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September 14, 2020

VIA ECF

The Honorable Alison J. Nathan
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *Kashef, et al. v. BNP Paribas, S.A., et al.*
No. 16-cv-03228 (AJN)

Dear Judge Nathan:

We represent Plaintiffs and with the agreement of the BNPP Defendants are submitting this letter in the above-referenced matter. We write regarding the Court's September 10, 2020 Order, Dkt. 177, scheduling oral argument on Defendants' Motion to Dismiss the Second Amended Complaint for November 5, 2020. Given that the Court's March 3, 2020 Opinion and Order, Dkt. 151, referred to a "hearing" on the supplemental briefing for the motion, Plaintiffs seek clarification as to whether the parties' experts should be available on November 5, 2020 for questioning by counsel and/or the Court.

The BNPP Defendants understand the Court's reference in its September 10 Order to "oral argument" to mean oral argument by appearing counsel based on the record on Swiss law developed by the parties over the course of the litigation and the past six months, and so do not think clarification of the Order is necessary. Of course if the Court wishes to hold an evidentiary hearing all parties will be at the Court's disposal.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Kathryn Lee Boyd', is written over a light blue horizontal line.

Kathryn Lee Boyd