

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

R.J. ZAYED, In His Capacity
As Court-Appointed Receiver
For Oxford Global Partners, LLC,
Universal Brokerage FX, and Other
Receiver Entities,

Plaintiff

Case No: 013-cv-1896 SRN/SER

v.

David and Dao Allen, Judith Averett, Patricia and
Jasper Calandra, Rose Furner, Mark Hanby, Adel
("A.K.") Hilal, Geraldine Jackman, Norma Johnson,
Willis Wayne King, Don and Pamela Labbee,
Andrew Lyon, Jeffrey Lyon, Jeffrey Maki, Steven
Perkins, Richard Plantan, Douglas Reed, David
Sherman, John Sterback, Mark Stoltenberg, Jane
Wamsley as trustee for the Glen Van Lehn Living
Trust, Michael ("Bruce") Wu, Robert and Dianne
Birk, Margaret Anderson, Mary Francoeur, George
and Shirley Janssen, Joseph Koehnen, and Katherine
Sobieck,

Defendants.

RECEIVER'S MOTION TO DISMISS COUNTERCLAIM

R.J. Zayed, Receiver, hereby moves this Court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, to dismiss the counterclaim filed by Defendants George and Shirley Janssen with prejudice and on the merits on the ground that Defendants Janssen have filed to state a claim upon which relief may be granted under the law based on the allegations in Defendants' counterclaim. As set forth in the accompanying

Memorandum in Support of the Receiver's Motion to Dismiss Counterclaim, Defendants Janssen failed to include any factual support or a even clear statement of the relief they are seeking as required by Rule 8(a)(2).

This motion is based on the files, records, and proceedings herein, including this Motion and the Receiver's Memorandum of Law; as well as the argument of counsel at hearing and all other submissions and proceedings had in this action. A Proposed Order granting this Motion has been e-mailed to the Court's chambers.

Dated: November 13, 2013

Respectfully submitted,

s/ Joseph M. Kaczrowski

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