

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

Plaintiff,

v.

POKERSTARS; et al.,

Defendants.

ALL RIGHT, TITLE AND INTEREST IN
THE ASSETS OF POKERSTARS, et al.;

Defendants-In-Rem.

Case No. 11 Civ. 2564 (LBS)

**DEFENDANT AND CLAIMANT HOWARD LEDERER'S NOTICE OF MOTION AND
MOTION TO DISMISS VERIFIED FIRST AMENDED COMPLAINT**

PLEASE TAKE NOTICE that, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6), Defendant Howard Lederer hereby moves the Court to dismiss the \$42 million *in personam* claim against Lederer for money laundering, along with the First and Fourth Claims for Relief *in rem*. This Motion shall be heard before the Honorable Leonard B. Sand, United States District Judge for the Southern District of New York, located at 500 Pearl Street, New York, New York, at a date and time to be set by the Court.

Defendant Lederer bases his Motion on this Notice of Motion and Motion; the Memorandum of Law that follows; all pleadings, records and papers on file in this action; such evidence and oral argument as may be presented at or before a hearing of this matter, and any other evidence that the Court deems appropriate.

Dated: July 9, 2012

Respectfully submitted,

/s/ Elliot R. Peters

Elliot R. Peters

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**Attorneys for Defendant and Claimant
HOWARD LEDERER**

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on July 9, 2012, I caused a true copy of the foregoing Defendant and Claimant Howard Lederer's Notice of Motion and Motion to Dismiss Verified First Amended Complaint pursuant to Rule G of the Supplemental Rules for Admiralty and Maritime Claims to be served by the Court's ECF system upon:

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/s/Elliot R. Peters
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