

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

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)	
UNITED STATES OF AMERICA, et al.,)	
)	
<i>Plaintiffs,</i>)	
)	
v.)	Case No. 1:11-cv-01560-ESH
)	
AT&T INC., et al.,)	
)	
<i>Defendants.</i>)	
)	
_____)	

**JOINT MOTION TO EXPEDITE
AND MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT**

Sprint Nextel Corporation, Cellular South, Inc., and Corr Wireless Communications, L.L.C. (together, “Petitioners”), hereby respectfully move to expedite the briefing schedule and consideration of their Joint Motion to Intervene and Joint Motion to Amend the Protective Order Pursuant to Rule 26(c), which Petitioners have filed with this Motion. Pursuant to LCvR 7(b), this Court has the power and authority to order expedited briefing as deemed necessary by the Court.

As asserted in the motion to amend the protective order, Petitioners, who are Plaintiffs in *Sprint Nextel Corporation v. AT&T Inc., et al.*, Case No. 1:11-cv-01600-ESH (“Sprint Case”), and *Cellular South, Inc., et al. v. AT&T Inc., et al.*, Case No. 1:11-cv-01690-ESH (“Cellular South Case”), face immediate prejudice. While AT&T has served sweeping discovery requests that are currently pending in *United States v. AT&T Inc., et al.* (the “DOJ Case”), and is able to prepare fully for trial in all three cases, Petitioners are not able to prepare

at all in their own cases. Any delay in remedying this position will cause them to suffer irreparable harm.

No harm will result to any party as a result of an expedited schedule. The Joint Motion to Intervene and Joint Motion to Amend the Protective Order Pursuant to Rule 26(c) present a narrow issue, which the parties would be able to brief on an expedited schedule.

Petitioners hereby represent to the Court that they have satisfied their obligation under LCvR 7(m) to confer with opposing counsel on this motion as it pertains to the entry of an order giving Petitioners access to the discovery record in the DOJ Case, and the defendants oppose this motion. Declaration of Tara L. Reinhart ¶¶ 8, 10 (noting that the “defendants object to Petitioners’ proposed expedited schedule on these motions because the defendants believe Petitioners’ motions present a discovery dispute that should be decided by the Hon. Richard A. Levie (Ret.), the Special Master appointed by this Court”).

WHEREFORE, Petitioners move for an Order expediting the briefing schedule on Petitioners’ Joint Motion to Intervene and Joint Motion to Amend the Protective Order Pursuant to Rule 26(c). The Petitioners further move the Court for an Order requiring opposition briefs to Petitioners’ Joint Motion to Intervene and Joint Motion to Amend the Protective Order Pursuant to Rule 26(c) to be filed by October 17, 2011, and reply briefs to be filed by October 20, 2011. If convenient for the Court, Petitioners request oral argument on October 24, 2011, which coincides with the oral argument currently scheduled on the defendants’ pending Motions to

Dismiss the complaints of Sprint and Cellular South in the Sprint Case and Cellular South Case, respectively.

Dated: October 11, 2011

Respectfully submitted,

/s/ Chong S. Park

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