UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CHRISTINE VARAD,)
Plaintiff,)) C.A. No. 06 CA 11370 MLW
v.)
REED ELSEVIER INCORPORATED, d/b/a/ Lexis Nexis, Lexis Nexis Risk)))
& Information Analytics Group, Inc.,	
Defendant.	ý

DEFENDANT'S MOTION FOR LEAVE TO FILE SUR-REPLY BRIEF

Pursuant to Local Rule 7.1(B)(3), defendant Reed Elsevier Inc. ("Reed") moves for leave to file the short sur-reply memorandum attached hereto as Exhibit A in response to Plaintiff's reply brief ("Reply Brief") on her Motion to Join the Maine Board of Bar Examiners as Defendant ("Motion to Join"). Reed's attached sur-reply memorandum is necessary to respond to new contentions and claims set for in Plaintiff's Reply Brief. Reed respectfully submits that the sur-reply memorandum will assist the Court's consideration of Plaintiff's Motion To Join.

REED ELSEVIER INC.

By its attorneys,

/s/ Kristin M. Cataldo

T. Christopher Donnelly (BBO #129930) Kristin M. Cataldo (BBO #654033) Donnelly, Conroy & Gelhaar, LLP One Beacon Street, 33rd Floor Boston, Massachusetts 02108 (617) 720-2880

Dated: August 1, 2007

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of August, 2007, I caused a copy of the foregoing to be served on the following by regular mail:

Christine M. Varad P.O. Box 582 Milton, MA 02186

> /s/ Kristin M. Cataldo Kristin M. Cataldo

LOCAL RULE 7.1 CERTIFICATION

The undersigned counsel for defendant Reed Elsevier Inc. hereby certifies that on August 1, 2007, I left a message for pro se plaintiff Christine Varad and requested her assent to the subject motion. I have not heard back from Ms. Varad.

/s/ Kristin M. Cataldo
Kristin M. Cataldo