

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ROBERT TESTA

Plaintiff,

v.

LAWRENCE BECKER,
as Plan Administrator of the Xerox
Corporation Retirement Income
Guarantee Plan, an employee
Pension Benefit Plan, et al.

Defendants.

**PLAINTIFF'S NOTICE OF MOTION
FOR ENTRY OF SUMMARY
JUDGMENT.**

10-06229(L)


PLEASE TAKE NOTICE that Plaintiff hereby moves for the entry of summary judgment or, in the alternative, partial summary judgment in his favor, pursuant to Fed. R. Civ. P. 56.

This Notice of Motion and Motion is based upon this Notice of Motion and Motion; the Memorandum of Points and Authorities in support thereof; the declarations and attached exhibits submitted herewith; the statement of undisputed material facts submitted herewith; the reply brief to be filed in support of the Motion; all testimony or evidence submitted at or before the hearing on this Motion; and all matters of which this Court may take judicial notice.

PLEASE TAKE FURTHER NOTICE that Plaintiff intends to file and serve reply papers, and the opposing parties are accordingly required to file and serve opposing papers within the

time period established by Local Rule 7.

Dated: July²⁵, 2016



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