UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS - EASTERN DIVISION

MEANITH HUON,)
Plaintiff,)
v.) Case No. 11-cv-03054
ABOVETHELAW.COM et al.,) Judge Aspen
Defendants.) Magistrate Judge Gilber

<u>DEFENDANTS' UNOPPOSED MOTION FOR LEAVE</u> TO FILE BRIEF IN EXCESS OF FIFTEEN PAGES

Defendants Breaking Media, LLC (erroneously sued as AboveTheLaw.com, BreakingMedia.com, and Breaking Media), David Lat, Elie Mystal, John Lerner, and David Minkin (the "ATL Defendants") respectfully request that the Court grant them leave to file their memorandum in support of their motion to dismiss ("Memorandum"), which exceeds the 15-page limit established by Local Rule 7.1.

- The ATL Defendants have endeavored to use the minimum number of pages necessary to present their various arguments concerning Plaintiff's numerous factual and legal contentions.
- 2. Plaintiff's complaint includes six theories of recovery based on approximately forty alleged statements. The ATL Defendants have attached a summary chart to the Memorandum that indicates which of their arguments apply to each of the alleged statements. The chart is six pages long and the remainder of the Memorandum is twelve pages long, for a total of eighteen pages.
- 3. The Memorandum is attached hereto as Exhibit 1. The Memorandum includes a table of contents and table of cases, as required by Local Rule 7.1.

4. Plaintiff has agreed not to oppose this request.

WHEREFORE, the ATL Defendants respectfully request that this Court permit them to

file the Memorandum.

Dated: September 21, 2011

Respectfully submitted,

BREAKING MEDIA, LLC (erroneously sued as AboveTheLaw.com, BreakingMedia.com, and Breaking Media), DAVID LAT, ELIE MYSTAL, JOHN LERNER, AND DAVID MINKIN

By: /s/ Steven P. Mandell
One of their attorneys

Steven P. Mandell (ARDC #6183729) Steven L. Baron (ARDC #6200868) Sharon R. Albrecht (ARDC #6288927) MANDELL MENKES LLC One North Franklin, Suite 3600 Chicago, IL 60606 (312) 251-1000