

IN THE UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF LOUISIANA

ENTERTAINMENT SOFTWARE
ASSOCIATION AND ENTERTAINMENT
MERCHANTS ASSOCIATION,

Plaintiffs,

• vs.

CHARLES C. FOTI, JR., in his official
capacity as Attorney General of the State of
Louisiana; and DOUG MOREAU, in his
official capacity on behalf of himself as
District Attorney for the Parish of East
Baton Rouge, and on behalf of a class of
similarly situated individuals in their official
capacities,

Defendants.

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CIVIL ACTION NO. 06-431-JJB-CN

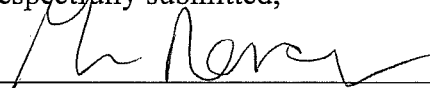
SECTION "D"

Judge James J. Brady

**PLAINTIFFS' EX PARTE MOTION FOR LEAVE TO FILE RESPONSE TO THE
ATTORNEY GENERAL'S SURREPLY**

NOW INTO COURT, through undersigned counsel, come Plaintiffs Entertainment Software Association and Entertainment Merchants Association, who respectfully move this Court for leave to file a response to the Surreply filed by the Attorney General on February 9, 2007, regarding the petition for fees filed by Plaintiffs in the above-captioned matter. Plaintiffs ask that they be allowed to file the accompanying short response to provide a full response to the Attorney General's submission, which contains material misstatements of law, as well as new citations and arguments not presented in his earlier opposition brief.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above and foregoing pleading has been served upon all counsel of record by placing same in the United States mail, properly addressed and postage prepaid, this 12th day of February, 2007.



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SECTION "D"

Judge James J. Brady

ORDER

Considering Plaintiffs' Ex Parte Motion for Leave to File Response to the Attorney
General's Surreply;

IT IS ORDERED that the Motion is granted and that plaintiffs' response is hereby filed
in the record of this case.

Baton Rouge, Louisiana, this _____ day of February, 2007.

UNITED STATES DISTRICT JUDGE