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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

SALT INSTITUTE, *et al.*,)
Plaintiffs,)
v.)
TOMMY THOMPSON,)
Secretary, Department of Health)
and Human Services)
Defendant.)

CIVIL ACTION NO. 04-359 GBL

MOTION FOR LEAVE TO SUBSTITUTE CORRECTED BRIEF

Plaintiffs, through counsel, file this motion for leave to file a corrected brief.

1. The Plaintiffs' memorandum in opposition to Defendant's motion to dismiss was filed yesterday afternoon, July 15.
2. Shortly before the close of court, Plaintiffs' counsel found that the memorandum filed with the clerk was improperly formatted.
3. Specifically, in the ARGUMENT section, the heading "ARGUMENT" should have been headed "E. ARGUMENT"; section III(3) should have been headed III(C); section III(4) should have been headed III(D); section IV(3) should have been headed IV(C); section IV(4) of the Argument should have been headed IV(D), and page breaks were missing on page 25 and 31.
4. Plaintiffs' counsel was unable to recall the improperly formatted brief, and have the correct brief filed by close of court.
5. A signed copy of the corrected brief is attached. There are no other changes.

6. Counsel has spoken with counsel for Defendant, and identified each of the proposed corrections. Defendant has no objection.

WHEREFORE, Plaintiffs request this court grant them leave to substitute this corrected brief.

Respectfully submitted,
SALT INSTITUTE
THE CHAMBER OF COMMERCE
OF THE UNITED STATES



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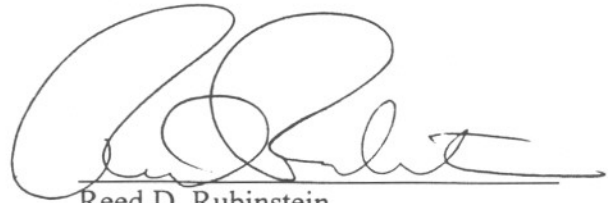
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ORDER
Motion Granted. August 4, 2004
CJM/4
WPS

CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2004, a true copy of the foregoing Motion For Leave To Substitute Corrected Brief with corrected brief attached was served, via First Class Mail, and by e-mail, on Defendant, and addressed to its counsel of record:

Dennis C. Barghaan, Jr.
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Attorney for Defendant

A handwritten signature in black ink, appearing to read 'Reed D. Rubinstein', written over a horizontal line.

Reed D. Rubinstein