

copy of papers to
GLS chambers 7/19/04
(R)

U.S. DISTRICT COURT
N.D. OF N.Y.
FILED

JUL 19 2004

LAWRENCE K. BAERMAN, CLERK
ALBANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

HAROLD L. ROSENBERGER

Plaintiff,

- v -

**NOTICE OF
CROSS MOTION**

1:04-CV-0475
(GLS)(DRH)

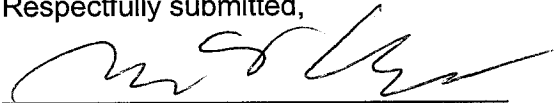
NEW YORK STATE OFFICE OF TEMPORARY
AND DISABILITY ASSISTANCE, et al.,

Defendants.

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law dated July 14th, 2004, and upon the pleadings and all prior papers by and between the parties of this action the undersigned shall **Move to Strike, or in the alternative, to Deny Defendant's Motion to Dismiss the Complaint** pursuant to Rule 12(f) 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.

Dated: July 14th, 2004
Highland, New York

Respectfully submitted,



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