UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF LOUISIANA

VICKI L. PINERO, individually and on) Civil Action No. 08-03535
behalf of all others similarly situated,)
) Sec. R
Plaintiffs,) JUDGE SARAH S. VANCE
)
V.) Mag. 3
) MAGISTRATE JUDGE DANIEL E.
JACKSON HEWITT TAX SERVICE) KNOWLES, III
INC.; JACKSON HEWITT INC.; and,)
CRESCENT CITY TAX SERVICE,)
INC. d/b/a JACKSON HEWITT TAX)
SERVICE,)
)
Defendants.)

NOTICE OF MOTION

Pursuant to L.R. 78.1, plaintiff, Vicki L. Pinero ("Plaintiff"), submits this notice. Plaintiff will bring for hearing her Motion for Class Certification on the 20th day of August 2008, at 10:00 A.M., or as soon thereafter as counsel may be heard.

Respectfully Submitted,

/s/ Bryan C. Shartle

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been forwarded to all counsel of record <u><</u> by email; ___ by hand; ___ by fax; ✓ by FedEx; ___ by placing a copy of same in the U.S. Mail, postage prepaid this 22nd day of July 2008.

> /s/ Bryan C. Shartle Bryan C. Shartle

David Israel (LSBA No. 7174) (T.A.) Bryan C. Shartle (LSBA No. 27640) Harold A. Aucoin (LSBA No. 02601) Justin H. Homes (LSBA No. 24460)

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 $N:\\ 1-DI-Non-Collector-Misconduct\\ \ Pinero,\ Vicki-Class\ Action\\ \ Pleading\\ \ LA\ Lawsuit\\ \ Motion\ for\ Class\ Certification\\ \ Notice\ of\ Motion. doc$