Davis Polk & Wardwell LLP

450 Lexington Avenue New York, New York 10017 Telephone: (212) 450-4000 Facsimile: (212) 701-5800 Attorneys for the Sterling Defendants UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, - against -BERNARD L. MADOFF INVESTMENT : Adv. Pro. No. 08-01789 (BRL) SECURITIES LLC, Defendant. : SIPA LIQUIDATION (Substantively Consolidated) ----- x BERNARD L. MADOFF, Debtor. IRVING H. PICARD, Plaintiff, : Adv. Pro. No. 10-05287 (BRL) - against – : ORAL ARGUMENT : REQUESTED SAUL B. KATZ, et al. Defendants.

STERLING DEFENDANTS' NOTICE OF MOTION
TO WITHDRAW THE REFERENCE OF THE ABOVE-CAPTIONED
ADVERSARY PROCEEDING TO THE BANKRUPTCY COURT

TO THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK:

PLEASE TAKE NOTICE that defendants in the above-captioned adversary

proceeding ("Sterling Defendants") respectfully move the United States District Court for

the Southern District of New York for entry of an order, pursuant to 28 U.S.C.

§ 157(d), Federal Rule of Bankruptcy Procedure 5011, and Rule 5011-1 of the Local

Rules of the Bankruptcy Court, withdrawing the reference of the above-captioned

adversary proceeding to the Bankruptcy Court for the reasons set forth in the

accompanying Memorandum of Law and Declaration of Karen E. Wagner and exhibits

thereto, which are hereby incorporated by reference.

The Sterling Defendants have made no prior request to this Court or to any other

court for the relief requested by this Motion.

WHEREFORE, the Sterling Defendants respectfully request that the Court enter

an order granting the relief requested herein, and such other and further relief as the Court

deems just and appropriate.

Dated: New York, New York

May 26, 2011

DAVIS POLK & WARDWELL LLP

By: /s/ Karen E. Wagner

Karen E. Wagner

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