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the Dist. of Md. Bar No. 16457])
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9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION
12

13 IN RE:

14 NATIONAL SECURITY AGENCY
15 TELECOMMUNICATIONS RECORDS
16 LITIGATION

17 This Document Relates To:

18 *Bready, et al. v. Verizon Maryland, Inc.*
19 United States District Court for the
20 District of Maryland
21 Case No. 1:06-2185

MDL Docket No. 06-1791 VRW

Relates to Case No. 3:06-3596
and
Relates to Case No. 3:06-3574

**BREADY PLAINTIFFS'
MOTION FOR
ADMINISTRATIVE RELIEF**

Courtroom: 6, 17th Floor
Judge: Hon. Vaughn R. Walker

[Civ. L.R. 7-11]

Pursuant to Civil L.R. 7-11, Plaintiffs **CHRISTOPHER BREADY, et al.** (hereinafter "Plaintiffs"), do hereby move this Court to grant them administrative relief, respectfully requesting that this Court issue an order to show cause as to why the Court's resolution of the remand motions of *Campbell, et al. v. AT&T Communications of California, Inc.*, Case No. 3:06-3596 (N.D. Cal.) (hereinafter "*Campbell*"), and *Riordan, et al. v. Verizon Communications, Inc., et al.*, Case No. 3:06-3574 (N.D. Cal.) (hereinafter "*Riordan*"), scheduled for hearing on December 21st, 2006, should not be applied to the remand motion pending in *Bready, et al. v. Verizon Maryland, Inc.*, Case No. 1:06-2185 (D. Md.) (hereinafter "*Bready*") (*Bready* Dkt. 15).

I. ADMINISTRATIVE RELIEF REQUESTED

Plaintiffs request that the Court issue an order to show cause as to why the Court's Order regarding the remand motions of *Campbell* and *Riordan* should not apply to the *Bready* remand motion.

II. REASONS ADMINISTRATIVE RELIEF IS SOUGHT

Plaintiffs respectfully state that the administrative relief sought herein will help avoid prejudice to their action, and will further judicial efficiency. The *Bready* action is one of only four actions, including *Campbell*, *Riordan*, and *Chuslky, et al. v. Cellco Partnership*, No. 06-cv-2530 (D.N.J.), that have been transferred to this Court and have remand motions pending response and or judicial resolution. In early 2007, this Court's Civil Minute Order, as amended on November 17, 2006, requires that master complaints be filed and served by the plaintiffs; importantly, this Court will also determine whether the United States Government's request for a stay in the MDL action should be granted. (MDL 1791 Dkt. 78). The Plaintiffs, as Maryland state residents seeking state-law

1 remedies against a Maryland corporation, wish to have their jurisdictional issues resolved
 2 prior to those events, in order to avoid prejudicial delay to the prosecution of their action,
 3 as well as unnecessary costs of participation in federal litigation.

4 Furthermore, the administrative relief sought herein furthers judicial efficiency.
 5 Because many of the same issues raised in the *Bready* remand motion could be
 6 effectively resolved by this Court on or immediately following the hearing on the 21st of
 7 December, only limited supplemental briefing would be required to address the issues of
 8 Maryland law, which distinguish the *Bready* action from *Campbell* and *Riordan*, prior to
 9 a hearing on this matter.
 10

11 III. CONCLUSION

12 For the foregoing reasons, Plaintiffs respectfully request that the administrative
 13 relief sought herein be granted, and that this Court issue an Order to Show Cause in
 14 writing as to why the *Campbell* and *Riordan* remand Order should not apply to *Bready*.
 15

16
 17 DATED: December 19, 2006

18 /SIGNED/

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Docket Number 06-1791-VRW

CERTIFICATE OF COMPLAINT WITH CIV. L.R. 7-12

I, Joshua Graeme Whitaker, the undersigned, do hereby declare and state as follows:

1. I am over 18 and not a party to this case. I am a partner at the firm of Griffin Whitaker LLP.

2. My business address is 8730 Georgia Avenue, Suite LL100, Silver Spring, Maryland, 20910.

3. On the morning of December 19th, 2006, at 10:20 A.M. local time, I attempted to contact Mr. Samir Jain, counsel for Verizon Maryland, Inc., via telephone, in order to obtain consent to the Plaintiffs' MOTION FOR ADMINISTRATIVE RELIEF. At that time, I left a detailed voicemail for Mr. Jain regarding the matters asserted therein. At approximately 3:30 P.M. local time, I again attempted to contact Mr. Jain regarding this matter via electronic mail, and received a response from his associate, Mr. Brian Boynton. The matter was discussed in two telephone conversations, at the conclusion of which Mr. Boynton, on behalf of Defendant, did not consent to the relief sought in the foregoing motion.

I declare under the penalty of perjury that the foregoing is true.

DATED: December 19, 2006

/SIGNED/

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