

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

THE PEOPLE OF THE STATE OF NEW YORK

Plaintiff,

v.

ACTAVIS, PLC, and  
FOREST LABORATORIES, LLC,

Defendants.

Case No.: 14-cv-7473 (RWS)

Oral Argument Requested

**NOTICE OF DEFENDANTS' MOTION TO DISMISS**

**PLEASE TAKE NOTICE** that upon the accompanying Memorandum of Law dated November 7, 2014, the accompanying Declaration of Jack E. Pace III, and the exhibits attached thereto, Defendants Actavis, plc and Forest Laboratories, LLC will move this Court, before the Honorable Robert W. Sweet, Senior United States District Judge, located at the United States Courthouse, 500 Pearl Street, Courtroom 18C, at a date and time to be determined by the Court, for an Order dismissing the New York Attorney General's Antitrust Bureau's Complaint with prejudice pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

**PLEASE TAKE FURTHER NOTICE** that Defendants respectfully request that oral argument be heard on this Motion pursuant to Local Rule 6.1.

Dated: November 7, 2014  
New York, New York

Respectfully submitted,

/s/ J. Mark Gidley

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