

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

JUL 15 2004

LAWRENCE K. BAERMAN, CLERK
ALBANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

HAROLD L. ROSENBERGER

Plaintiff,

- v -

CROSS- (ADJL)
NOTICE OF 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 for Default Judgment and to Sustain Entry of Default** pursuant to Rules 55(b)(1), 55(b)(2) and 60(b) of the Federal Rules of Civil Procedure and pursuant to the Clerk's Certificate of Action Taken on Plaintiff's Request for Entry of Default dated June 22, 2004, 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.