

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

L-3 COMMUNICATIONS SECURITY
AND DETECTION SYSTEMS
CORPORATION DELAWARE

Plaintiff,

v.

AMERICAN SCIENCE &
ENGINEERING, INC.

Defendant

Civil Action No. 04-10339-RWZ

**AS&E's ASSENTED-TO MOTION
FOR LEAVE TO REPLY**

American Science & Engineering, Inc. ("AS&E") respectfully moves for leave to file a reply in further support of its pending motion for summary judgment [Court Docket # 31]. AS&E believes that this reply will assist the Court in its resolution of the pending motion. The plaintiff, L-3 Communications Security and Detection Systems ("L-3"), has assented to AS&E's request for leave. AS&E's reply brief accompanies this motion.

CERTIFICATION UNDER LOCAL RULE 7.1

The undersigned certifies that, on January 25, 2005, counsel for AS&E, Erik Belt, conferred by telephone with counsel for L-3, Robert Abrahamsen, seeking L-3's assent to leave to reply. L-3 assents to AS&E's request for leave. In return, AS&E assents to a sur-reply, should L-3 choose to file one.

ACCORDINGLY, AS&E respectfully seeks this Court's leave to file the accompanying reply brief.

Dated: January 27, 2005

AMERICAN SCIENCE AND
ENGINEERING, INC.

By its attorneys,

/s/ Erik P. Belt

Erik Paul Belt, BBO # 558620

John F. Ward, BBO # 646689

BROMBERG & SUNSTEIN LLP

125 Summer Street

Boston, Massachusetts 02110

Tel: (617) 443-9292

Facsimile: (617) 443-0004

ebelt@bromsun.com

01945/00511 360244.1