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8 **Attorneys for Plaintiff,**
9 **JEFFRY LA MARCA**

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA – SOUTHERN DIVISION

12 JEFFRY LA MARCA, an Individual,

13 PLAINTIFF,

14 vs.

15 CAPELLA UNIVERSITY, a Corporation,

16 DEFENDANT.

CASE NO.: SACV05-642 DOC (MLGx)
HON. DAVID O. CARTER

SUGGESTIONS OF PLAINTIFF OF
DEFENDANT'S NONCOMPLIANCE
WITH LOCAL RULE

Action Filed: 06/30/05

DATE: November 14, 2005

TIME: 8:30 AM

PLACE: COURTROOM 9D

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1 On October 31, 2005, Defendant filed a Memorandum of Points and Authorities
2 in Opposition to Plaintiff's Special Motion to Strike Defendant's Counter-claim.

3 From a careful reading of Defendant's Memorandum, it appears that the
4 Memorandum violates Local Rule 11-3.1.1 in that the font size is less than 14 point.
5 Defendant's memorandum is 25 pages in length. By the use of a smaller font,
6 Defendant is attempting to circumvent the 25 page limitation on the length of briefs set
7 by Local Rule 11-6.

8 Plaintiff respectfully requests that Defendant's Memorandum be stricken due to
9 Defendant's failure to comply with the local rules of this Court.

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11 Dated: November 2, 2005

Respectfully Submitted:

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14 **THOMAS & ASSOCIATES**

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17 RUSSELL J. THOMAS, JR.
18 Attorneys for Plaintiff,
19 Jeffry La Marca
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