

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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GARY ZAGAMI, Individually and on Behalf	)
of all Others Similarly Situated,	)
	)
	)
Plaintiff,	) <b>Case No. 1:15-cv-7194 (KPF)</b>
	)
	)
v.	) <b>ORAL ARGUMENT REQUESTED</b>
	)
	)
CELLCEUTIX CORPORATION, LEO	)
EHRlich, AND KRISHNA MENON,	)
	)
Defendants.	)
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**DEFENDANTS’ MOTION/REQUEST FOR FINDING OF “ABUSIVE LITIGATION”  
PURSUANT TO THE PRIVATE SECURITIES LITIGATION REFORM ACT OF 1995**

Cellceutix Corporation, Leo Ehrlich, and Krishna Menon (collectively, the “Defendants”) respectfully move/request a finding of “Abusive Litigation” pursuant to the Private Securities Litigation Reform Act of 1995.

WHEREFORE, Defendants respectfully request that their motion/request be granted and that the Court award full attorneys’ fees and costs incurred in this action.

Dated: August 15, 2016

Respectfully Submitted,

**THE ASHCROFT LAW FIRM, LLC**

*/s/ Michael J. Sullivan*  
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*Counsel for Defendants*

**CERTIFICATE OF SERVICE**

I, Michael J. Sullivan, hereby certify that on August 15, 2016, I electronically filed the foregoing document with the United States District Court for the Southern District of New York by using the CM/ECF system. I certify that the following parties or their counsel of record are registered as ECF Filers and that they will be served by the CM/ECF system:

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