UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF LOUISIANA

VICKI L. PINERO, individually and on behalf of all others similarly situated,	]	CIVIL ACTION 08-3535
	]	
	]	SECTION R
Plaintiffs	]	JUDGE SARAH S. VANCE
	]	
VERSUS	]	MAG. 3
	]	
JACKSON HEWITT TAX SERVICE INC.; JACKSON HEWITT INC.; and CRESCENT CITY TAX SERVICE, INC. D/B/A JACKSON HEWITT TAX SERVICE,	]	
	]	
Defendants	]	

CRESCENT CITY TAX SERVICE, INC., D/B/A JACKSON HEWITT TAX SERVICE'S RULE 12 (b)(6) MOTION TO DISMISS PLAINTIFF'S THIRD AMENDED COMPLAINT

Crescent City Tax Service, Inc., d/b/a Jackson Hewitt Tax Service, hereby joins with Jackson Hewitt Tax Service, Inc. and Jackson Hewitt, Inc. in moving, under Federal Rule of Civil Procedure 12(b)(6), to dismiss plaintiff's claim in the third amended complaint.

Mover adopts as its own the reasons contained in the Rule 12(b)(6) motion, and prays that the Motion be granted, and that plaintiff's third amended complaint be dismissed.

Doc. 1118218.CBQ3443

Respectfully submitted:

BLUE WILLIAMS, L.L.P.

/s/ THOMAS G. BUCK

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CERTIFICATE OF SERVICE

I do hereby certify that I have on May 7, 2009, electronically filed the foregoing with the Clerk of court by using the CM/ECF system which will send a notice of electronic filing to the following.

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I further certify that I mailed the foregoing document and the notice of electronic filing by first-class mail to the following non-CM.ECF participants.

/s/ THOMAS G. BUCK

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