

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDS SDNY  
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In re:

LEHMAN BROTHERS SECURITIES AND  
ERISA LITIGATION

This document applies to:

09 MD 2017 (LAK)

*In re Lehman Brothers Equity/Debt  
Securities Litigation* 08 Civ. 5523 (LAK)

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**PRETRIAL ORDER NO. 42**  
(Structured Product Plaintiffs' Motion for Reconsideration)

LEWIS A. KAPLAN, *District Judge.*

The Structured Product Plaintiffs' motion for reconsideration of this Court's July 27, 2011 memorandum opinion [DI 1010] is denied without prejudice to renewal after the Supreme Court acts on the petition for a writ of certiorari in *NECA-IBEW Health & Welfare Fund v. Goldman Sachs & Co.*, 693 F.3d 145 (2d Cir. 2012), and if the writ is granted, decides the case.

SO ORDERED.

Dated: November 20, 2012

  
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Lewis A. Kaplan  
United States District Judge