

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

SANDERSON FARMS, INC., *et al.*,

Plaintiffs-Appellees,

v.

TYSON FOODS, INC.,

Defendant-Appellant.

Civil Action No. RDB 08CV210

MOTION TO FILE OVERSIZED OPPOSITION

Plaintiffs-Appellees Sanderson Farms, Inc. and Perdue Farms, Inc. respectfully request permission under Local Rule 27(d)(2) to file an Opposition to the Motion for Stay of Defendant-Appellant Tyson Foods, Inc. (“Tyson”) that exceeds the length limitation by 6 pages (total of 26 pages).

Undersigned counsel notified Tyson’s counsel, Helene D. Jaffee and Randi W. Singer that we expected the brief would exceed by 3 pages (they consented) and then more recently notified them that it was actually 6 pages (we have not heard back).

Sanderson and Perdue respectfully request that the Court grant the foregoing relief.

Respectfully submitted,

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Dated: April 29, 2008

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of April, 2008, I have caused the foregoing Consent Motion to File Oversized Opposition to be served via electronic transmission upon the following:

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/s/ Randall K. Miller

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