

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

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:
UNITED STATES OF AMERICA :
:
-v- :
:
ELIYAHU WEINSTEIN, and :
VLADAMIR SIFOROV :
:
Defendants. :
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Docket No. 11-CR-701 (JAP)

PLEASE TAKE NOTICE THAT, upon the accompanying Declaration of Eric Creizman, dated December 26, 2013, the Declaration of Sol Goldman, dated December 26, 2013, and the memorandum of law, dated December 26, 2013, defendant Eliyahu Weinstein will move this Court before the Honorable Joel A. Pisano, at the United States District Court for the District of New Jersey, 402 East State Street, Trenton, New Jersey 10007, on a date and time to be determined by the Court, for an order vacating Mr. Weinstein’s guilty plea pursuant to Rules 11(d)(2)(B), F.R.Cr.P., 28 U.S.C. §2255 and the Sixth and Fifth Amendments to the United States Constitution, because Weinstein was represented at his guilty plea by defense counsel who was laboring under multiple actual conflicts of interest which adversely affected counsel’s performance in this matter.

Dated: New York, New York
December 26, 2013

/s/ Eric M. Creizman
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