

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IKB DEUTSCHE INDUSTRIEBANK AG, :
 :
 Plaintiff, :
 :
 -v- :
 :
 MCGRAW HILL FINANCIAL, INC. (f/k/a :
 THE MCGRAW-HILL COMPANIES, INC. :
 (d/b/a STANDARD & POOR'S RATINGS :
 SERVICES)) and STANDARD & POOR'S :
 FINANCIAL SERVICES LLC, :
 :
 Defendants. :
-----X

14-cv-3443 (JSR)

ORDER

9/2/14

JED S. RAKOFF, U.S.D.J.

Plaintiff IKB Deutsche Industriebank AG ("IKB") brings this suit against defendants Standard & Poor's Ratings Services ("S&P") and Standard & Poor's Financial Services LLC ("S&P LLC") for common law fraud, negligent misrepresentation, and civil conspiracy in connection with the rating of the Rhinebridge structured investment vehicle.

Pending before the Court are S&P's motion, in which S&P LLC joins, to dismiss the Amended Complaint as barred by the statute of limitations and for failure to state a claim upon which relief may be granted, and S&P LLC's separate motion to dismiss for failure to state a claim. Upon consideration, the Court finds that IKB's claims against both defendants are time barred and, accordingly, grants the motion to dismiss on that ground. A memorandum setting forth the reasons for this ruling will issue in due course, at which time final judgment will be entered.

The Clerk of the Court is directed to close document number 34 on the docket of this case.

SO ORDERED.

Dated: New York, NY
August 29, 2014



JED S. RAKOFF, U.S.D.J.