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Next

Page: of 103

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UNITED
STATES
DISTRICT
COURT

SOUTHERN
DISTRICT
OF
NEW
YORK

-----)(

ELIOT
I.
BERNSTEIN,

et
al.,
OPINION
AND
ORDER
Plaintiffs,

-
against-
STATE
OF
NEW
YORK,
et
al.,
Defendants.

-----)(

SHIRA
A.
SCHEINDLIN,
U.S.D.J.:

I.
INTRODUCTION
07
Civ.
11196
(SAS)
This
action
presents
a
dramatic
story
of
intrigue,
for
Constitution

bombing,
conspiracy,
the
video
United
technology,
States.
and
Deleted
Deleted
Characterize
the
short,
plaintiffs
allege
differently:
Hundreds
of any
defendants
engaged
in
Plaintiffs
Elusive
conspiracy
Bernstein
and
violate
Plaintiff
Stephen
Liamont
have
engaged
the
process,
defamatory
and
harassing
Campaign
bankruptcy
alleging
the
presidency
global
Conspiracy
George
W.
Bush.
Although
largely
plaintiffs'
words, intelligible,
the
Plaintiffs
Amended
Complaint]

purports
pattern
describe
fraud,
fantastic
and
conspiracy
among
misrepresentation,
members
of
the
legal
profession,
judges
and,
government
officials
and
private
individuals
and
businesses
and
deprives
plaintiffs
of
what
they
describe
what
has
their
"holy
grail"
technologies.
known
as
While
free
I
commerce
cannot
through
determine
inventors
which
rights
of
and
these
due
descriptions
process
is
in
more
this
accurate,
country,
I
and
can

in
and
that
do
the
conclude
circumstances
that
involve
plaintiffs,
inventors'
have
rights
failed
tears
to
at
state
the
a
very
claim
fabric
against
of
any
the
of
Democracy
the
protected
hundreds
under
of
the
defendants
I
named
in
this
action.

For
the
reasons
stated
below,
plaintiffs'
claims
are
dismissed.

II.
BACKGROUND

A.
Facts
The
following
factual
allegations,
taken
from
the
Amended
Complaint,
are
accepted

as
true
for
purposes
of
this
motion.
Because
the
Complaint
comprises
more
than
one
thousand
paragraphs,
the
facts
presented
here
Amended
Complaint
("Compl."),-r
7.

²
Memorandum
of
Law
in
Support
of
the
Proskauer
Defendants'
Motion
to
Dismiss,
at
1.
2

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