

The Court also requests briefing on the following question: Assuming that 28 U.S.C. § 1605(a)(2) does not apply to the claims of some or all plaintiffs, would the expropriation exception, 28 U.S.C. § 1605(a)(3), nevertheless provide subject matter jurisdiction over all three plaintiffs' claims alleging breach of the bailment agreements in 2008? For purposes of this question, the Court does not intend to revisit whether the property was taken in violation of international law or, as pled in plaintiffs' Complaint, that the expropriation occurred during World War II. (*See* Complaint [ECF No. 1] ¶¶ 28-30.)

Defendants should file their supplemental memorandum of law on or before October 28, 2014. Plaintiffs should file their response on or before November 4, 2014. Both parties should limit their submissions to 10 pages.

SO ORDERED.

/s/ Ellen Segal Huvelle
ELLEN SEGAL HUVELLE
United States District Judge

Date: October 20, 2014