

At an IAS Part 3 of the Supreme Court of the State of New York held in and for the County of New York, at the Courthouse, 60 Centre Street, New York, New York, on the ___ day of November 2017.

PRESENT:

Hon. Eileen Bransten, J.S.C.

EROS INTERNATIONAL PLC,

Plaintiff,

-against-

MANGROVE PARTNERS, NATHANIEL H. AUGUST, MANUEL P. ASENSIO, ASENSIO & COMPANY, INC., MILL ROCK ADVISORS, INC., GEOINVESTING, LLC, CHRISTOPHER IRONS, DANIEL E. DAVID, FG ALPHA MANAGEMENT, LLC, FG ALPHA ADVISORS, FG ALPHA, L.P., CLARITYSPRING INC., CLARITYSPRING SECURITIES LLC, NATHAN Z. ANDERSON AND JOHN DOES NOS. 1-30,

Defendants.

Index No. **653096/2017**

Motion Seq. #001

Commercial Division

ORDER TO SHOW CAUSE

Upon review of the annexed Affirmation of Jessica Fitts, Esq. in Support of Order to Show Cause, dated November 30, 2017, including the exhibits annexed thereto, the Memorandum of Law, dated November 30, 2017, and on all of the pleadings and proceedings heretofore had herein,

LET PLAINTIFF EROS INTERNATIONAL PLC (“PLAINTIFF”) SHOW CAUSE, before this Court at IAS Part 3 thereof, at the Courthouse located at 60 Centre Street, New York, New York on the ____ day of _____ 20__, at _____, or as soon thereafter as counsel may be heard, why an order should not be made and entered:

1. Dismissing all claims against Defendants Mangrove Partners and Nathaniel H. August pursuant to CPLR 3211(a)(1) and/or (7); and
2. Granting any such other relief as the Court may find just and proper.

SUFFICIENT CAUSE APPEARING THEREFORE, let service of a copy of this Order to Show Cause and the supporting papers thereof, on the attorneys for the parties to this action, by electronic filing pursuant to 22 NYCRR 202.5-bb, and electronic mail, on or before the ___ of _____ 2017, be deemed good and sufficient service.

Opposition papers shall be electronically filed pursuant to 22 NYCRR 202.5-bb on or before the ___ day of _____, 20__.

Reply papers shall be electronically filed pursuant to 22 NYCRR 202.5-bb on or before the ___ day of _____, 20__.

The Court shall hear oral argument at the above-indicated place and time.

ENTER:

Hon. Eileen Bransten, J.S.C.