

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

_____	X	
	X	
THE STATE OF NEW YORK ex rel.	X	
ERIC RASMUSEN,	X	
	X	
Plaintiff,	X	No. 1:15-cv-07826-LAK
	X	
- against -	X	
	X	
CITIGROUP INC.,	X	
	X	
Defendant.	X	
_____	X	

**NOTICE OF DEFENDANT CITIGROUP INC.’S  
MOTION TO DISMISS THE COMPLAINT**

PLEASE TAKE NOTICE that upon the sworn Declaration of Edmund Polubinski III and exhibits thereto and the Memorandum of Law of Citigroup Inc. in Support of Its Motion to Dismiss the Complaint, the complaint, and all other papers in the proceeding, the undersigned, attorneys for Defendant Citigroup Inc., will move this Court before the Honorable Lewis A. Kaplan, United States District Court Judge for the Southern District of New York, 500 Pearl Street, New York, New York 10007, for an order pursuant to Rules 8(a), 9(b), and 12(b)(6) of the Federal Rules of Civil Procedure dismissing the Complaint in the above-captioned caption for failure to state a claim upon which relief can be granted, and for such other and further relief as may be just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to the parties’ Stipulation and this Court’s October 7, 2015 Order approving that Stipulation (ECF No. 9), papers in opposition to this motion must be served on or before February 5, 2016, and reply papers in support of this motion must be served on or before March 18, 2016.

