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January 30, 2009

## Via FACSIMILE

The Honorable Renee Marie Bumb, U.S. District Judge  
United States District Court for the District of New Jersey  
4<sup>th</sup> & Cooper Streets  
Camden, NJ 08101  
fax: 856-757-5355

**Re: *Franulovic v. The Coca-Cola Co.*, Docket No. 1:07-cv-539**

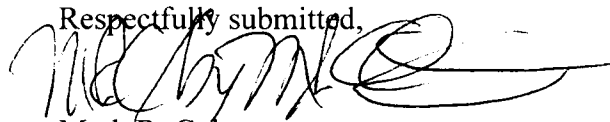
Dear Judge Bumb:

Plaintiff Linda Franulovic, by and through her undersigned counsel, hereby requests a 12-day extension of time to file her Reply Brief in Support of Class Certification in the above-referenced matter. Counsel for Defendant, Mr. Becker, has consented to this request.

Under the August 5, 2008 Amended Scheduling Order, Plaintiff's Reply Brief is currently due on February 8, 2009. Plaintiff respectfully requests an additional 12 days in which to file her Reply due to a number of recently arising factors, including that (1) Lead Counsel for Plaintiff, Stephen Gardner, is scheduled to undergo surgery the week of February 2; (2) Mr. Gardner's elderly father had major cancer surgery yesterday and is still recovering; and (3) Plaintiff's Counsel did not receive the deposition transcript for Defendant's expert Joel Steckel until the end of this week. In addition, Plaintiff's local counsel Mark Cuker and Michael Quirk, who also are contributing to the Reply Brief, have two briefs due in the United States Supreme Court on February 10, 2009 (Docket No's 08-460 and 08-461). As a result, Plaintiff and her counsel would benefit greatly from having an additional 12 days until February 20, 2009 to complete her Reply Brief in Support of Class Certification.

Thank you kindly for your consideration of this request.

Respectfully submitted,



Mark R. Cuker  
*Counsel for Plaintiff*

cc: all Counsel (by electronic filing)

