

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

LÉONE MEYER,

Plaintiff,

-against-

THE BOARD OF REGENTS OF THE UNIVERSITY OF  
OKLAHOMA, DAVID L. BOREN IN HIS INDIVIDUAL  
CAPACITY, DAVID L. BOREN IN HIS CAPACITY AS THE  
PRESIDENT OF THE UNIVERSITY OF OKLAHOMA, THE  
UNIVERSITY OF OKLAHOMA FOUNDATION, INC., DAVID  
FINDLAY GALLERIES, INC., WALLY FINDLAY  
GALLERIES (NEW YORK), INC., WALLY FINDLAY  
GALLERIES INTERNATIONAL DEVELOPMENT CORP.,  
DFG ART CORP. FINDLAY ART CONSIGNMENTS, INC.,  
FINDLAY GALLERIES, INC., THE AMERICAN ALLIANCE  
OF MUSEUMS, THE ASSOCIATION OF ART MUSEUM  
DIRECTORS,

Defendants.

No. 13 Civ. 3128 (CM)

**NOTICE OF MOTION TO DISMISS FIRST AMENDED COMPLAINT**

PLEASE TAKE NOTICE that Defendants the Board of Regents of the University of Oklahoma, David L. Boren in his individual and official capacity as the President of the University of Oklahoma and the University of Oklahoma Foundation, Inc. (collectively the “Oklahoma Parties”) will and do hereby move this Court before the Honorable Judge Colleen McMahon, at the United States District Court for the Southern District of New York, Courtroom 14C, 500 Pearl Street, New York, New York 10007, for an Order under Federal Rules of Civil Procedure 12 dismissing Plaintiff Léone Meyer’s First Amended Complaint and each of the causes of action alleged therein against the Oklahoma Parties. The Oklahoma Parties’ Motion is based on this Notice of Motion, the accompanying Memorandum of Law in support, the Motion for Judicial Notice of certain documents and facts in support, the Declaration of Laurie A. Stein, the Declaration of Chris A. Purcell, the Declaration of Guy L. Patton, and all pleadings and evidence properly before the Court in this matter.

Answering papers are to be served by February 28, 2014, and reply papers are to be served by March 6, 2014. If the Court is inclined to hear oral argument, as the Oklahoma Parties believe may be helpful to the Court, a hearing on this matter will be held at a date and time so designated by the Court.

Dated: February 7, 2014

Respectfully Submitted,

NIXON PEABODY LLP

By: /s/ Thaddeus J. Stauber  
Thaddeus J. Stauber

Attorneys for the Board of Regents of the  
University of Oklahoma, David L. Boren in his  
individual and official capacity as the President of  
the University of Oklahoma, and the University of  
Oklahoma Foundation, Inc.  
437 Madison Avenue  
New York, NY 10022  
(212) 940-3000