UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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JOHN WILEY & SONS, INC.,

Plaintiff, :

-against- : 08 Civ. 7834 (DCP)

SUPAP KIRTSAENG D/B/A : ECF Case

BLUECHRISTINE99 AND JOHN

DOE NOS. 1-5,

Defendants. :

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NOTICE OF MOTION OF PLAINTIFF FOR AN ORDER DIRECTING KIRTSAENG TO BRING HIS OUT-OF-STATE PERSONAL PROPERTY INTO NEW YORK AND APPOINTING A RECEIVER

PLEASE TAKE NOTICE that, upon the accompanying declaration of William Dunnegan, sworn to February 2, 2010, and all prior proceedings in this action, plaintiff and judgment creditor John Wiley & Sons, Inc. will move this Court before Hon. Donald C. Pogue, Judge, United States Court of International Trade, at the United States Court of International Trade, One Federal Plaza, New York, New York 10278 at 9:00 a.m. on February 24, 2010, or as soon thereafter as counsel may be heard, for an order:

(1) Pursuant to Rule 69 of the Federal Rules of Civil Procedure and New York CPLR § 5225(a), ordering defendant and judgment debtor Supap Kirtsaeng to bring into this State

the following personal property in his possession, custody or control:

- (a) one 2001 Audi A6;
- (b) one set of golf clubs;
- (c) one computer;
- (d) one scanner;
- (e) one fax machine; and
- (f) all non-exempt funds under CPLR § 5205; and
- (2) Pursuant to Rule 69 of the Federal Rules of Civil Procedure and New York CPLR 5225(b), appointing a receiver to take custody of Kirtsaeng's personal property brought into this State; and
- (3) Granting such other and further relief as to the Court may deem just and proper.

Dated: New York, New York February 2, 2010 DUNNEGAN LLC

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