

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANDERSON NEWS, L.L.C. and	:
ANDERSON SERVICES, L.L.C.,	:
	:
Plaintiffs,	:
	:
-against-	:
	:
AMERICAN MEDIA, INC., BAUER PUBLISHING CO.,	:
LP., CURTIS CIRCULATION COMPANY,	:
DISTRIBUTION SERVICES, INC., HACHETTE	:
FILIPACCHI MEDIA, U.S., HUDSON NEWS	:
DISTRIBUTORS LLC, KABLE DISTRIBUTION	:
SERVICES, INC., THE NEWS GROUP, LP, RODALE,	:
INC., TIME INC. and TIME/WARNER RETAIL	:
SALES & MARKETING, INC.,	:
	:
Defendants.	:
-----X	

09 CIV. 2227 (PAC)

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the attached Memorandum of Law In Support Of Its Motion To Dismiss, Defendant Hachette Filipacchi Media U.S., Inc., will move this Court at the United States Courthouse, 500 Pearl Street, New York, New York, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure for an order dismissing Plaintiffs Anderson News, L.L.C., and Anderson News Services, L.L.C.’s Complaint for failure to state a claim upon which relief can be granted.

For the reasons stated in the attached Memorandum of Law and the joint Memorandum of Law submitted on behalf of multiple defendants, which Hachette Filipacchi Media U.S., Inc., fully joins in and incorporates, the Complaint fails to satisfy the pleading standards of *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544 (2007).

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's Minute Entry on November 3, 2009, answering papers, if any, are required to be served by January 19, 2010, and reply papers, if any, are required to be served by February 2, 2010.

Dated: New York, New York
December 14, 2009

/s/ Meir Feder

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