

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF ILLINOIS  
SPRINGFIELD DIVISION**

UNITED STATES OF AMERICA and the  
STATES OF CALIFORNIA, ILLINOIS,  
NORTH CAROLINA, and OHIO,

Plaintiffs,

v.

DISH NETWORK L.L.C.,

Defendant.

Case No. 3:09-cv-03073

**PLAINTIFFS' NOTICE OF FIRST AMENDED COMPLAINT  
AND DEMAND FOR JURY TRIAL**

Plaintiffs, the United States of America and the States of California, Illinois, North Carolina, and Ohio, respectfully advise the Court of the filing of their First Amended Complaint and Demand for Jury Trial. The First Amended Complaint is filed as of right under Fed. R. Civ. P. 15(a). It does not affect defendant Dish Network LLC's response date, currently Thursday, May 14, 2009. *See* Rule 15(a)(3). (Nonetheless, Plaintiffs advised Dish of this filing, and have agreed to Dish's seeking a week's additional time to respond.)

The First Amended Complaint makes these changes:

1. At Dish's request, withdrawing claims originally asserted under the Ohio Telephone Solicitation Sales Act, Ohio Revised Code Section 4719.01 *et seq.* This results in:
  - a. Deleting the last line of ¶ 8;
  - b. Removing Count XII, original ¶¶ 93-95;

- c. Removing references to Count XII from ¶¶ 13-14 of the Prayer for Relief, and moving the word “and” in ¶ 14 of the Prayer for Relief to conform;
  - d. Deleting the last line of ¶ 14 of the Prayer for Relief; and
  - e. Removing ¶ 16 of the Prayer for Relief;
- 2. Adding “Equitable Relief Sought” to the caption pursuant to CDIL-38.1 (2009);
  - 3. Adding “Jury Trial Demanded” to the caption pursuant to Fed. R. Civ. P. 38, and the phrase “and Jury Trial Demanded” to the title of the pleading pursuant to CDIL-38.1; and
  - 4. In the phrase “Defendants Dish TV Now and Star Satellite” in ¶ 48, deleting the mistaken word “Defendants.”

Respectfully submitted,

Dated: April 30, 2009

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 30, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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