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UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

JENS ERIK SORENSEN, as Trustee of SORENSEN RESEARCH AND DEVELOPMENT TRUST, Plaintiff, v. ENERGIZER HOLDINGS INC., a Missouri corporation; EVEREADY BATTERY COMPANY, INC.; and DOES 1-100. Defendants.	Case No.: 07 CV 2321 BTM (CAB) DECLARATION OF VERONICA ABREU IN SUPPORT OF DEFENDANTS ENERGIZER HOLDINGS INC. AND EVEREADY BATTERY COMPANY, INC.'S *EX PARTE* APPLICATION TO CONTINUE EARLY NEUTRAL EVALUATION CONFERENCE

I, Veronica Abreu, declare:

1. I am a member of the bar of the State of California and of this Court, and I am an associate at the law firm of Davis Polk & Wardwell, which represents Defendants ENERGIZER HOLDINGS INC. and EVEREADY BATTERY COMPANY, INC. in this action (the "Energizer Defendants"). I make this declaration pursuant to CivLR 83.3(h)(2) in support of the Energizer Defendants' *Ex Parte* Application to Continue Early Neutral Evaluation Conference. The statements make herein are of my own first-hand knowledge, and if called upon to testify thereof I could and would do so competently.

2. On March 19, 2008 I notified Melody A. Kramer, Plaintiff's counsel, of my intent to file this *ex parte* application with the Court. Plaintiff's counsel indicated that Plaintiff will oppose the requested continuance.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 19th day of March, 2008 in Menlo Park, California.

DAVIS POLK & WARDWELL

By: s/ Veronica C. Abreu

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