

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:	:
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LEHMAN BROTHERS SECURITIES	:
AND ERISA LITIGATION	:
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This Document Applies To:	:
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<i>In re Lehman Brothers Equity/Debt Securities</i>	:
<i>Litigation, 08 Civ. 5523 (LAK)</i>	:
	:
	Civil Action 09 MD 2017 (LAK)
	:
	ECF CASE
	:
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NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the Memorandum of Law in Support of the Executive Defendants’ Motion to Dismiss the Exchange Act Claims of the Second Amended Consolidated Class Action Complaint and the annexed declaration of Michael J. Chepiga, Esq., dated April 27, 2009, and the exhibits attached thereto, Defendants Erin Callan, Richard S. Fuld, Jr., Joseph M. Gregory, Ian Lowitt and Christopher M. O’Meara by their undersigned attorneys hereby move this Court, before the Honorable Lewis A. Kaplan, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 1007, on a date and at a time designed by the Court, for an Order: (a) dismissing with prejudice, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) and the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4(b), the Exchange Act Claims of the Second Amended Consolidated Class Action Complaint in the above-referenced caption; and (2) for such other and further relief as this Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that pursuant to the stipulation of the parties and order of the Court, opposing papers, if any, must be served and filed on or before June 29, 2009. Reply papers, if any, must be served and filed on or before July 31, 2009.

Dated: New York, New York
April 27, 2009

Respectfully submitted,

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