

D. Conn.
05-cv-1681
Hall, J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 14th day of October, two thousand nine,

Present:

Rosemary S. Pooler,
Robert A. Katzmann,
Reena Raggi,
Circuit Judges.

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OCT 14 2009
U.S. COURT OF APPEALS
2nd CIRCUIT

Oshonya Spencer, *et al.*,

Plaintiffs-Respondents,

v.

09-1234-mv

Hartford Financial Svcs. Group, Inc., *et al.*,

Defendants-Petitioners.

Petitioners, through counsel, request, pursuant to Federal Rule of Civil Procedure 23(f), leave to appeal the district court's order granting Respondents' motion for class certification. Upon due consideration, it is hereby ORDERED that the petition is DENIED because the class certification order was within the district court's discretion. *See Sumitomo Copper Litig. v. Credit Lyonnais Rouse, Ltd.*, 262 F.3d 134, 139-40 (2d Cir. 2001). It is further ORDERED that all other motions are DENIED as moot.

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk

By: 