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*Entrepreneur Media Inc.*

**IN THE UNITED STATES DISTRICT COURT  
 FOR THE EASTERN DISTRICT OF NEW YORK**

ILAN ABRAHAM, EDGARDO ACOSTA GARCIA,  
 ILDEFONSO ACOSTA GARCIA, ALLEN AKERS, MARY L.  
 AKERS, JIMMY ALEMAN, NIEVES ALEMAN, MARCUS  
 ALONSO, LUCIA ALVA, JOSE ALVAREZ, JOHN APPELT,  
 DARREN AQUINO, JOHN AQUINO, SUSAN ASARO, A.W.  
 MANAGEMENT SERVICES, INC., DEBROAH MCGLONE-  
 BALUCH, STEPHEN BELLUARDO, NICOLE BENTON, JOHN  
 BIERL, MICHELE BIERL, WILLIAM BIERL, LIRON  
 BINSHTOCH, JAMES BOMBOLEVICZ, BERNADATTE  
 BURNS, DAVID BURNS, KEVIN BUTLER, MARIO  
 CAPUANO, DOMINICK CASAZZA, FRANK CASERTA,  
 JERRY CASTALDO, CRAIG COLLUZZI, JAMES COOKE,  
 JOSEPH CRAVOTTA, PATRICIA CRAVOTTA, MARIA  
 DELGADO, LOUIS D'ERRICO, VINCENT D'ONOFRIO,  
 KAPPA FARID, KATHLEEN FERRANTE, ROSIE  
 FERRAIOLO, ROSSI FERRAIOLO, JAMES FERRAIOLO,  
 STANLEY FERRAIOLO, NINA FITZMAURICE, JOSEPH  
 GALLETTI, CHRISTOPHER GRAVAGNA, LAUREN  
 GUNSEL, JANINE HAUFI, IOANNIS KARAGIANNIS, LUIS  
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 LUCEY, PAUL J. LUKASIK, RUSSELL MARTIN, JOSEPH  
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 MOELLER, BENVENDO NEVES, WILLIAM K. NG, ALFRED  
 PAPPALARDI, KALPESH PATEL, RAMASH B. PITTI,  
 GENNARO PRUDENTE, RICHARD RACIOPPI, JR.,  
 KATHLEEN RAY, MARJORIE RODRIGUEZ, MARYANNE  
 ROTELLA, LARRY SAMUELS, GILA SCHIOWITZ, ROBERT  
 SCHWABB, JOHN SCHERILLO, KATHLEEN SMITH,  
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 SULEK, RANDY TEJADA, AVI TROPE, HILLIL TROPE,  
 ARTHUR TYLER, MARK TYLER, ANGEL VASQUEZ,  
 KONSTANTINOS VASSILIOU, ADAM WYSOCKI, JAN

(ECF Case)  
 Case No. 09-2096

District Judge Joanna  
 Seybert

Magistrate Judge Michael  
 Orenstein

**NOTICE OF MOTION**

WYSOCKI,

Plaintiff,

v.

ENTREPRENEUR MEDIA, INC.,

Defendant.

**TO: ELIOT F. BLOOM, ESQ.**  
*Attorney for Plaintiffs*  
**114 Old Country Road, Suite 308**  
**Mineola, New York 11501**  
**(516) 739-5300**

PLEASE TAKE NOTICE that, Defendant Entrepreneur Media, Inc. (“Entrepreneur”), by and through its counsel, Stroock & Stroock & Lavan LLP, shall move at the Long Island United States Courthouse, 100 Federal Plaza, Central Islip, NY, on such date as the Court shall deem appropriate, for an order pursuant to Fed. R. Civ. P. 12(b)(6) dismissing the First Cause of Action (all of the alleged claims) of the Complaint, initially filed April 9, 2009 in the Supreme Court of the State of New York County of Nassau and removed to this Court on May 15, 2009, and for such other and further relief as the Court deems appropriate consistent with Defendant’s Memorandum Of Law In Support Of Defendant Entrepreneur Media, Inc.’s Motion To Dismiss All Counts Of The Complaint Under Federal Rule Of Civil Procedure 12(b)(6). Entrepreneur requests oral argument.

A proposed order is being concurrently submitted to the Clerk. In support of this motion, Defendant relies upon the following Statutes and Rules: Rule 12 of the Federal Rules of Civil Procedure.

Dated: New York, New York  
May 21, 2009

By: *s/Steven B. Pokotilow*  
Steven B. Pokotilow

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