

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

FILED
IN CLERKS OFFICE

ARMENIAN LIBRARY AND MUSEUM OF
AMERICA, INC.,

2012 FEB 10 A 10: 37

Plaintiff,

Case No. 11-cv-11862
U.S. DISTRICT COURT
DISTRICT OF MASS

v

Hon. Mark L. Wolf

MAYER MORGANROTH,

Defendant.

Harold W. Potter, Jr.
Attorney for Plaintiff
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Mayer Morganroth
In Pro Per
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**DEFENDANT'S MOTION TO STRIKE PLAINTIFF ARMENIAN LIBRARY AND
MUSEUM OF AMERICA, INC.'S SUPPLEMENTAL NOTICE**

NOW COMES Defendant, Mayer Morganroth (“Morganroth”), *in pro per*, and for his Motion to Strike Plaintiff Armenian Library and Museum of America, Inc.’s Supplemental Notice (the “Supplemental Notice”) states as follows:

1. On November 8, 2011, Defendant filed his Motion to Dismiss For Lack Of Personal Jurisdiction Pursuant to Fed. R. Civ. P. 12(b)(2) (the “Motion to Dismiss”) which is currently pending before this Court.

2. On November 18, 2011, Plaintiff filed its response in opposition to the Motion to Dismiss (the “Response”).

3. On February 7, 2012, Plaintiff filed its Supplemental Notice purportedly in further support of its Response.

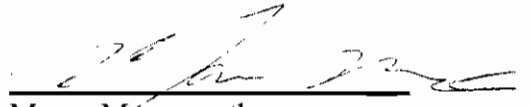
4. Aside from being inaccurate, the Supplemental Notice is entirely improper and impermissible. Specifically, Plaintiff did not seek leave of this Court prior to filing its Supplemental Notice, and there is no authority which permits the filing of such Supplemental Notice without prior leave of this Court.

5. Therefore, the Supplemental Notice should be stricken by this Court pursuant to Fed. R. Civ. P. 15(d), Fed. R. Civ. P. 12(f) and/or L.R. 7.1(b)(3).

6. The instant Motion is further supported by the accompanying Brief.

WHEREFORE, Defendant respectfully requests that this Honorable Court grant the instant Motion, and strike the improper Supplemental Notice.

Respectfully submitted,



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Dated: February 9, 2012