

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.)	

**PLAINTIFF VICKI L. PINERO’S EX PARTE MOTION FOR LEAVE TO FILE
REPLY TO MEMORANDA IN OPPOSITION TO MOTION FOR LEAVE TO FILE
THIRD AMENDED CLASS ACTION COMPLAINT**

NOW INTO COURT, through undersigned counsel, comes plaintiff, Vicki L. Pinero, and pursuant to L.R. 7.4, moves this Court for leave to file a memorandum of law in reply to the arguments raised by defendants, Jackson Hewitt Tax Service Inc., Jackson Hewitt Inc., and Crescent City Tax Service, Inc. d/b/a Jackson Hewitt Tax Service (jointly referred to as “Defendants”), in their opposition memoranda [Docket Nos. 81 and 86] to plaintiff’s Motion

for Leave to File Third Amended Class Action Complaint [Docket No. 77] presently set for hearing before the Honorable Magistrate Judge Daniel E. Knowles, III on April 1, 2009, at 11:00 A.M. The proposed memorandum is attached hereto.

Plaintiff's proposed memorandum addresses Defendants' improper interpretations of the relevant laws, provides additional history regarding the relevant laws, and will aid this Court's understanding and disposition of the matters presently in dispute.

WHEREFORE, plaintiff prays for an order granting plaintiff leave to file the attached reply memorandum in response to the arguments raised by Defendants in their respective oppositions to plaintiff's Motion for Leave to File Third Amended Class Action Complaint.

Respectfully Submitted,

/s/ Bryan C. Shartle

David Israel (LSBA No. 7174) (T.A.)

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been forwarded to all counsel of record by ECF; by email; by hand; by fax; by FedEx; by placing a copy of same in the U.S. Mail, postage prepaid this 27th day of March 2009.

/s/ Bryan C. Shartle

Bryan C. Shartle

Attorneys for Plaintiff,

Vicki L. Pinero