

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF WESTCHESTER

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ELENA RUTH SASSOWER, individually, and as  
Coordinator of the Center for Judicial  
Accountability, Inc., CENTER FOR JUDICIAL  
ACCOUNTABILITY, INC. and The Public  
as represented by them,

Index No. 05-19841

Plaintiffs,

-against-

THE NEW YORK TIMES COMPANY, The New  
York Times, ARTHUR SULZBERGER, JR., BILL  
KELLER, JILL ABRAMSON, ALLAN M. SIEGAL,  
GAIL COLLINS, individually and on behalf of  
THE EDITORIAL BOARD, DANIEL OKRENT,  
BYRON CALAME, MAREK FUCHS, and  
DOES 1-20,

**NOTICE OF MOTION**

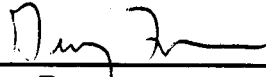
Defendants.  
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PLEASE TAKE NOTICE that, upon the annexed affidavit of George Freeman,  
Esq., dated April 13, 2006, and exhibits thereto, and the accompanying memorandum of law,  
filed herewith, and upon the pleadings and all prior proceedings heretofore had herein,  
Defendants The New York Times Company, Arthur Sulzberger, Jr., Bill Keller, Jill Abramson,  
Allan M. Siegel, Gail Collins and Byron Calame will move this Court before Justice \_\_\_\_\_ at  
the Courthouse in and for the County of Westchester located at 111 Dr. Martin Luther King Jr.  
Blvd., White Plains, New York on May 8, 2006 at 9:30 a.m., or soon thereafter as counsel may  
be heard, for an Order dismissing Plaintiff's Complaint as against them in its entirety and with  
prejudice on the ground that the Complaint fails to state a claim as a matter of law pursuant to  
CPLR 3211(a)(7). This is an action claiming defamation.

PLEASE TAKE FRUTHER NOTICE that pursuant to CPLR 2214(b), plaintiff's answering affidavits and memorandum of law, if any, must be served at least seven days before the return date of this motion.

Dated: April 13, 2006

Respectfully submitted,



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George Freeman  
Assistant General Counsel  
The New York Times Company  
229 West 43rd Street  
New York, New York 10036  
Attorney for Defendants The New York Times Company, Arthur  
Sulzberger, Jr., Bill Keller, Jill Abramson, Allan M. Siegel, Gail  
Collins and Byron Calame

TO: Eli Vigliano, Esq.  
4901 Henry Hudson Parkway  
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Elena Sassower  
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White Plains, NY 10603

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The Public as represented by them,

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THE NEW YORK TIMES COMPANY, The New York Times,  
ARTHUR SULZBERGER, JR., BILL KELLER,  
JILL ABRAMSON, ALLAN M. SIEGAL, GAIL COLLINS,  
individually and on behalf of THE EDITORIAL BOARD,  
DANIEL OKRENT, BYRON CALAME, MAREK FUCHS, and  
DOES 1-20,

Defendants.

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**NOTICE OF MOTION**

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George Freeman, Esq.

**THE NEW YORK TIMES COMPANY**  
LEGAL DEPARTMENT

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