

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

HAROLD L. ROSENBERGER,

Plaintiff,

-against-

NEW YORK STATE OFFICE OF TEMPORARY AND
DISABILITY ASSISTANCE; ROBERT DOAR,
Commissioner, in his official capacity; and ULSTER
COUNTY FAMILY COURT,

Defendants.

NOTICE OF MOTION

04-CV-0475

(GLS)(DRH)

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law dated June 23, 2004, and upon the pleadings and all prior papers by and between the parties of this action, the undersigned, on behalf of defendants New York State Office of Temporary and Disability Assistance, Robert Doar, and the Ulster County Family Court, shall move for an order dismissing the complaint pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure and granting such other and further relief as the Court may deem just and proper, on August 5, 2004, at 10:00 a.m. before the Honorable Gary L. Sharpe, United States District Judge, James T. Foley United States Courthouse, 445 Broadway, Albany New York, 12207-2924.

PLEASE ALSO NOTE, pursuant to Local Rule 7.1 (b) (2) of the Local Rules of the Northern District of New York, your papers in opposition to the defendants' motion must be filed with the Court and served on counsel for defendants not less than seventeen days prior to the return date of the motion.

Dated: Albany, New York
June 23, 2004

ELIOT SPITZER
Attorney General of the State of New York

/s Lisa Ullman

By: LISA ULLMAN
Assistant Attorney General, Of Counsel
Lisa Ullman Bar Roll No. 508090
Attorney for Defendants
Office of the Attorney General
The Capitol
Albany, New York 12224
Telephone: (518) 486-4155
Facsimile: (518) 473-1572
Email: Lisa.Ullman@oag.state.ny.us

TO: HAROLD L. ROSENBERGER
Plaintiff Pro Se
114 Vista Drive
Highland, NY 12528