

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ALICIA MARSHALL, DANIEL
PRONSKY, PARIS TOWNSEND,
NANCILEE HOLLAND, LEONA
OWSLEY, KOLAWOLE AHMADOU,
KIANA DERVIN, KRISTINA
HENDERSON, DUSTIN INNIS, KELLY
STALNAKER and JAMIE JONES,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

PRESTAMOS CDFI, LLC,

Defendant.

Case No. 5:21-cv-04337-JMG

**DEFENDANT PRESTAMOS CDFI, LLC’S MOTION
FOR LEAVE TO FILE A REPLY BRIEF**

1. On December 22, 2021, the parties stipulated to, and the Court ordered, deadlines for Plaintiffs to file an Amended Complaint, for Defendant to file a Motion to Dismiss, and the parties to brief the Motion (the “Order”) (Doc. 16).

2. The Order also expressly stated that it shall not “be construed to prevent Defendant from seeking leave from the Court to file a reply brief in accordance with the Court’s procedures.” Order ¶ 4.

3. The parties adhered to the deadlines set forth in the Order.

4. Plaintiffs filed an Amended Complaint on January 14, 2022 (Doc. 18).

5. Prestamos filed a Motion to Dismiss Plaintiffs’ Amended Complaint on February 14, 2022 (Doc. 24).

6. Plaintiffs then filed a thirty-seven page opposition to Prestamos's Motion to Dismiss on March 10, 2022 (Doc. 29).

7. Plaintiffs' opposition brief is expansive, raises new arguments (e.g., improperly citing preemption doctrine), mischaracterizes several of Prestamos's contentions, and makes factual assertions about the PPP and Prestamos's conduct that need to be addressed and corrected.

8. Accordingly, Prestamos seeks leave from the Court to file a concise reply brief in support of Prestamos's Motion to Dismiss.

9. Prestamos's proposed reply brief is attached hereto as **Exhibit A**.

10. Prestamos believes that the reply brief will assist the Court in resolving the Motion to Dismiss and advance the eventual resolution of this litigation.

WHEREFORE, Prestamos respectfully requests that the Court grant its motion for leave to file a reply brief in support of its Motion to Dismiss.

Dated: March 17, 2022

BALLARD SPAHR LLP

By: /s/ Marcel S. Pratt
Marcel S. Pratt (Pa. ID 307483)
Michael R. McDonald (Pa. ID 326873)
Alexa L. Levy (Pa. ID 327973)
1735 Market Street, 51st Floor
Philadelphia, PA 19103
T: 215-665-8500
F: 215-864-8999
PrattM@ballardspahr.com
McDonaldM@ballardspahr.com
LevyA@ballardspahr.com

HERRERA ARELLANO LLP

Roy Herrera*
Daniel A. Arellano*
Jillian Andrews*
530 East McDowell Road
Suite 107-150
Phoenix, AZ 85004
T: 602-567-4820
Roy@ha-firm.com
Daniel@ha-firm.com
Jillian@ha-firm.com

**pro hac vice admission to be sought*