

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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CHRISTOPHER ROLLER,

Plaintiff,

v.

Case No. 05-CV-1297 MJD/AJB

GE MEDICAL SYSTEMS INFORMATION  
TECHNOLOGIES, INC.,

Defendant.

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**DEFENDANT’S MOTION TO STRIKE SURREPLY OR, IN THE ALTERNATIVE, FOR  
LEAVE TO FILE SURRESPONSE**

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TO: Christopher Roller  
13150 Harriet Ave. S., #273  
Burnsville MN 55337

United States District Court  
District of Minnesota  
14 East U.S. Courthouse  
300 South 4<sup>th</sup> Street  
Minneapolis MN 55415

**NOW COMES DEFENDANT**, GE Medical Systems Information Technologies, Inc. (“GEMS IT”), by its attorneys, Quarles & Brady LLP, and moves the Court for an order striking Plaintiff’s surreply or, in the alternative, allowing GEMS IT to file a surrespone. The reasons for this motion are more fully set forth in the brief and affidavit filed herewith, but in general, it is that: (1) the rules do not allow for the filing of surreplies and Plaintiff has failed to obtain leave from this Court to file a surreply; and (2) if Plaintiff’s surreply is not stricken, GEMS IT should be provided leave to file the surrespone attached to its Memorandum of Law in Support of this motion in order to respond to the new arguments raised in Plaintiff’s surreply, as it would have had the right to respond to these arguments if Plaintiff had included them in his response to its motion.

Dated: October 14, 2005.

s/JUDITH A. WILLIAMS-KILLACKEY  
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