9, 2019, and upon the accompanying Joinder to the Motions of Defendants Estate of Jules Nordlicht, *et al.* and Defendant David Bodner to Dismiss the Complaint for Failure to State a Claim, dated January 9, 2019.

Dated: January 9, 2019
New York, New York

LOEB & LOEB LLP

By: /s/ P. Gregory Schwed

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