

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

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**OMAR MORRISON, individually and on behalf of
other similarly situated Assistant Store Managers,**

Plaintiffs,

-against-

**OCEAN STATE JOB LOT, INC., and
OCEAN STATE JOBBERS, INC.,**

Defendants.
-----X

**NOTICE
OF MOTION**

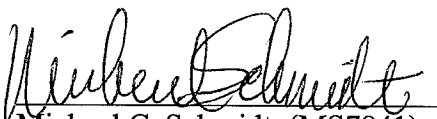
3:09-CV-1285 (AWT)

PLEASE TAKE NOTICE that upon the accompanying Affidavit of Charles W. Crabtree, Jr., sworn to on November 17, 2009, the accompanying Memorandum of Law dated November 17, 2009, and all of the prior pleadings and proceedings in this action, Defendants Ocean State Job Lot, Inc. and Ocean State Jobbers, Inc. will move this Court before the Honorable Alvin W. Thompson at the United States District Court for the District of Connecticut, located at United States Courthouse, 450 Main Street, Hartford, Connecticut 06103, on the ____ day of _____ 2009 at 9:30 a.m., or as soon thereafter as counsel can be heard, for an Order pursuant to Federal Rule of Civil Procedure 12(b)(2)

dismissing Plaintiff's Complaint, and each and every Count therein, in its entirety, together with such other and further relief as the Court deems just and proper.

Dated: New York, New York
November 17, 2009

COZEN O'CONNOR
Counsel for Defendants

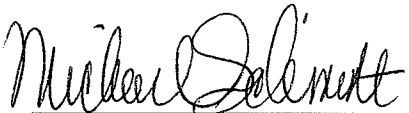
By: 
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CARMODY & TORRANCE LLP
Local Counsel for Defendants
195 Church Street
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New Haven, Connecticut 06509-1950

Certificate of Service

I hereby certify that on November 18, 2009, a copy of the foregoing notice of motion, together with the papers filed in support of the foregoing notice of motion, was filed electronically and served by mail on all counsel and pro se parties, including anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system and by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

COZEN O'CONNOR
Counsel for Defendants

By: 
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