

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
FT. MYERS DIVISION**

**WILLIAM F. TURNER, on behalf of
himself and all others similarly
situated,**

Plaintiff,

v.

GENERAL ELECTRIC COMPANY,

Defendant.

CASE NO.: 2:05-CV-186-FtM-33DNF

**PLAINTIFF'S AGREED MOTION FOR LEAVE TO
FILE PLAINTIFF'S MEMORANDUM IN SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF SETTLEMENT, CONDITIONAL
CERTIFICATION OF SETTLEMENT CLASS, APPOINTMENT OF
SETTLEMENT CLASS COUNSEL AND SETTLEMENT CLASS
REPRESENTATIVE, APPROVAL OF CLASS NOTICE
AND SCHEDULING OF FAIRNESS HEARING IN EXCESS OF TWENTY
PAGES**

Plaintiff, William F. Turner, by and through his undersigned counsel pursuant to the provisions of Local Rule 3.01, moves for an Order allowing Plaintiff's Memorandum in Support of Motion for Preliminary Approval of Settlement, Conditional Certification of Settlement Class, Appointment of Settlement Counsel and Settlement Class Representative, Approval of Class Notice and Scheduling of Fairness Hearing to exceed the twenty (20) page limit provided for in Local Rule 3.01(c). Plaintiff respectfully requests that this Court allow Plaintiff to exceed that limit by five (5) pages for a total of no more than twenty-five pages.

As grounds, Plaintiff notes that the length of the argument in the memorandum is necessary to fully address and put forth the various facets of the Settlement being

presented to the Court (including the reasons for the Settlement, the Benefits of the Settlement, the Notice being provided to Settlement Class Members, and the rights of Settlement Class Members to opt-out or object to the Settlement) and the reasons necessary for certification of the Settlement Class. Plaintiff and counsel believe that the memorandum is appropriate under the circumstances, and it does not contain any redundant or unnecessary argument. Undersigned counsel has conferred with counsel for Defendant who does not object to the granting of this Motion.

WHEREFORE, Plaintiff moves that this Court will allow Plaintiff to file Plaintiff's Memorandum in Support of Motion for Preliminary Approval of Settlement, Conditional Certification of Settlement Class, Appointment of Settlement Counsel and Settlement Class Representative, Approval of Class Notice and Scheduling of Fairness Hearing Response up to twenty-eight pages in length.

MEMORANDUM OF LAW

District Courts have broad discretion in managing their cases. *Chrysler Int'l Corp. vs. Chenaly*, 280 F.3d 1358, 1360 (11th Cir. 2002). *See also, Johnson v. Bd. of Regents of Univ. Georgia*, 263 F.3d 1234, 1269 (11th Cir. 2001).

CERTIFICATE

Defendant's counsel has agreed to the entry of an Order granting this Motion.

Dated: December 12, 2005

Respectfully submitted

/s/

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