

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

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| 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.) | |
| _____) | |

**LEAD PLAINTIFFS' MOTION FOR LEAVE TO FILE *INSTANTER* BRIEF IN EXCESS
OF 15 PAGES RE PLAINTIFFS' MEMORANDUM OF LAW IN OPPOSITION TO
DEFENDANTS' MOTION FOR JUDGMENT AS A MATTER OF LAW PURSUANT TO
RULE 50(a)**

Lead plaintiffs respectfully request that this Court allow lead plaintiffs to file their Memorandum of Law in Opposition to Defendants' Motion for Judgment as a Matter of Law Pursuant to Rule 50(a) in excess of 15 pages. In support thereof, lead plaintiffs state as follows:

1. The local rules imposed a 15 page limit on briefs. *See* LR 7.1.
2. The subject of lead plaintiffs' opposition is to respond to the legal and factual arguments raised in defendants' 47-page motion.
3. The factual and legal issues raised by defendants' motion for judgment as a matter of law under Rule 50(a) are numerous and require detailed analysis. In order to properly address this complex subject and the numerous factual and legal issues relating to these issues, a memorandum in excess of 15 pages but no more than 54 pages is necessary.

WHEREFORE, for the foregoing reasons, lead plaintiffs respectfully requests that the Court grant their leave to file their Memorandum of Law in Opposition to Defendants' Motion for Judgment as a Matter of Law Pursuant to Rule 50(a) in excess of 15 pages.

DATED: April 27, 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 W. Broadway, Suite 1900, San Diego, California 92101.

2. That on April 27, 2009, declarant served by electronic mail and by U.S. Mail to the parties the LEAD PLAINTIFFS' MOTION FOR LEAVE TO FILE *INSTANTER* BRIEF IN EXCESS OF 15 PAGES RE PLAINTIFFS' MEMORANDUM OF LAW IN OPPOSITION TO DEFENDANTS' MOTION FOR JUDGMENT AS A MATTER OF LAW PURSUANT TO RULE 50(a).

The parties' email addresses are as follows:

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I declare under penalty of perjury that the foregoing is true and correct. Executed this 27th day of April, 2009, at Chicago, Illinois.

/s/ Rika J. Ellis
RIKA J. ELLIS