

PLEASE TAKE FURTHER NOTICE that in support of the foregoing motion, Defendant Nestlé USA, Inc. shall rely upon the accompanying Declarations of Warren W. Faulk, Carmine R. Zarlenga and Oral D. Pottinger, and unless counsel for Plaintiff otherwise objects, no oral argument is requested. A proposed form of Order and Certificate of Service is also enclosed.

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Dated: May 9, 2007

CERTIFICATE OF SERVICE

I certify that the within Notice of Motion of Defendant Nestle, USA, Inc. for Pro Hac Vice Admissions of Carmine R. Zarlenga and Oral D. Pottinger, Declaration of Warren W. Faulk, Esq., in support of Motion, Declaration of Carmine R. Zarlenga, Esq. in support of Motion, Declaration of Oral D. Pottinger, Esq., in support of Motion and proposed form of Order was served this date by mailing same, first class mail, to:

Mark R. Cuker, Esq.
Williams, Cuker & Berezofsky
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