

1 SUSAN M. HACK, ESQ. (Bar No. 145347)
 2 HIGGS, FLETCHER & MACK LLP
 3 401 West "A" Street, Suite 2600
 4 San Diego, CA 92101-7913
 5 TEL: 619.236.1551
 6 FAX: 619.696.1410

7 Attorneys for Defendant
 8 MENU FOODS HOLDING, INC.

FILED
07 APR 18 AM 11:00
 CLERK, U.S. DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA
 BY: *pd* DEPUTY

9 **UNITED STATES DISTRICT COURT**
 10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 DIANE SWARBERG, individually and on
 12 behalf of all others similarly situated,

13 Plaintiffs,

14 v.

15 MENU FOODS HOLDING, INC., THE
 16 IAMS COMPANY, and DOES 1 through
 17 100, inclusive

18 Defendants.

'07 CV 0706BTM / POR
 CASE NO.

DEFENDANT'S DEMAND FOR JURY TRIAL

19 **TO PLAINTIFF AND HER ATTORNEYS OF RECORD:**

20 Defendant MENU FOODS HOLDING, INC. hereby demands a jury trial as provided by
 21 Federal Rules of Civil Procedure 38(a).

22 DATED: 18 Apr 07

HIGGS, FLETCHER & MACK LLP

23
 24 By: *[Signature]*
 25 SUSAN M. HACK, ESQ.
 26 Attorneys for Defendants
 27 MENU FOODS HOLDING, INC.

28 801904.1

CP
 HIGGS, FLETCHER
 & MACK LLP
 ATTORNEYS AT LAW
 SAN DIEGO

DEMAND FOR JURY TRIAL