PROOF OF SERVICE

I hereby certify that on March 19, 2008, I caused the foregoing DEFENDANTS ENERGIZER HOLDINGS INC. and EVEREADY BATTER COMPANY, INC.'S *EX PARTE* APPLICATION TO CONTINUE EARLY NEUTRAL EVALUATION CONFERENCE, MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS ENERGIZER HOLDINGS INC. and EVEREADY BATTERY COMPANY, INC.'S *EX PARTE* APPLICATION TO CONTINUE EARLY NEUTRAL EVALUATION CONFERENCE and 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 to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to:

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I certify that all parties in this case are represented by counsel who are CM/ECF participants.

Dated: March 19, 2008

DAVIS POLK & WARDWELL

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