

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

LAWRENCE E. JAFFE PENSION PLAN, On )	Lead Case No. 02-C-5893
Behalf of Itself and All Others Similarly )	(Consolidated)
Situated, )	
	) <u>CLASS ACTION</u>
Plaintiff, )	
	) Judge Ronald A. Guzman
vs. )	Magistrate Judge Nan R. Nolan
	)
HOUSEHOLD INTERNATIONAL, INC., et )	
al., )	
	)
Defendants. )	
_____ )	

**NOTICE OF WITHDRAWAL OF OPPOSITION TO DEFENDANTS' MOTION  
PURSUANT TO FED. R. CIV. P. 37(c) TO EXCLUDE TESTIMONY OF  
JAMES C. BERNSTEIN**

Please take notice that plaintiffs no longer intend to call James C. Bernstein as a witness at the trial in this action. Accordingly, plaintiffs withdraw their opposition to defendants' motion to exclude Mr. Bernstein's testimony.

DATED: March 3, 2009

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DECLARATION OF SERVICE BY ELECTRONIC MAIL AND BY U.S. MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Diego, State of California, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 655 West Broadway Suite 1900, San Diego, California 92101.

2. That on March 3, 2009, declarant served by electronic mail and by U.S. Mail to the parties the **NOTICE OF WITHDRAWAL OF OPPOSITION TO DEFENDANTS' MOTION PURSUANT TO FED. R. CIV. P. 37(c) TO EXCLUDE TESTIMONY OF JAMES C. BERNSTEIN.**

The parties' email addresses are as follows:

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and by U.S. Mail to:

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I declare under penalty of perjury that the foregoing is true and correct. Executed this 3rd day of March, 2009, at Chicago, California.

/s/ Teresa Holindrake  
\_\_\_\_\_  
TERESA HOLINDRAKE