

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**BEACON ASSOCIATES LLC I, BEACON
ASSOCIATES LLC II, ANDOVER
ASSOCIATES, L.P., ANDOVER
ASSOCIATES LLC I, ANDOVER
ASSOCIATES (Q) LLC,**

Plaintiffs,

-vs.-

Civil Action No.
1:14-cv-02294 (AJP)

**BEACON ASSOCIATES MANAGEMENT
CORP.; ANDOVER ASSOCIATES
MANAGEMENT CORP.; INCOME PLUS
INVESTMENT FUND; DAVID
FASTENBERG, TRUSTEE, LONG ISLAND
VITREO-RETINAL CONSULTANTS 401K
FBO DAVID FASTENBERG, ET AL.,**

Defendants.

RULE 7.1 DISCLOSURE STATEMENT

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, Defendant Income-Plus Investment Fund certifies that it has no parent certifies that it has no parent corporation and that no publicly held corporation owns 10% or more of its stock.

DATED: August 27, 2014

HISCOCK & BARCLAY, LLP

By: /s/ Brian E. Whiteley
Brian E. Whiteley

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CERTIFICATE OF SERVICE

I hereby certify that on August 27, 2014, I electronically filed the foregoing Memorandum of Defendant Income-Plus Investment Fund in Response to Plaintiffs' Request for a Declaratory Judgment using the CM/ECF system, which sent electronic or other notification of such filing to all counsel of record in this case, and a copy was also sent by first class mail to all counsel of record.

/s/ Brian E. Whiteley

BRIAN E. WHITELEY