

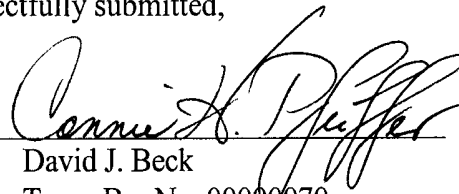


None of the materials at issue were marked "Confidential" by Fulbright, but Fulbright is filing under seal to comply with its obligations under the Agreed Protective Order. Fulbright expresses no opinion as to whether the materials labeled as "Confidential" are entitled to such protection.

In view of the foregoing, Fulbright requests that the Court order that its Reply in Support of its Motion for Summary Judgment be filed under seal.

Respectfully submitted,

By:



David J. Beck  
Texas Bar No. 00000070  
Jeff Golub  
Texas Bar No. 00793823  
Geoff A. Gannaway  
Texas Bar No. 24036617  
Connie H. Pfeiffer  
Texas Bar. No. 24046627

1221 McKinney St., Suite 4500  
Houston, Texas 77010-2010  
Telephone: (713) 951-3700  
Facsimile: (713) 951-3720

**ATTORNEYS FOR DEFENDANT  
FULBRIGHT & JAWORSKI, LLP**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing document was served as shown below on counsel of record on March 22, 2006.

Via Certified Mail, Return-Receipt Certified

Michael P. Lynn, P.C.  
Jeffrey M. Tillotson, P.C.  
John D. Volney  
Jeremy Fielding  
Lynn Tillotson & Pinker, LLP  
750 N. St. Paul St., Suite 1400  
Dallas, Texas 75201

  
\_\_\_\_\_  
Connie Pfeiffer

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that he has in good faith conferred with the Plaintiffs in an effort to resolve this dispute without court action. Plaintiffs' counsel Jeremy Fielding has indicated that he is not opposed to this Motion.

  
\_\_\_\_\_  
Connie Pfeiffer