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**Class Counsel**

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

13 IN RE FERRERO LITIGATION

Case No. 3:11-cv-00205-H-KSC  
 Pleading Type: Class Action

**PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR APPEAL BOND**

Judge: The Honorable Marilyn L. Huff  
 Hearing: November 13, 2012  
 Time: 10:30 a.m.  
 Location: Courtroom 13

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on November 13, 2012 at 10:30 a.m. in Courtroom 13 of the  
3 United States District Courthouse for the Southern District of California, which is located at 940 Front  
4 St., San Diego, California 91201, Plaintiffs Athena Hohenberg and Laura Rude-Barbato will, and  
5 hereby do, respectfully move the Court for an Order imposing an appeal bond in the amount of  
6 \$21,970.12 on objectors Michael Hale, Courtney Drey, and Andrea Pridham.

7 This motion is based on this Notice, Plaintiffs' supporting Memorandum of Points and  
8 Authorities, the accompanying Declarations of Jack Fitzgerald and Charlene Young, the pleadings and  
9 papers on file in this action, any replies in support of the motions, and on such oral and documentary  
10 evidence and argument as may be presented at the time of the hearing.

11 DATED: October 11, 2012

Respectfully Submitted,

12 /s/ Jack Fitzgerald  
13 Jack Fitzgerald

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