

**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**

**MOTION FOR LEAVE TO FILE REPLY MEMORANDUM IN FURTHER  
SUPPORT OF MOTION TO DISMISS**

Jackson Hewitt Tax Service, Inc. and Jackson Hewitt Inc. (hereinafter collectively referred to as “Jackson Hewitt”) request leave of Court to file the attached Reply Memorandum of Points and Authorities In Support of Defendants Jackson Hewitt Tax Service, Inc. and Jackson Hewitt Inc.’s Motion to Dismiss. Hearing on the Motion to Dismiss is set for oral argument before the Court on November 12, 2008. Plaintiffs submitted a 32-page Opposition Memorandum on October 22, 2008 [Docket Entry No. 29]. Jackson Hewitt desires to respond briefly to the arguments raised in Plaintiffs’ Opposition Memorandum.

For these reasons, Jackson Hewitt prays that its Motion for Leave be granted and that its Reply Memorandum in Support of Jackson Hewitt’s Motion to Dismiss be filed into the record.

DATED: November 10, 2008

s/ Glenn M. Farnet

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Attorneys for Defendants

JACKSON HEWITT TAX SERVICE INC. and

JACKSON HEWITT INC.

**CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that on the 10<sup>th</sup> day of November, 2008, a copy of the foregoing Motion for Leave was electronically filed with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent by operation of the Court's electronic filing system to all counsel of record.

*s/ Glenn M. Farnet*