

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA
2004 JUL 23 PM 1:25
LORETTA G. WHYTE
CLERK

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

LORETTO O'REILLY, Jr.,
KELLY FITZMAURICE, AND
HAZEL SINCLAIR,
Plaintiffs,

v.

UNITED STATES ARMY CORPS
OF ENGINEERS,
Defendant.

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File Number: 04-0940
Section: "A"
Division: 5
Judge Zainey
Magistrate Judge Chasez

**PLAINTIFFS' MOTION FOR LEAVE TO FILE PLAINTIFFS' REPLY
MEMORANDUM IN SUPPORT OF
PLAINTIFFS' CROSS-MOTION FOR SUMMARY JUDGMENT**

Plaintiffs Loretto O'Reilly, Jr., Kelly Fitzmaurice, and Hazel Sinclair respectfully move this Court for leave to file the attached Reply Memorandum in Support of Plaintiffs' Cross-Motion Summary Judgment. Plaintiffs' Reply Memorandum addresses arguments raised by the Defendant in it Response Memorandum and will aid the Court in resolution of the Cross-Motions set for consideration by the Court on July 28, 2004.

DATE OF ENTRY
JUL 27 2004

Fee _____
Process _____
 Dktd _____
 CtRmDep _____
Doc. No. _____

Respectfully Submitted this 23rd day of July, 2004,

TULANE ENVIRONMENTAL LAW CLINIC



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Hazel Sinclair

Certificate of Service


I hereby certify that a copy of the above and foregoing pleading has been served upon all counsel of record by placing same in the United States mail, postage prepaid and properly addressed on the 23 day of July, 2004, to:

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U.S. Department of Justice
Environmental & Natural Resources Division
General Litigation Section
P.O. Box 663
Washington, D.C. 20044-0663

Lois Godfrey-Wye
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Environmental Defense Section
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Karla Raettig

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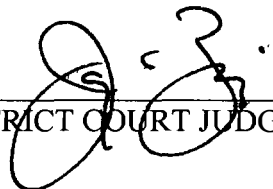
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Judge Zainey
Magistrate Judge Chasez

ORDER

Considering the foregoing motion,

IT IS HEREBY ORDERED that Plaintiffs' Motion for Leave to File Plaintiffs' Reply Memorandum in Support of Plaintiffs' Cross-Motion for Summary Judgment is **GRANTED**.

New Orleans, Louisiana, this 26th day of July, 2004.



DISTRICT COURT JUDGE ZAINEY