

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	: Civil Action 09 MD 2017
	: (LAK)
This Document Applies to:	:
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<i>In re Lehman Brothers Equity/Debt Securities</i>	:
<i>Litigation, 08 Civ. 5523 (LAK)</i>	:
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**NOTICE OF MOTION BY DEFENDANT
DAIWA SECURITIES SMBC EUROPE LIMITED
TO DISMISS THE SECOND CONSOLIDATED AMENDED COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Defendant Daiwa Securities SMBC Europe Limited’s Memorandum of Law in Support of Its Motion to Dismiss, the Declarations of Roger Massey, Joshua Goodman, and Breon S. Peace and the exhibits attached thereto, the Defendant Daiwa Securities SMBC Europe Limited, by and through its undersigned attorneys, will move before the Honorable Lewis A. Kaplan, United States District Judge at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl St., Courtroom 12(D), New York, NY 10007, on such date as the Court will determine, for an Order, under Fed. R. Civ. P. 12(b)(2) and 12(b)(5), dismissing all claims against it in the Second Consolidated Amended Complaint in the above-captioned action.

Dated: New York, New York
April 27, 2009

Respectfully submitted,

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