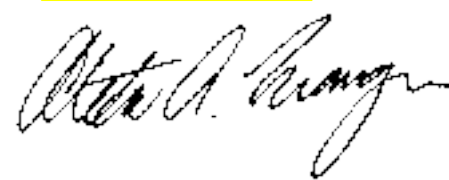


Motion GRANTED.



UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

CHERYL PHIPPS, BOBBI MILLNER, )  
and SHAWN GIBBONS, On Behalf of )  
Themselves and all Others Similarly )  
Situated, )  
*Plaintiffs,* )  
v. )  
WAL-MART STORES, INC. )  
*Defendant.* )

CLASS ACTION  
CASE NO. 3:12-cv-01009  
JUDGE TRAUGER  
JURY TRIAL DEMANDED

**PLAINTIFFS’ MOTION FOR LEAVE TO FILE REPLY IN SUPPORT OF  
PLAINTIFFS’ MOTION TO CERTIFY FOR INTERLOCUTORY REVIEW AND  
FOR STAY OF PROCEEDINGS PENDING INTERLOCUTORY APPEAL**

Plaintiffs hereby seek leave to file the attached Reply in support of their Motion to Certify for Interlocutory Review and for Stay of Proceedings Pending Interlocutory Appeal [Doc. No. 57].

Defendant’s Response to Plaintiffs’ Motion to Certify for Interlocutory Review devotes several pages of analysis to the Sixth Circuit’s pending interlocutory review of the Northern District of Ohio’s opinion in *In re Vertue Marketing & Sales Practices Litigation*, 712 F. Supp. 2d 703 (N.D. Ohio 2010), which Plaintiffs’ initial Memorandum addresses only briefly in one footnote. [*Compare* Doc. No. 59, at 15-18, with Doc. No. 58, at 7 n.3.] Plaintiffs respectfully request leave to file the short attached Reply to address the Sixth Circuit’s interlocutory review of the *Vertrue* decision in greater detail.

Concerning the remaining arguments set forth in Defendant’s Response, Plaintiffs rest on their Memorandum in support of their Motion [Doc. No. 58.], which itself echoes many of the