

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

IN RE: APPLE iPhone 3G AND 3GS  
“MMS” MARKETING AND SALES  
PRACTICES LITIGATION

THIS DOCUMENT RELATES TO:

*Aleman v. Apple Inc. et al.* No. 10-cv-502  
Case No. 10-11 (S.D. Texas)  
*Friloux v. Apple Inc. et al.*, No. 10-cv-501  
Case No. 09-618 (E.D. Texas)  
*Meeker v. Apple Inc. et al.*, No. 09-cv-7607  
Case No. 3:09-cv-00607 (S.D. Illinois)  
*Davis v. Apple Inc. et al.*, No. 10-cv-497  
Case No. 09-1133 (M.D. Alabama)  
*Franklin v. Apple Inc. et al.*, No. 10-cv-18  
Case No. 09-704 (S.D. Alabama)  
*Padden v. Apple Inc. et al.*, No. 10-cv-821  
Case No. 1:10-128 (E.D. New York)  
*Monticelli v. Apple Inc. et al.*, No. 10-cv-20  
Case No. 1:09-CIV-9505 (S.D.NY)  
*Sullivan v. Apple Inc. et al.*, No. 09-cv-7611  
Case No. 1:09-CV-1993 (N.D. Ohio)  
*Irving v. Apple Inc. et al.*, No. 09-cv-7608  
Case No. 09-2613 (D. Minnesota)  
*Novick v. Apple Inc. et al.*, No. 10-cv-498  
Case No. 2:20-CV-2 (M.D. Florida)  
*Mejia v. Apple Inc. et al.*, No. 10-cv-499  
Case No. 8:09-CV-2582 (M.D. Florida)  
*Sterker v. Apple Inc. et al.*, No. 09-cv-7604  
Case No. 09-4242 (N.D. California)  
*Carbine v. Apple Inc. et al.*, No. 09-cv-5470  
Case No. 09-5470 (E.D. Louisiana)  
*Baxter v. Apple Inc. et al.*, No. 10-cv-19  
Case No. 2:09-cv-13938 (E.D. Michigan)  
*Jackson v. Apple Inc. et al.*, No. 10-cv-500  
Case No. 3:10CV003 (S.D. Mississippi)  
*Storner v. Apple Inc. et al.*, No. 09-cv-7609  
Case No. 4:09-cv-1480 (E.D. Missouri)

CIVIL ACTION

MDL No. 2116

SECTION “J”  
JUDGE BARBIER

MAGISTRATE JUDGE WILKINSON

**APPLE INC.’S REQUEST FOR ORAL ARGUMENT ON MOTIONS  
TO DISMISS FIRST AMENDING AND SUPPLEMENTAL COMPLAINTS**

NOW INTO COURT, comes Defendant Apple, Inc. who hereby requests oral argument on its Motions to Dismiss the First Amending and Supplemental Complaints filed in the above referenced cases. (Rec. Doc. Nos. 120 through 135). Apple Inc. submits that oral argument will aid the Court in its consideration of the pending motions and is, therefore, warranted in these matters.

Respectfully submitted,

IRWIN FRITCHIE URQUHART & MOORE, LLC

/s/ Douglas J. Moore

QUENTIN F. URQUHART, JR. (#14475)

DAVID W. O'QUINN (#18366)

DOUGLAS J. MOORE (#27706)

400 Poydras Street, Suite 2700

New Orleans, Louisiana 70130

Telephone: (504) 310-2100

Facsimile: (504) 310-2101

*and*

PENELOPE A. PREVOLOS (*admitted pro hac vice*)

ANDREW MUHLBACH (*admitted pro hac vice*)

HEATHER A. MOSER (*admitted pro hac vice*)

MORRISON & FOERSTER, LLP

425 Market Street

San Francisco, CA 94105-2482

Telephone: (415) 268-7000

Facsimile: (415) 268-7522

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing pleading has been electronically filed and served upon all known counsel of record by electronic service and/or U. S. mail, properly addressed, this the 10<sup>th</sup> day of August, 2010.

*/s/ Douglas J. Moore* \_\_\_\_\_