

1 **THE WESTON FIRM**
 2 GREGORY S. WESTON (239944)
 3 JACK FITZGERALD (257370)
 4 888 Turquoise Street
 5 San Diego, CA 92109
 6 Telephone: (858) 488-1672
 7 Facsimile: (480) 247-4553
 8 greg@westonfirm.com
 9 jack@westonfirm.com

7 **BECK & LEE BUSINESS TRIAL LAWYERS**
 8 JARED H. BECK (233743)
 9 ELIZABETH LEE BECK (233742)
 10 28 West Flagler Street, Suite 555
 11 Miami, FL 33130
 12 Telephone: (305) 789-0072
 13 Facsimile: (786) 664-3334
 14 jared@beckandlee.com
 15 elizabeth@beckandlee.com

13 **Attorneys for Plaintiffs and the Proposed Classes**

14 **UNITED STATES DISTRICT COURT**
 15 **CENTRAL DISTRICT OF CALIFORNIA**

16 CATS AND DOGS ANIMAL HOSPITAL,
 17 INC.; ASTRO APPLIANCE SERVICE;
 18 BLEEDING HEART, LLC; CALIFORNIA
 19 FURNISHINGS, INC.; CELIBRÉ, INC.;
 20 J.L. FERRI ENTERTAINMENT, INC.; LE
 21 PETITE RETREAT DAY SPA, LLC; SAN
 22 FRANCISCO BAY BOAT CRUISES,
 23 LLC; WAG MY TAIL, INC.; and
 24 ZODIAC RESTAURANT GROUP, INC.,
 25 on behalf of themselves and all others
 26 similarly situated,

23 Plaintiffs,

24 v.

25 YELP! INC.,
 26 Defendant.

Case No: 2:10-cv-01340-VBF-SS

Pleading Type: Class Action

***EX PARTE APPLICATION
 FOR LEAVE TO FILE A BRIEF
 SURREPLY & NOTICE OF
 SUPPLEMENTAL
 AUTHORITY IN OPPOSITION
 TO DEFENDANT YELP! INC.'S
 MOTION TO DISMISS
 PLAINTIFFS' FIRST
 AMENDED COMPLAINT***

Hearing Date: May 3, 2010

Hearing Time: 1:30 p.m.

Judge: Hon. Valerie Baker Fairbank

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE THAT in accordance with Central District of
3 California Local Rule 7-19, Plaintiffs hereby seek leave to file a 3-page brief
4 limited to a single but important issue: whether *Walker v. Geico Gen. Ins. Co.*, 558
5 F.3d 1025 (9th Cir. 2009) holds, as Defendant claims, that certain plaintiffs lack
6 standing under the Unfair Competition Law. On April 20, 2010 Plaintiffs gave
7 notice of this application to counsel for Defendant, who indicated Yelp opposed
8 their application.

9 Leave is also warranted because Plaintiffs wish to give the Court notice of
10 additional binding authority on this point. On April 19, 2010, several days after
11 Plaintiffs' opposition brief was due, two decisions dealing with UCL standing were
12 issued by the California Court of Appeal, and are cited and discussed in the
13 proposed brief.

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15 Contact Information for Counsel for Defendant:

16 Matthew D. Brown (brownmd@cooley.com)
17 101 California Street, 5th Floor
18 San Francisco, CA 94111-5800
19 Telephone: (415) 693-2000
20 Facsimile: (415) 693-2222

21 DATED: April 21, 2010

Respectfully Submitted,

22 /s/Gregory S. Weston
23 Gregory S. Weston

24 **THE WESTON FIRM**
25 GREGORY S. WESTON
26 JACK FITZGERALD
27 888 Turquoise Street
28 San Diego, California 92109
Telephone: 858 488 1672
Facsimile: 480 247 4553

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**BECK & LEE BUSINESS TRIAL
LAWYERS**

JARED H. BECK
ELIZABETH LEE BECK
Courthouse Plaza Building
28 West Flagler Street, Suite 555
Miami, FL 33130
Telephone: 305 789 0072
Facsimile: 786 664 3334

**Counsel for Plaintiff and the
Proposed Class**