

ECF NO. _____

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Judge's Copy

DR. ALAN SACERDOTE, et al.,

Case No.: 1:16-cv-06284 (KBF)

Plaintiffs,

ECF Case

v.

NEW YORK UNIVERSITY,

Defendant.

MEMORANDUM OF LAW IN SUPPORT OF
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

Ordered : DENIED. No reply is necessary on the motion. It is clear that the remaining issues in this case implicate questions of fact. The questions of whether NYU's actual processes and conduct were prudent cannot be resolved on motions given the state of the factual record (including contradictory expert views on the topic). With that said, the Court has found the briefing on these issues helpful to its

Mark Muedeking
 Ian C. Taylor
 Jennifer K. Squillario
 Julie Ben-Zev
 DLA Piper LLP (US)
 500 8th Street, NW
 Washington, DC 20004
 (202) 799-4000

Brian S. Kaplan
 Evan D. Parness
 DLA Piper LLP (US)
 1251 Avenue of the Americas
 New York, New York 10020
 (212) 335-4500

Counsel for Defendant New York University

Dated: January 10, 2018

overall understanding of the case and the parties' respective positions.

KBF

FEB 22 2018