

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
DAVID BONIFACE, NISSAGE MARTYR)	
and JUDERS YSEMÉ)	
)	
Plaintiffs,)	
)	
v.)	Civil Action
)	No. 17-10477-ADB
JEAN MOROSE VILIENA)	
)	
Defendant.)	
_____)	

DEFENDANT JEAN MOROSE VILIENA’S MOTION
FOR RECONSIDERATION AND CERTIFICATION OF
ORDER DENYING MOTION TO DISMISS

The Defendant Jean Morose Viliena (“Defendant”) moves the Court to enter an order reconsidering its Memorandum and Order on Motion to Dismiss and Motion to Substitute Party [Docket No. 56] (the “Order”), dismiss the remaining counts of the Complaint against the Defendant and, alternatively, certify the decision for appellate review in accordance with 28 USC § 1292(b). In support of his motion, the Defendant submits herewith a Memorandum of Law.

Wherefore, the Defendant Jean Morose Viliena prays that the Court dismiss all Counts asserted in the Plaintiffs’ Complaint, that the Court certify any adverse decision for appellate review in accordance with 28 USC § 1292(b) and that the Court grant such other and further relief as is just.

Jean Morose Viliena,

By his attorney,

/s/ Peter J. Haley

Peter J. Haley (BBO# 543858)

peter.haley@nelsonmullins.com

Patrick T. Uiterwyk (BBO# 665836)

patrick.uiterwyk@nelsonmullins.com

Nelson Mullins Riley & Scarborough LLP

One Post Office Square, 30th Floor

Boston, MA 02109

p. (617) 217-4714

f. (617) 217-4710

Dated: November 2, 2018

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on this date.

Date: November 2, 2018

/s/ Peter J. Haley