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August 25, 2017

VIA ECF

Honorable Ronnie Abrams, U.S.D.J.
United States District Court for the
Southern District of New York
40 Foley Square, Room 2203
New York, New York 10007

Re: *McMorris et al. v. Rider University*,
No. 1:17-cv-04611-RA

Dear Judge Abrams:

This firm represents Rider University in the above-referenced matter. We write in response to the letter that Plaintiffs' counsel wrote requesting an adjournment of the Initial Case Management Conference. [Dkt. #30]. Rider University does not oppose Plaintiffs' request for an adjournment of the September 1, 2017. However, the letter incorrectly suggests that Rider University is joining in the application and that Rider University believes a conference is not necessary at this time.

In speaking with Plaintiffs' co-counsel, Bruce Afran, it was my understanding that Plaintiffs would be asking the Court to reschedule the Initial Case Management Conference to one of the following dates: September 5, 6, 7, 8, 12, 13 or 14. Rider University believes the Initial Case Management Conference is necessary to address, among other things, why Plaintiffs believe this Court has jurisdiction over this matter. Rider University has a pending motion to dismiss on the basis of lack of personal jurisdiction, [Dkt. # 25], and would like to understand why Plaintiffs believe jurisdiction exists in this case.



Honorable Ronnie Abrams, U.S.D.J.

Page 2

August 25, 2017

In addition, Plaintiffs' letter advises the Court that Plaintiffs intend to file a Second Amended Complaint "that should render [Rider University's] present motion moot." Rider University is not aware of any set of facts that would give rise to jurisdiction and therefore reserve all rights to respond to any amended filing in accordance with Rule 4C of the Court's Individual Rules & Practices in a Civil Case.

Respectfully,

s/Angelo A. Stio III

Angelo A. Stio III

cc: Bruce Afran, Esq.
Eric Vaughn-Flam, Esq.