

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

DAWN MAJERCZYK individually and on	)	
behalf of a class of similarly situated	)	
individuals,	)	
	)	No. 1:07-CV-01543
Plaintiff,	)	
	)	Judge Wayne R. Andersen
vs.	)	
	)	<b><u>Jury Trial Demanded</u></b>
MENU FOODS, INC., a New Jersey	)	
Corporation, et al.	)	
	)	
Defendants.	)	
_____	)	

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that on Thursday, May 3, 2007 at 9:00 a.m., or as soon as counsel may be heard, we shall appear before the Honorable Wayne F. Andersen in the United States District Court, 219 South Dearborn Street, Chicago, Illinois, Courtroom Number 1403 and then and there present the attached **MOTION FOR REASSIGNMENT OF RELATED CASE**, a copy of which is attached and hereby served upon you.

DATED: April 25, 2007

RAYMOND AND KATHLEEN DEMITH,  
on behalf of themselves and all others  
similarly situated,

By: /s/ Steven E. Schwarz  
STEVEN E. SCHWARZ

THE LAW OFFICES OF  
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Attorney for the *Demith* Plaintiffs and the  
Class

**CERTIFICATE OF SERVICE**

I, Steven E. Schwarz, hereby certify that I am plaintiff's attorney and I caused copies of the foregoing **Notice of Motion** to be served on:

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Via the Court's Electronic Filing System, and

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***Counsel for Defendants Menu Foods, Inc., Menu Foods Income Fund, Menu Foods Operating Trust, Menu Foods Limited Partnership, Menu Foods Acquisition Inc., Menu Foods Limited, Menu Foods Holdings, Inc. and Menu Foods Midwest Corp. (Not Yet Appeared)***

Via the Court's Electronic Filing System, this 25<sup>th</sup> day of April, 2007.

/s/ Steven E. Schwarz