

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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. 653096/2017E

Assigned to Hon. Eileen Bransten
IAS Part 3

Motion Sequence # ____

**AFFIRMATION OF
SUSAN M. DAVIES
RE BRIEFING SCHEDULE**

SUSAN M. DAVIES, an attorney admitted to practice in the courts of New York who is not a party to the above-captioned action, affirms under penalty of perjury as follows:

1. I am a member in good standing of the New York Bar. I am associated with the law firm Stone Bonner & Rocco LLP, 1700 Broadway, 41st Floor, New York, New York 10019 which, together with Bryan A. Wood and Stephen Ryan, Jr. of the law firm Berman Tabacco, is counsel of record for defendants ClaritySpring, Inc., ClaritySpring Securities LLC and Nathan Z. Anderson (collectively, "ClaritySpring Defendants") in this action.

2. The ClaritySpring Defendants' motion to dismiss the complaint is being submitted by order to show cause pursuant to the Court's order issued on November 3, 2017 [NYSCEF # 31], a true and correct copy of which is annexed hereto as **Exhibit 1**.

3. As Exhibit 1 reflects, counsel for Plaintiff Eros International, PLC has agreed and stipulated to the following briefing schedule for the ClaritySpring Defendants' motion: papers in

opposition to be served by January 18, 2018, and reply papers to be served by February 1, 2018.

4. It is my understanding that two other groups of defendants that are separately represented in this case are moving contemporaneously to dismiss the complaint. On October 27, 2017, the Court approved the above briefing schedule for those other defendants' motions to dismiss. A true and correct copy of that order [NYSCEF # 29] is annexed hereto as **Exhibit 2.**

5. I respectfully request the Court to approve the same briefing schedule for the ClaritySpring Defendants' motion to dismiss and incorporate same into the order to show cause. I have conferred with Alexander Simkin, Esq. of Kasowitz Benson Torres LLP, counsel for Plaintiff, who joins in requesting this relief.

6. ClaritySpring Defendants have not previously moved to dismiss the complaint. As Exhibit 1 reflects, the Court previously declined to approve the briefing schedule requested herein and ordered that the Court would set the briefing schedule for the ClaritySpring Defendants' motion.

The undersigned hereby acknowledges under the penalties of perjury that the statements contained herein are true and correct.

Dated: New York, New York
November 30, 2017

A handwritten signature in blue ink, appearing to be "D. Simkin", written over a horizontal line.