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Attorneys for Defendants
AXA Equitable Life Insurance Company and
AXA Equitable Funds Management Group, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

MARY ANN SIVOLELLA, for the use and benefit of
the EQ/Common Stock Index Portfolio, the EQ/Equity
Growth PLUS Portfolio, the EQ/Equity 500 Index
Portfolio, the EQ/Large Cap Value PLUS Portfolio,
the EQ/Global Multi-Sector Equity Portfolio, the
EQ/Mid Cap Value PLUS Portfolio, the EQ/GAMCO
Small Company Value, and the EQ/Intermediate
Government Bond Index Portfolio,

Plaintiff,

vs.

AXA EQUITABLE LIFE INSURANCE COMPANY
and AXA EQUITABLE FUNDS MANAGEMENT
GROUP, LLC,

Defendants.

GLENN D. SANFORD, *et al.*,

Plaintiffs,

vs.

AXA EQUITABLE FUNDS MANAGEMENT
GROUP, LLC

Defendant.

Civil Action No. 3:11-cv-04194 (PGS)

and

Civil Action No. 3:13-cv-00312 (PGS)

**NOTICE OF MOTION
FOR SUMMARY JUDGMENT**

ORAL ARGUMENT REQUESTED

FILED ELECTRONICALLY

TO: Robert L. Lakind, Esq.
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PLEASE TAKE NOTICE that on April 20, 2015, at 9:00 a.m., or as soon thereafter as counsel may be heard, Defendants AXA Equitable Life Insurance Company and AXA Equitable Funds Management Group, LLC will move before the United States District Court for the District of New Jersey, Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, NJ 08608 for an Order pursuant to Federal Rule of Civil Procedure 56.1, granting Summary Judgment in their favor, and against the Plaintiffs, and dismissing Plaintiffs' Complaints with prejudice, on the ground that there is no genuine issue as to any material fact and that Defendants are entitled to judgment as a matter of law.

PLEASE TAKE FURTHER NOTICE that in support of this Motion, Defendants will rely upon the attached Memorandum of Law, as well as the Statement of Material Facts Not in Dispute, and the Declaration of Andrea G. Hood filed concurrently herewith. A proposed form of Order is also submitted with this Motion.

PLEASE TAKE FURTHER NOTICE that oral argument is requested in the event the Motion is opposed.

Dated: January 23, 2015

BLANK ROME LLP

By: /s/ Jonathan M. Korn
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