

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF LOUISIANA**

VICKI L. PINERO, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

JACKSON HEWITT TAX SERVICE
INC.; JACKSON HEWITT INC.; and,
CRESCENT CITY TAX SERVICE, INC.
d/b/a JACKSON HEWITT TAX
SERVICE,

Defendants.

CASE NO.: 08-3535

SECTION R

**JUDGE
SARAH VANCE**

**MAGISTRATE JUDGE
DANIEL E. KNOWLES**

**JACKSON HEWITT TAX SERVICE INC.'S AND JACKSON HEWITT INC.'S
MOTION TO COMPEL THE DEPOSITION OF PLAINTIFF VICKI L. PINERO,
OR IN THE ALTERNATIVE, TO STAY DISCOVERY**

Jackson Hewitt Tax Service Inc. and Jackson Hewitt Inc. (collectively "Jackson Hewitt"), pursuant to Federal Rule of Civil Procedure 26, respectfully move this Court for entry of an order compelling Plaintiff to submit to a deposition under Rule 30 of the Federal Rules of Civil Procedure, or in the alternative, to stay discovery.

The grounds upon which Jackson Hewitt seeks relief are fully set forth in the accompanying Memorandum of Law. Jackson Hewitt has made good faith, unsuccessful efforts to resolve this matter with Plaintiff's counsel, thereby necessitating the filing of this motion.

For these reasons, Jackson Hewitt prays that its motion be granted.

Dated: September 9, 2009

By Attorneys:

/s/ Veronica D. Jackson

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Attorneys for Jackson Hewitt Tax Service Inc., and Jackson
Hewitt Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of September, 2009, a copy of the foregoing and all documents filed in support were electronically filed with the Clerk of Court using the CM/ECF system, which should cause a copy to be sent to all counsel of record in this matter.

/s/ Veronica D. Jackson