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10
 11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**
 13 **SAN FRANCISCO DIVISION**

14
 15 **PATRICK HENDRICKS**, on behalf of himself
 and all others similarly situated,

16 **Plaintiff,**

17 vs.

18 **AT&T MOBILITY, LLC,**

19 **Defendant.**

Case No. CV 11-00409-CRB

**DEFENDANT AT&T MOBILITY LLC'S
 MOTION FOR LEAVE TO FILE
 RESPONSE TO OBJECTION TO
 REPLY EVIDENCE**

Date: October 21, 2011
 Time: 10:00 a.m.
 Courtroom 8
 Honorable Charles R. Breyer

1 Pursuant to Civil Local Rule 7-3(d), defendant AT&T Mobility LLC (“ATTM”) moves for
2 leave to file a response to plaintiff Patrick Hendricks’s objection (Dkt. No. 48) to the declaration of
3 Jan Mendel (Dkt. No. 42-2). Hendricks contends that Ms. Mendel’s declaration should be struck
4 on the ground that she lacks personal knowledge for her testimony, and in the alternative requests
5 discovery into ATTM’s arbitrations with other consumers for the past eight years. The proposed
6 response—which is attached to this motion—explains why the objection should be overruled and
7 the request for discovery denied, and would aid the Court in resolving Hendricks’s objection.

8 WHEREFORE, ATTM’s motion for leave to file a response to Hendricks’s objections to
9 the Mendel declaration should be granted.

10 Dated: October 19, 2011

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11 By: /s/ Kevin S. Ranlett

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