

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ERIC E. HOYLE,

Plaintiff,

v.

FREDERICK DIMOND, ROBERT DIMOND,
and MOST HOLY FAMILY MONASTERY,

Defendants.

**NOTICE OF MOTION
FOR SUMMARY JUDGMENT**

Civil Action No. 08-CV-347C

PLEASE TAKE NOTICE that defendants Frederick Dimond, Robert Dimond, and Most Holy Family Monastery will move this Court, before the Honorable John T. Curtin, United States District Judge, at the United States Courthouse, 2 Niagara Square, Buffalo New York 14202, at a date and time to be set by this Court, for an order pursuant to Fed. R. Civ. Prac. Rule 56 granting summary judgment (1) dismissing plaintiff's Amended Complaint in its entirety; (2) granting judgment in favor of defendants and against plaintiff as to liability on the counterclaims; and (3) for such other and further relief this Court deems just and proper.

Dated: January 6, 2012

DUKE, HOLZMAN, PHOTIADIS
& GRESENS LLP

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