

**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.)	
_____)	

**THE CLASS' MOTION *INSTANTER* FOR LEAVE TO FILE SUR-REPLY BRIEF IN
SUPPORT OF PRODUCTION OF ERNST & YOUNG LLP WORK PAPERS AND
DRAFT REPORT**

The Class hereby moves *instanter* for leave to file a sur-reply brief to address arguments made by defendants in their reply brief (Dkt. No. 1092). The Court initially set a briefing schedule for the Ernst & Young LLP (“E&Y”) documents as follows: defendants to file their opposition brief on May 4 and the Class to file a reply brief on May 11. Last week, defendants requested and received leave to file a further “reply” brief. The Class did not oppose this motion and now seeks similar leave to file a sur-reply brief to address arguments made by defendants for the first time in their reply brief. The sur-reply brief, which is less than five pages, will assist the Court in addressing and resolving the issues surrounding the E&Y documents. Accordingly, there is good cause to grant this motion *instanter*.

DATED: May 29, 2007

Respectfully submitted,

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