

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

**AMENDED NOTICE PURSUANT TO RULE 44.1**

PLEASE TAKE NOTICE THAT, pursuant to Rule 44.1 of the Federal Rules of Civil Procedure, defendants BNP Paribas and BNP Paribas North America, Inc. (the “BNPP Defendants”) have raised various issues concerning the law of foreign countries, specifically the laws of Sudan and Switzerland, in support of the BNPP Defendants’ Motion to Dismiss the Second Amended Complaint, dated March 21, 2017.<sup>1</sup>

The issues raised under Sudanese law include those addressed in the declarations of Tayeb Hassabo, dated March 19, 2017 and July 6, 2017. The issues raised under Swiss law include those addressed in the declarations of Vito Roberto, dated March 21, 2017 and July 6, 2017.


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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.

This designation is without prejudice to the invocation of foreign law on other issues as those issues become known and/or relevant pursuant to Rule 44.1 during proceedings in this case.

Dated: July 6, 2017  
New York, New York

CLEARY GOTTLIEB STEEN & HAMILTON LLP



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Lawrence B. Friedman  
One Liberty Plaza  
New York, New York 10006  
Tel: (212) 225-2840  
Fax: (212) 225-3999  
lfriedman@cgsh.com

*Counsel for Defendants BNP Paribas and BNP Paribas  
North America, Inc.*