#### UNITED STATES DISTRICT COURT

# NORTHERN DISTRICT OF ILLINOIS

#### **EASTERN DIVISION**

	)	L 1 Coso No. 02 C 5902
LAWRENCE E. JAFFE PENSION PLAN, ON	)	Lead Case No. 02-C-5893
BEHALF OF ITSELF AND ALL OTHERS SIMILARLY	)	(Consolidated)
SITUATED,	)	CLASS ACTION
Plaintiff,	)	
	)	Judge Ronald A. Guzman
- against -	)	Magistrate Judge Nan R. Nolan
C	)	
HOUSEHOLD INTERNATIONAL, INC., ET AL.,	)	
	)	
Defendants.	)	
	_)	

HOUSEHOLD DEFENDANTS' MOTION FOR LEAVE TO FILE A RESPONSE TO PLAINTIFFS' MOTION PURSUANT TO LOCAL RULE 26.2 FOR LEAVE TO FILE APPENDIX OF EXHIBITS IN SUPPORT OF THE CLASS' MOTION TO COMPEL HOUSEHOLD DEFENDANTS TO COMPLY WITH THE COURT'S AUGUST 10 AND 22 ORDERS AS A RESTRICTED DOCUMENT INSTANTER

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Attorneys for Defendants Household International, Inc., Household Finance Corporation, William F. Aldinger, David A. Schoenholz, Gary Gilmer and J.A. Vozar

- 1. Plaintiffs filed their "Motion to Compel the Household Defendants to Comply With the Court's August 10 and 22 Orders and for Appropriate Sanctions for Non-Compliance" on September 18, 2006 (the "Motion"). At the same time, Plaintiffs also filed an accompanying "Motion Pursuant to Local Rule 26.2 for Leave to File Appendix of Exhibits in Support of the Class' Motion to Compel Household Defendants to Comply With the Court's August 10 and 22 Orders and for Appropriate Sanctions, as a Restricted Document" (the "Rule 26.2 Motion").
- 2. The Court set a briefing schedule for Defendants' Motion on September 19, 2006. That schedule is as follows: Household Defendants' Response due September 26, 2006; Plaintiffs' Reply due October 3, 2006.
- 3. The Household Defendants inadvertently did not file a response to the Rule 26.2 Motion.
- 4. Defendants respectfully submit that the attached response will aid the Court in responding to the Rule 26.2 Motion, as it serves to explain why Plaintiffs are seeking a denial of a motion that they filed.
- 5. Plaintiffs will not be prejudiced by the Court's consideration of the attached brief as Plaintiffs' reply is not due until October 3, 2006.

For the foregoing reasons, the Household Defendants respectfully request leave to file the attached brief in response to Plaintiffs' Rule 26.2 Motion.

Dated: September 28, 2006 Chicago, Illinois

EIMER STAHL KLEVORN & SOLBERG LLP
By: /s/ Adam B. Deutsch
Nathan P. Eimer

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## **CERTIFICATE OF SERVICE**

Adam B. Deutsch, an attorney, certifies that on September 28, 2006, he caused to be served copies of the NOTICE OF MOTION and HOUSEHOLD DEFENDANTS'MOTION FOR LEAVE TO FILE A RESPONSE TO PLAINTIFFS' MOTION PURSUANT TO LOCAL RULE 26.2 FOR LEAVE TO FILE APPENDIX OF EXHIBITS IN SUPPORT OF THE CLASS' MOTION TO COMPEL HOUSEHOLD DEFENDANTS TO COMPLY WITH THE COURT'S AUGUST 10 AND 22 ORDERS AS A RESTRICTED DOCUMENT INSTANTER, to the parties listed below via the manner stated.

/s/ Adam B. Deutsch
Adam B. Deutsch

### Via E-mail and Fed-Ex

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