

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

EDITH SCHLAIN WINDSOR, in her  
capacity as Executor of the estate of THEA  
CLARA SPYER,

Plaintiff,

v.

THE UNITED STATES OF AMERICA,

Defendant.

10 Civ. 8435 (BSJ) (JCF)  
ECF Case

**NOTICE OF MOTION FOR  
SUMMARY JUDGMENT**

PLEASE TAKE NOTICE THAT, upon the pleadings and papers in this matter, Plaintiff Edith Schlain Windsor will move this Court before the Honorable Barbara S. Jones, at a date and time to be determined by the Court, for an order pursuant to Rule 56 of the Federal Rules of Civil Procedure granting Plaintiff's motion for summary judgment and entering judgment in favor of Plaintiff. Oral argument is respectfully requested. The grounds for this motion are set forth in Plaintiff's memorandum of law and accompanying papers. Specifically, Plaintiff submits:

- Affidavit of Edith Schlain Windsor, dated June 23, 2011, and the exhibits attached thereto,
- Affidavit of Andrew J. Ehrlich, dated June 24, 2011, and the exhibits attached thereto,
- Affidavits of George Chauncey, Ph.D., Letitia Anne Peplau, Ph.D., Nancy F. Cott, Ph.D., Michael Lamb, Ph.D., and Gary M. Segura, Ph.D., as expert witnesses,
- Plaintiff's Statement Pursuant to Local Rule 56.1, dated June 24, 2011, and

- Plaintiff's Memorandum of Law.

Dated: New York, New York  
June 24, 2011

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

/s/ Andrew J. Ehrlich /s/

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