

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

**CIVIL ACTION**

**MDL No. 2116**

**SECTION “J”  
JUDGE BARBIER**

**MAGISTRATE JUDGE WILKINSON**

**MOTION AND INCORPORATED MEMORANDUM FOR EXPEDITED HEARING**

Defendant, Apple Inc. (“Apple”), requests an expedited hearing in this matter because oral argument on multiple Motions to Dismiss filed by Apple is set for Thursday, October 28, 2010 at 9:30 a.m. Furthermore, under the present briefing schedule applicable to all of the pending motions, the Plaintiffs are required to file their responses on or before October 1, 2010. Because the current briefing deadline is set for October 1, 2010, an expedited hearing of this matter is warranted so that this Court may have sufficient time to consider Apple’s Motion To Continue and Re-Set Briefing Schedule On Apple Inc.’s Preliminary Motions.

WHEREFORE, Defendant, Apple Inc., requests that this Honorable Court grant its Motion for Expedited Hearing on its Motion To Continue and Re-Set Briefing Schedule On Apple Inc.’s Preliminary Motions.

Respectfully submitted,

*/s/ Quentin F. Urquhart*

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IRWIN FRITCHIE URQUHART & MOORE, LLC  
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

PENELOPE A. PREOVOLOS (*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

*Counsel for Apple Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing pleading has been electronically filed on September 27, 2010, with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing.

/s/ Quentin F. Urquhart