

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF TEXAS
 HOUSTON DIVISION

KAREN McPETERS, individually, and on §
 behalf of those individuals, persons and entities §
 who are similarly situated §
 Plaintiff §

vs. §

CIVIL ACTION NO. 4:10-CV-01103

JURY

THE HONORABLE FREDERICK E. §
EDWARDS; BARBARA GLADDEN §
ADAMICK, DISTRICT CLERK; §
MONTGOMERY COUNTY, TEXAS, and §
REED ELSEVIER, INC. d/b/a LexisNexis §
 Defendants §

OPPOSED MOTION FOR LEAVE TO FILE THIRD AMENDED COMPLAINT

TO THE HONORABLE KEITH P. ELLISON, U.S. DISTRICT JUDGE:

Now comes Karen McPeters (“McPeters”) and files her Motion for Leave to File her Third Amended Complaint, attached hereto, and for cause will show:

1. Plaintiff McPeters files her Motion for Leave to File Third Amended Complaint, pursuant to Fed. R. Civ. P. 15(b), in order to:
 - (a) include an new, on-going threat by Judge Edwards against Karen McPeters,
 - (b) limit certain claims, including RICO, to non-state actors,
 - (c) remove cited authority and transfer the authority to a reply brief,
 - (c) correct a misnomer in which certain charges have been incorrectly characterized as “fees,”

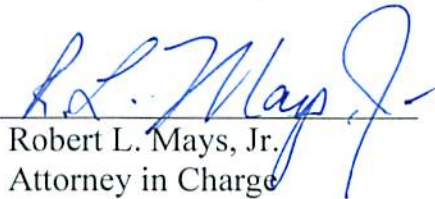
(d) reorganize the complaint to clearly make alleged constitutional violations a basis for a §1983 action and not independent torts,

(e) to correctly reference the relevant exhibits, because references to defendants' exhibits have been superseded as defendant have filed amended pleadings and have changed their exhibits, and

(f) include web site information to show continuing conduct by the Defendants.

2. Plaintiff Karen McPeters requests the court to grant her leave to file her Third Amended Complaint.

Respectfully submitted,



Robert L. Mays, Jr.
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CERTIFICATE OF CONFERENCE

I certify that I conferred with opposing counsel on August 12, 2010. Counsel for Defendants Montgomery County, Judge Edwards and LexisNexis were all opposed to this Motion. The motion is presented to the court for its determination.

CERTIFICATE OF SERVICE

I certify that on August 13, 2010, after filing this motion and proposed order, each counsel for Defendants should be served via the court's ECF system.



Robert L. Mays, Jr.