

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

SAINT LOUIS UNIVERSITY,)	
a Missouri benevolent corporation,)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:07CV1733 CEJ
)	
AVIS MEYER,)	
)	
Defendant.)	

**PLAINTIFF SAINT LOUIS UNIVERSITY’S
MOTION FOR LEAVE TO AMEND EXHIBIT LIST**

COMES NOW Plaintiff Saint Louis University (“Plaintiff”), by and through its undersigned counsel and for the reasons set forth below moves for leave of Court to file the amended exhibit list submitted herewith which identifies one additional exhibit not previously listed. In support of this Motion, Plaintiff states as follows:

1. Per this Court’s Case Management Order, Plaintiff filed its pre-trial filings, including its Exhibit List [dkt # 82], on December 31, 2008.

2. On the same day, Defendant Avis Meyer (“Defendant”) filed his Trial Brief asserting, among other things, that he had never registered an entity with the Secretary of State before he incorporated the non-profit corporation which is the subject of this litigation. [dkt # 89, p.3, citing Meyer Dep. p. 83, line 24 – p. 84, line 2]. He appears to assert this contention for the purpose of establishing that he was not knowledgeable as to the legal effect of his actions.

3. To the contrary, the records of the Missouri Secretary of State reflect that Defendant has indeed registered an entity with the Missouri Secretary of State. *See* Fictitious Name Registration, attached hereto as Exhibit 1.

CERTIFICATE OF SERVICE

I further certify that on the 9th day of January, 2009, the foregoing was filed with the Clerk of Court to be served via the Court's ECF system upon all counsel of record.

/s/ Frank B. Janoski

Frank B. Janoski

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