

IN THE UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF HAWAII

JJCO, INC., dba JACKSON	)	CIV. NO. 08-00419 SOM/LEK
ISUZU, a Hawaii Corporation,	)	
	)	
Plaintiff,	)	ORDER DENYING PLAINTIFF'S
	)	MOTION TO EXCEED PAGE AND
vs.	)	WORD LIMIT TO ITS REPLY
	)	MEMORANDUM SUPPORTING ITS
ISUZU MOTORS AMERICA, INC., a	)	MOTION TO ALTER OR AMEND
Michigan Corporation, JOHN	)	JUDGMENT
DOES 1-10; JANE DOES 1-10;	)	
DOE CORPORATIONS 1-10; DOE	)	
GOVERNMENTAL AGENCIES 1-10;	)	
DOE PARTNERSHIPS 1-10; DOE	)	
ENTITIES 1-10,	)	
	)	
Defendants.	)	
_____	)	

ORDER DENYING PLAINTIFF'S MOTION TO EXCEED  
 PAGE AND WORD LIMIT TO PLAINTIFF'S REPLY  
MEMORANDUM SUPPORTING ITS MOTION TO ALTER OR AMEND JUDGMENT

On April 30, 2010, Plaintiff filed its reply in support of its motion to alter or amend judgment. On May 3, 2010, realizing its reply exceeded page and word limits, Plaintiff filed an ex parte motion to increase the page and word limit to Plaintiff's reply memorandum. Plaintiff "respectfully requests the Court's consideration of all applicable arguments including those which exceed the page and word limits." Plaintiff also says that it needed the additional room to "respond adequately to all defense arguments." King Decl. ¶ 4. These reasons are not persuasive. First, Defendant was able to raise all arguments and stay within the page limitations for the opposition. Second,

Plaintiff filed this motion after it filed its reply, apparently having drafted the reply without considering any limitation. Third, if the reply includes any argument raised for the first time, that argument need not be considered by a court in any event. See L.R. 7.4. Accordingly, the court strikes Plaintiff's reply. Plaintiff may refile a reply complying with the applicable word or page limitation no later than 4:30 p.m., Tuesday, May 4, 2010.

IT IS SO ORDERED.

DATED: Honolulu, Hawaii, May 3, 2010



/s/ Susan Oki Mollway

Susan Oki Mollway  
Chief United States District Judge

JJCO, Inc., v. Isuzu Motors America, Inc, et al., Civ. No. 08-419  
Order Denying Plaintiff's Motion to Increase Page and Word Limit  
to Plaintiff's Reply Memorandum Supporting its Motion to Alter or  
Amend Judgment.