

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

VIRGIE ARTHUR
PLAINTIFF

V.

HOWARD K. STERN,
CBS STUDIOS, INC. and
KPRC HOUSTON,
DEFENDANTS

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Civil Action No. 4:07-CV-03742
Judge Lee Rosenthal

SUPPLEMENTAL RESPONSE TO
MOTION TO QUASH AND/OR
FOR PROTECTION REGARDING MARCH 14 SUBPOENAS

1. Plaintiff, Virgie Arthur, files this Supplemental Response to Motion to Quash and/or for Protection Regarding March 14 Subpoenas ("Motion"), which Motion was filed by non-parties Nelda ("Rose") Milligan Turner and Kenneth Turner (the "Turners").
2. The Turners are residents of County, Texas. Subpoenas were issued through the Eastern District of Texas and were served to the Turners through their attorney, Tom Gregor, on March 19, 2008. The Turners filed a Motion to Quash the subpoenas in the Southern District of Texas on March 27, 2008.
3. Fed. R. Civ. Proc. 45 specifies that challenges to subpoenas must be made in the district that issues the subpoena. Because this subpoena was issued in the Eastern District of Texas, the Southern District of Texas has no jurisdiction to quash the subpoena.

WHEREFORE PREMISES CONSIDERED, Plaintiff prays that this Court decline to rule on the Turners' Motion to Quash.

Respectfully submitted,

THE O'QUINN LAW FIRM

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CERTIFICATE OF SERVICE

This is to certify that on the 17th day of April 2008, a true and correct copy of the foregoing Supplemental Response to Motion to Quash and/or for Protection Regarding March 14 Subpoenas served upon the following counsel electronically via the CM/ECF system:

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