

JOON H. KIM

Acting United States Attorney for the  
Southern District of New York

By: CHRISTOPHER CONNOLLY

Assistant United States Attorney

86 Chambers Street, 3<sup>rd</sup> Floor

New York, New York 10007

Tel.: (212) 637-2761

Fax: (212) 637-2786

E-mail: christopher.connolly@usdoj.gov

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

MARIA T. VULLO, in her official capacity as  
Superintendent of the New York State  
Department of Financial Services,

Plaintiff,

v.

OFFICE OF THE COMPTROLLER OF THE  
CURRENCY and KEITH A. NOREIKA, in his  
official capacity as Acting U.S. Comptroller of  
the Currency,

Defendants.

17 Civ. 3574 (NRB)

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the accompanying memorandum of law and all prior pleadings and proceedings herein, defendants the Office of the Comptroller of the Currency and Keith A. Noreika, by their attorney, Joon H. Kim, Acting United States Attorney for the Southern District of New York, shall move this Court, before the Honorable Naomi Reice Buchwald, United States District Judge, in the United States Courthouse, 500 Pearl Street, New York, New York, for dismissal of the Complaint pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

Dated: New York, New York  
August 18, 2017

JOON H. KIM  
Acting United States Attorney for the  
Southern District of New York

By: /s/ Christopher Connolly  
CHRISTOPHER CONNOLLY  
Assistant United States Attorney  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, New York 10007  
Tel.: (212) 637-2761  
Fax: (212) 637-2786  
E-mail: christopher.connolly@usdoj.gov