## **UNITED STATES DISTRICT COURT**

### EASTERN DISTRICT OF LOUISIANA

#### IN RE: APPLE iPHONE 3G AND 3GS "MMS" MARKETING AND SALES PRACTICES LITIGATION

**CIVIL ACTION** 

MDL No. 2116

### THIS DOCUMENT RELATES TO: ALL CASES

SECTION "J" JUDGE BARBIER

MAGISTRATE JUDGE WILKINSON

#### MOTION FOR LEAVE TO FILE REPLY MEMORANDUM IN SUPPORT OF MOTION TO STAY PLAINTIFFS' CLAIMS AGAINST DEFENDANT, APPLE INC.

Defendant, Apple Inc. ("Apple"), respectfully requests leave to file a Reply Memorandum in Support of Motion to Stay Plaintiffs' Claims Against Defendant, Apple Inc. A Reply is necessary to address issues presented by Plaintiffs in their Opposition Memorandum. Counsel for Apple has contacted counsel for Plaintiffs, Mr. Scott Bickford, who advised that Plaintiffs have no objection to the filing of this Reply.

Respectfully submitted,

/s/ David W. O'Quinn 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 November 16, 2010, with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing.

/s/ David W. O'Quinn