

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

ARMENIAN LIBRARY AND MUSEUM OF
AMERICA, INC.,

Plaintiff,

Case No.: 11-

v

Hon.

MAYER MORGANROTH,

Defendant.

Harold W. Potter, Jr.
Attorney for Plaintiff
HOLLAND & KNIGHT
10 St. James Avenue
Boston, MA 02116
617-523-2700

Mayer Morganroth
In Pro Per
344 North Old Woodward Avenue, Suite 200
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248-864-4000

**DEFENDANT'S NOTICE OF REMOVAL TO THE UNITED STATES DISTRICT
COURT FOR THE DISTRICT OF MASSACHUSETTS**

NOW COMES Defendant, Mayer Morganroth (“Morganroth”), *in pro per*, and for his Notice of Removal to the United States District Court for the District of Massachusetts states as follows:

1. On October 13, 2011, Plaintiff, Armenian Library and Museum of America, Inc. (“ALMA”), commenced this action by filing a complaint in the Superior Court of the Commonwealth of Massachusetts, Case No. 11-3635 (the “Complaint”) (attached hereto as Exh. A).

2. Morganroth was served with the Complaint on October 17, 2011.

3. The Complaint sets forth a single claim for a declaratory judgment that ALMA is the owner of certain works of art (including, without limitation, seventeen paintings, writings, musical compositions and some personal effects) created by the late Dr. Jack Kevorkian (the “Kevorkian Art Work”).

4. The value of the Kevorkian Art Work is in excess of \$75,000 thus meeting the jurisdictional requirement of 28 U.S.C. § 1332(a).

5. The instant action also involves a controversy between citizens of different states, to wit,

a. Plaintiff, ALMA, is incorporated in the Commonwealth of Massachusetts and has its principal place of business in the Commonwealth of Massachusetts; and

b. Defendant, Morganroth, is a resident of the State of Michigan.

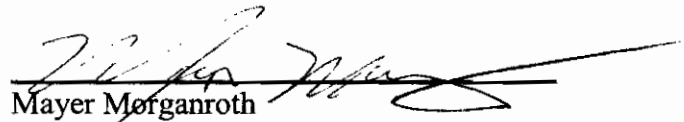
6. This Notice of Removal has been filed with this Court within 30 days after Defendant was served with the Complaint in compliance with 28 U.S.C. § 1446(b).

7. The instant Notice of Removal has been served upon all parties and a copy of this Notice of Removal has been filed with the Superior Court of the Commonwealth of

Massachusetts in accord with 28 U.S.C. § 1446(d).

WHEREFORE, for all the foregoing reasons, Defendant respectfully requests that this Honorable Court enter an order removing this case from the Superior Court of the Commonwealth of Massachusetts to this Court.

Respectfully submitted,



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Dated: October 19, 2011