

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

RICKY B. PERRITT, Individually; §
THE CUPCAKERY, LLC, a Texas Limited §
Liability Company; BUSTER BAKING, §
LLC, a Texas Limited Liability Company; §
THE WOODLANDS BAKING, LLC, §
a Texas Limited Liability Company; §
CUSTOM VERSION CORPORATION, §
a Texas Corporation §

Plaintiffs, §

Civil Action No. 4:11-CV-23

v. §

PAMELA F. JENKINS, Individually; and §
THE CUPCAKERY LLC, a Nevada §
Limited Liability Company §

Defendants. §

UNOPPOSED MOTION TO FILE PLAINTIFFS’ ANSWER AND AFFIRMATIVE DEFENSES TO DEFENDANTS’ ORIGINAL COUNTERCLAIMS UNDER SEAL

Plaintiffs RICKY B. PERRITT, Individually, THE CUPCAKERY, LLC, a Texas Limited Liability Company, BUSTER BAKING, LLC, a Texas Limited Liability Company, THE WOODLANDS BAKING, LLC, a Texas Limited Liability Company, and CUSTOM VERSION CORPORATION, a Texas Corporation (collectively “Plaintiffs”), by and through their attorneys, hereby move this Court to file Plaintiffs’ Answer and Affirmative Defenses to Defendants’ Original Counterclaims (“Plaintiffs’ Answer”) under seal. Plaintiffs’ Answer contains information which has been alleged to be confidential.

Counsel for Plaintiffs has conferred with counsel for Defendants in the above styled and numbered cause, and counsel for Defendants does not oppose this motion.

Accordingly, Plaintiffs respectfully request that the Court grant Plaintiffs' motion to file their Answer and Affirmative Defenses to Defendants' Original Counterclaims under seal.

Respectfully submitted,

SIEBMAN, BURG, PHILLIPS & SMITH, LLP

/s/ Stephanie R. Barnes

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF CONFERENCE

This is to certify that counsel for Plaintiffs have complied with LR CV-7(h) and counsel for Defendants has indicated that this Motion is **not** opposed.

/s/ Stephanie R. Barnes

CERTIFICATE OF SERVICE

The undersigned certifies that on this 8th day of April, 2011, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3). Any other counsel of record will be served by a facsimile transmission and/or first class mail.

/s/ Stephanie R. Barnes