

**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 TO FILE *INSTANTER* BRIEF IN EXCESS OF TEN PAGES RE
MOTION TO COMPEL FURTHER RESPONSES TO THE CLASS' QUESTIONS FOR
PER EKHOLDT CONCERNING EXHIBIT 13 AND THE PRODUCTION OF
DOCUMENTS UNDERLYING WILMER, CUTLER & PICKERING REPORTS**

Now come the Lead Plaintiffs and the Class respectfully request that this Court allow the Class to file its Reply Brief in Support of Motion to Compel Further Responses to the Class' Questions for Per Ekholdt Concerning Exhibit 13 and the Production of Documents Underlying Wilmer, Cutler & Pickering Reports in excess of ten pages. In support thereof, Lead Plaintiffs and the Class state as follows:

1. The Court imposed a ten page limit on motions on October 12, 2006.
2. On November 7, 2006 Defendants were granted leave to file their 17-page response brief. [Docket No. 757 & Docket No. 763.]
3. The subject of the Class' motion and the reply in support of same is the improper application of privilege over documents and testimony relating to Wilmer Cutler & Pickering's investigation into Household International, Inc.'s restructuring practices during the Class Period.
4. The procedural, legal and factual issues raised by the Class' motion and Defendants' response are complex and require detailed analysis. Moreover, defendants present new evidence in their opposition brief, which was not previously produced to the Class. As a result, the Class needs to thoroughly and properly analyze the newly introduced evidence and to engage in legal analysis concerning this evidence. In order to properly address this complex subject and the numerous factual and legal issues relating to these issues, a memorandum in excess of 10 pages but not more than 16 pages is necessary.

WHEREFORE, for the foregoing reasons, the Class respectfully requests that the Court grant them leave to file Reply Brief in Support of Its Motion to Compel Further Responses to the Class' Questions for Per Ekholdt Concerning Exhibit 13 and the Production of Documents Underlying Wilmer, Cutler & Pickering Reports in excess of ten pages.

DATED: November 17, 2006

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DECLARATION OF SERVICE BY EMAIL 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 Francisco, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 100 Pine Street, Suite 2600, San Francisco, California 94111.

2. That on November 17, 2006, declarant served by electronic mail and by U.S. Mail to the parties the: **THE CLASS' MOTION TO FILE *INSTANTER* BRIEF IN EXCESS OF TEN PAGES RE MOTION TO COMPEL FURTHER RESPONSES TO THE CLASS' QUESTIONS FOR PER EKHOLODT CONCERNING EXHIBIT 13 AND THE PRODUCTION OF DOCUMENTS UNDERLYING WILMER, CUTLER & PICKERING REPORTS.** 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 17th day of November, 2006, at San Francisco, California.

s/ Marcy Medeiros

MARCY MEDEIROS