UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN S. SHEPARD FAMILY TRUST, through John S. Shepard and Lawrence Jaffe, as Co-Trustees, Plaintiff, v. NH HOTELS USA, INC., NH HOTEL GROUP, S.A., and JOLLY HOTELS U.S.A., INC., Defendants.	Civil Action No.: 19-cv-9026 (JSR) **NOTICE OF MOTION**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, dated January 31, 2020 and the Declaration of David A. Shargel, with exhibits attached thereto, Defendants, by their undersigned attorneys, respectfully move this Court for an order dismissing the Amended Civil Action Complaint, dated January 17, 2020, with prejudice, pursuant to Fed. R. Civ. P. 12(b)(1), (2), (5) and (6).

PLEASE TAKE FURTHER NOTICE that, in accordance with the schedule set by the Court, Plaintiff's answering papers are to be served on or before February 14, 2020, Defendants' reply papers are to be served on or before February 21, 2020 and oral argument has been scheduled for March 3, 2020 at 2:30 PM.

Dated: New York, New York
January 31, 2020

/s/ Robert L. Muse

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