

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

_____)	
DATATREASURY CORPORATION,)	
)	Civil Action No. 2-06CV-72
Plaintiff,)	
)	
v.)	
)	
WELLS FARGO & COMPANY, et al.,)	
)	
Defendants.)	
_____)	

UNOPPOSED MOTION TO EXCEED PAGE LIMITATION

Defendant UnionBanCal Corporation (“UnionBanCal”) files this unopposed motion to exceed page limitations in its Reply to Plaintiff’s Response to Defendant’s Motion to Dismiss Plaintiff’s Complaint Pursuant to Fed. R. Civ. P. 12(b)(2).

1. Defendant seeks leave to exceed the ten page limit for replies to dispositive motions in order to attach an exhibit to its Reply to Plaintiff’s Response to Defendant’s Motion to Dismiss Plaintiff’s Complaint Pursuant to Fed. R. Civ. P. 12(b)(2). The Plaintiff’s response was 12 pages excluding exhibits (39 pages including exhibits). In order to adequately respond to the motion, UnionBanCal seeks leave to file a reply within the 10-page limit, but needs to attach an 8-page exhibit to respond to specific issues raised by Plaintiff. See Exhibit 1, Defendant’s Reply to Plaintiff’s Response.

2. Based on the foregoing, UnionBanCal Corporation respectfully requests that the Court grant this unopposed motion.

Respectfully submitted,

July 5, 2006

/s/ Jennifer Parker Ainsworth

Jennifer Parker Ainsworth
Texas Bar No. 00784720
WILSON, SHEEHY, KNOWLES, ROBERTSON &
CORNELIUS, P.C.
909 ESE Loop 323
Suite 400
Tyler, Texas 75701
T: (903) 509-5000
F: (903) 509-5092
jainsworth@wilsonlawfirm.com

Richard Hogan
Texas Bar No. 09802010
PILLSBURY WINTHROP SHAW PITTMAN LLP
2 Houston Center
909 Fannin Street 22nd Floor
Houston TX 77010
T: (713) 425-7327
F: (713) 425-7373
richard.hogan@pillsburylaw.com

Raymond L. Sweigart (pro hac vice submitted)
Scott J. Pivnick (pro hac vice submitted)
PILLSBURY WINTHROP SHAW PITTMAN LLP
1650 Tysons Blvd.
McLean, VA 22102-4859
T: (703) 770-7900
F: (703) 905-2500
raymond.sweigart@pillsburylaw.com
scott.pivnick@pillsburylaw.com

*Attorneys for Defendant,
UnionBanCal Corporation*

CERTIFICATE OF CONFERENCE

Counsel for Defendant UnionBanCal hereby certifies that she contacted counsel for the Plaintiff, and Plaintiff does not oppose this motion.

/s/ Jennifer P. Ainsworth

Jennifer P. Ainsworth

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on July 5, 2006. Any other counsel of record will be served by facsimile transmission and first class mail.

/s/ Jennifer Parker Ainsworth

Jennifer Parker Ainsworth