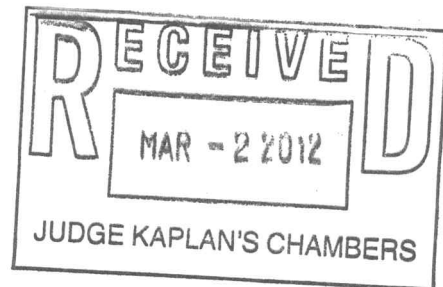


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March 1, 2012

VIA HAND DELIVERY

The Honorable Lewis A. Kaplan
United States District Court for the
Southern District of New York
Daniel Patrick Moynihan United States
Courthouse
500 Pearl Street
New York, NY 10007

09MD2017 &

Re: *American National Insurance Company, et al. v. Fuld, et al.*, 1:09-CV-02363 (LAK)
Henry and Linda Napierala v. Fuld, et al., 1:09-CV-01237 (LAK)
Glen Deathrow, et al. v. Fuld, et al., 1:09-CV-01230 (LAK)

Dear Judge Kaplan:

This firm represents Charles Schwab & Co., Inc. ("Schwab") in the above-referenced actions. Pursuant to the Court's Individual Practices, we write to request an augmentation of the page limit from 10 pages to 20 pages for Schwab's reply brief in support of its Motion to Dismiss and Joinder (Dkt. No. 602 for Case No. 09-MD-02017). In accordance with Your Honor's Practices, we are submitting our request at least one day prior to the due date.

Schwab requests this augmentation because it will be replying in one reply brief to the oppositions of plaintiff The Moody Foundation (Case No. 09-CV-02363) and plaintiffs Napierala and Dimodica (Case Nos. 09-CV-01237 and 09-CV-01230, which have been consolidated in their recent complaint). The Moody Foundation's opposition consisted of a 12 page opposition, which incorporated by reference an additional 16 pages from another opposition brief it filed. The Napierala/Dimodica opposition was 35 pages. By filing a single, joint reply to both oppositions, Schwab will avoid unnecessary repetition of its arguments. However, the existing 10-page limit will not permit Schwab to adequately address all of the issues raised in both opposition briefs.

ARNOLD & PORTER LLP

The Honorable Lewis A. Kaplan
March 1, 2012
Page 2

Accordingly, Schwab respectfully requests a page-limit augmentation to 20 pages for its reply brief in support of its motion to dismiss.

Respectfully Submitted,


Kenneth G. Hausman

KGH

cc: Andrew J. Frisch, Esq. (*Counsel for The Moody Foundation, via Facsimile 646-304-0352*)
Eric J. Kirkpatrick, Esq. (*Counsel for The Moody Foundation, via Facsimile 409-766-6484*)
Roy L. Jacobs, Esq. (*Counsel for the Arkansas Plaintiffs, via Facsimile 212-504-8343*)
Allen Carney, Esq. (*Counsel for the Arkansas Plaintiffs, via Facsimile 501-312-8505*)

SO ORDERED:


U.S.D.J.

3/2/12