

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA (MIAMI)

RENEE BLASZKOWSKI, AMY HOLLUB,	:	CASE NO. 1:07-cv-21221-CMA
and PATRICIA DAVIS, individually and on	:	
behalf of others similarly situated,	:	(Judge Cecilia M. Altonaga)
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	AGREED MOTION FOR
MARS INC., <u>et al.</u> ,	:	EXTENSION OF TIME TO
	:	<u>RESPOND TO COMPLAINT</u>
Defendants.	:	

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and with the consent of Plaintiffs Renee Blaszkowski, Amy Hollub, and Patricia Davis, Defendant The Procter & Gamble Company ("Procter & Gamble") moves for an extension of time up to and including July 5, 2007, to serve its response to the Complaint. In support of its request, Procter & Gamble would show:

1. On May 9, 2007, Plaintiffs filed a 58-page Complaint alleging fraudulent misrepresentation and fraudulent concealment, negligent misrepresentation, violations of the Florida Deceptive and Unfair Trade Practices Act, violations of Florida Statute § 817.41, negligence, strict products liability, breach of implied warranty, breach of express warranty, and unjust enrichment against several defendants, including Procter & Gamble.

2. On or about May 22, 2007, Plaintiffs served the Complaint on Defendant Procter & Gamble. The Federal Rules of Civil Procedure require that Procter & Gamble file an answer or otherwise respond to the Complaint by June 11, 2007.¹

3. Undersigned counsel has been retained recently and requires additional time to prepare a response to the Complaint.

4. On May 29, 2007, this Court granted Defendant PETCO's Motion for an Extension of Time to Respond to Complaint, giving PETCO until July 5, 2007 to serve its response to the Complaint.

5. Pursuant to Local Rule 7.1(3a), counsel for Procter & Gamble and Plaintiffs have conferred and Plaintiffs have consented to similarly extend the time in this case for Procter & Gamble to respond to the Complaint, or otherwise plead, until July 5, 2007.

6. This motion is made in good faith and not for any purpose of undue delay.

WHEREFORE, Procter & Gamble respectfully requests an extension of time, up to and including July 5, 2007, to serve its response to the Class Action Complaint.

¹ In the Joint Motion for Enlargement of Time to File Joint Scheduling Report and Certificate of Interested Parties, which was filed June 6, 2007, Procter & Gamble represented to the Court — through counsel for Defendant Del Monte, Co. — that it had not been served with a copy of the Summons and Complaint. On June 7, 2007, Plaintiffs submitted an Affidavit of Service, which indicates that Plaintiffs served Procter & Gamble on May 22, 2007. Procter & Gamble submits this Agreed Motion for Extension of Time to Respond to Complaint without waiving any defense of, among other things, defects in service.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on the 8th day of June, 2007, I electronically filed the foregoing Agreed Motion for Extension of Time to Respond to Complaint with the Clerk of Courts using the CM/ECF system, which will send notification of such filing to CM/ECF participants:

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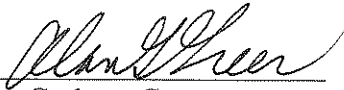
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