

**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**

**REQUEST FOR ORAL ARGUMENT**

NOW INTO COURT, through undersigned counsel and pursuant to L.R. 78.1, comes Defendants Jackson Hewitt Tax Service Inc. and Jackson Hewitt Inc. (collectively "Jackson Hewitt"). Jackson Hewitt has contemporaneously filed a Rule 12(b)(6) Motion to Dismiss Plaintiff's Second Amended Complaint. The Court should hear oral argument on Jackson Hewitt's motion. The lawsuit and motion involve complex legal matters. Oral argument would provide an opportunity for the parties to clearly state their position and assist the Court in addressing the related legal issues.

WHEREFORE, Jackson Hewitt requests that the Court grant its request for oral argument on the contemporaneously filed Rule 12(b)(6) Motion to Dismiss Plaintiff's Second Amended Complaint.

Date: February 9, 2009

Respectfully Submitted,

By Attorneys:

/s/Veronica D. Gray

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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 February, 2009, a copy of the foregoing 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 and U.S. Mail to counsel of record for Plaintiffs. A copy of this filing will also be sent via electronic mail and U.S. mail to counsel for Crescent City Tax Service, Inc.

/s/Veronica D. Gray