

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ENTESAR OSMAN KASHEF, *et al.*,

Plaintiffs,

-against-

BNP PARIBAS S.A., BNP PARIBAS S.A. NEW  
YORK BRANCH, BNP PARIBAS NORTH  
AMERICA, INC., and DOES 2-10,

Defendants.

Civil No. 1:16-Civ-03228-AJN

Hon. Alison J. Nathan

**RESPONSE TO PLAINTIFFS' REQUEST FOR JUDICIAL NOTICE  
OF DOCUMENTS AND FACTS IN SUPPORT OF PLAINTIFFS'  
OPPOSITION TO DEFENDANTS' MOTION TO DISMISS**

Defendants BNP Paribas S.A. and BNP Paribas North America, Inc. (the "BNPP Defendants"),<sup>1</sup> by and through their undersigned counsel, respectfully submit this Response to Plaintiffs' Request for Judicial Notice of Documents and Facts in Support of Plaintiffs' Opposition to Defendants' Motion to Dismiss, dated May 22, 2017, ECF No. 79.

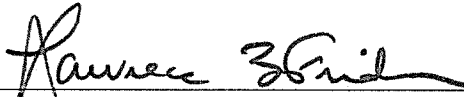
The BNPP Defendants do not oppose Plaintiffs' request that the Court take judicial notice of the three letters attached to their request. *See* ECF Nos. 79-2, 79-3, 79-4.

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<sup>1</sup> Plaintiffs have also named as a defendant "BNP Paribas S.A. New York Branch" (the "Branch"), which is not a juridical entity that is amenable to suit. The Court should dismiss Plaintiffs' claims against the Branch for the reasons shown in the BNPP Defendants' briefs in support of their motion to dismiss the Second Amended Complaint.

Dated: July 6, 2017  
New York, New York

CLEARY GOTTlieb STEEN & HAMILTON LLP

A handwritten signature in black ink, appearing to read "Lawrence B. Friedman", written over a horizontal line.

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