

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

DEEANN THORNE, FLOR ALONZO,
ROBIN CLEMENTS, and DEMETRIUS
LOVETT *on behalf of themselves and all
others similarly situated,*

Plaintiffs,

v.

SQUARE, INC. and SUTTON BANK,

Defendants.

No. 1:20-cv-05119-NGG-RML

**NOTICE OF DEFENDANTS
SQUARE INC. AND SUTTON
BANK'S MOTION TO COMPEL
ARBITRATION AND TO DISMISS
THE FIRST AMENDED
COMPLAINT**

PLEASE TAKE NOTICE, that upon the accompanying memorandum of law and declarations of Chun Wah Wu, Eric Muller and Erin J. Cox, with the exhibits annexed thereto, and Defendants' Request for Judicial Notice in Support of their Motion to Compel Arbitration, dated May 21, 2021, defendants Square, Inc. and Sutton Bank, by their undersigned attorneys, will move this Court, before the Honorable Nicholas G. Garaufis, at the United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, NY 11201, on a date and time to be designated by the Court, for an order: (a) compelling individual arbitration of plaintiffs' claims pursuant to 9 U.S.C. §§ 1, *et seq.*; (b) dismissing this action; and (c) granting such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE, that, pursuant to the Court's minute entry entered on the docket on April 26, 2021, answering papers, if any, shall be served upon defendants' counsel on June 25, 2021.

DATED:

May 21, 2021

By: /s/ John P. Amato

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DATED:

May 21, 2021

By: /s/ Aliza Malouf

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