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

In re FERRERO LITIGATION

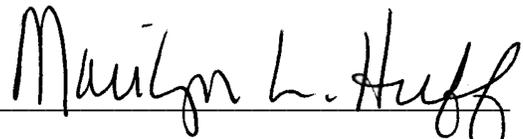
CASE NO. 11-CV-205 H (CAB)

**ORDER DENYING FERRERO  
U.S.A., INC.'S *EX PARTE*  
APPLICATION TO  
MANUALLY FILE EXHIBITS**

On October 10, 2011, Defendant Ferrero U.S.A., Inc. ("Ferrero") filed its opposition to Plaintiffs' motion for class certification. (Doc. No. 76) Ferrero's opposition includes references to Ferrero's television advertisements for Nutella that are challenged in Plaintiffs' complaint. (Doc. No. 76-2, Krohn Decl. ¶¶ 4, 10.) On October 11, 2011, Ferrero filed an *ex parte* application for leave to manually file the television advertisements. (Doc. No. 77.) The Court declines to accept a non-electronic filing, and DENIES Ferrero's application for leave to manually file the television advertisements. In lieu of manually filing the exhibits, Ferrero may file a transcript of relevant portions of the advertisements, and also mark and retain the video clips of the advertisements as a separate exhibit.

**IT IS SO ORDERED.**

DATED: October 12, 2011



MARILYN L. HUFF, District Judge  
UNITED STATES DISTRICT COURT