## FILED: KINGS COUNTY CLERK 06/03/2021 06:52 PM

NYSCEF DOC. NO. 10

INDEX NO. 506967/2021

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Brian E. Klein

Scott M. Malzahn (pro hac vice application forthcoming)

Jose R. Nuño (pro hac vice application forthcoming)

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# SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF KINGS

RICHARD BURTON,

Index No. 506967/2021

Plaintiff,

- against -

DEFENDANT'S NOTICE OF MOTION TO DISMISS

HAYDEN ADAMS,

Defendant.

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PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in

Support of Defendant's Motion to Dismiss the Complaint, Defendant Hayden Adams

("Adams") will move this Court at the E-File/Motion Support Office, located at Room

227 of the Kings Supreme Court, 360 Adams Street, Brooklyn, New York 11201, on July

15, 2021, at 10:00 a.m. for an order dismissing the complaint pursuant to CPLR 3211, and

such other, further, and/or different relief the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to CPLR 2214(b), answering

papers, if any, are required to be served upon the undersigned attorneys by July 8, 2021.

PLEASE TAKE FURTHER NOTICE that, pursuant to CPLR 2214(b), Defendant's

reply papers must be served by July 13, 2021.

Dated: Los Angeles, California June 3, 2021

Brian E. Klein

Scott M. Malzahn (p.h.v. appl. forthcoming)

Jose R. Nuño (p.h.v. appl. forthcoming)

- E. W

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Dated: New York, New York June 3, 2021

By: John G. Balestriere

John G. Balestriere Mandeep S. Minhas

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