

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
SAN ANGELO DIVISION

REPUBLIC WASTE SERVICES OF
TEXAS, LTD.,
Plaintiff,
v.

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Cause No. 6:14-CV-00067-C

TEXAS DISPOSAL SYSTEMS, INC.
Defendant.

**DEFENDANT TEXAS DISPOSAL SYSTEMS, INC.’S
FIRST AMENDED UNOPPOSED MOTION FOR LEAVE TO FILE
REPLY IN SUPPORT OF MOTION TO DISMISS**

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes Defendant Texas Disposal Systems, Inc. (“Texas Disposal”) and files this First Amended Unopposed Motion for Leave to File Reply in Support of Motion to Dismiss (including an appropriate Certificate of Conference), and in support would show as follows:

On December 26, 2014, Texas Disposal filed its Reply in Support of Motion to Dismiss (Doc. 14). Texas Disposal inadvertently overlooked this Court’s Rule II.B, which states that only motions and responses will be considered unless otherwise ordered.

Texas Disposal thus moves for leave to file its (already filed) Reply in Support of Motion to Dismiss, so that the Court may consider the Reply. Counsel for Plaintiff Republic Waste Services of Texas, Ltd. has indicated that this Motion is not opposed.

Wherefore, premises considered, Defendant Texas Disposal Systems, Inc. moves that this Court grant leave to file its Reply in Support of Motion to Dismiss and that the Court consider that Reply in ruling on the Motion to Dismiss, and for any further relief to which Defendant may show itself justly entitled.

Respectfully submitted,

/s/ James A. Hemphill

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COUNSEL FOR DEFENDANT

TEXAS DISPOSAL SYSTEMS, INC.

CERTIFICATE OF CONFERENCE

Pursuant to Northern District LR 7.1.b, I hereby certify that I conferred with counsel for Plaintiff as to whether this Motion is opposed, and counsel indicated that the motion is unopposed.

/s/ James A. Hemphill

James A. Hemphill

CERTIFICATE OF SERVICE

I hereby certify that this document was served on counsel of record for Plaintiff via CM/ECF, with courtesy copies transmitted via email, on this 21st day of January, 2015, as follows:

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/s/ James A. Hemphill

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