

U.S. DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK  
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UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

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 PASHA S. ANWAR, et al., : 09 Civ. 0118  
 : 09 Civ. 2410  
 Plaintiffs, : 09 Civ. 9423  
 : 09 Civ. 8500  
 - against - : 10 Civ. 0919  
 : 10 Civ. 0920  
 FAIRFIELD GREENWICH LIMITED, : 10 Civ. 0918  
 et al., :  
 : **DECISION AND ORDER**  
 Defendants. :  
 ----- X

VICTOR MARRERO, United States District Judge.

Defendants Standard Chartered Bank, Standard Chartered International (USA) Ltd., Standard Chartered Bank International (Americas) Ltd. and Standard Chartered PLC (collectively, "Standard Chartered defendants") request leave to file a supplemental memorandum of law in support of their motions to dismiss. The supplement is requested to raise the issue of whether the Securities Litigation Uniform Standards Act ("SLUSA") preempts some or all of the plaintiffs' causes of action in the subgroup of cases listed above and referred to in this litigation as the "Bhatia" actions.

Other groups of defendants in this action have raised a similar SLUSA argument in pending motions to dismiss. The Court notes, without expressing any opinion on the substantive legal issue, that potentially the question of SLUSA preemption may become moot in the event the Court's decision in the pending motion rules against the defendants. Further, as the

Standard Chartered defendants point out, SLUSA preemption may be raised later in these proceedings. Therefore, in the interests of judicial economy and to minimize duplicative motion practice as much as possible in what is already a sprawl of litigation generated by this case, the Court is not persuaded that a supplemental memorandum of law is appropriate at this time.

Accordingly, it is hereby

**ORDERED** that Standard Chartered Defendants' Motion For Leave To File A Supplemental Memorandum In Support Of Their Motions To Dismiss On The Newly-Arisen Ground That Plaintiffs' Common-Law Claims Are Preempted By SLUSA (Docket No. 446) is DENIED.

**SO ORDERED.**

Dated: NEW YORK, NEW YORK  
05 May 2010

A handwritten signature in black ink, appearing to read 'Victor Marrero', written over a horizontal line.

Victor Marrero  
U.S.D.J.