

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 08-01916-MD-MARRA/JOHNSON

IN RE: CHIQUITA BRANDS
INTERNATIONAL, INC. ALIEN
TORT STATUTE AND SHAREHOLDER
DERIVATIVE ACTION

This Document Relates to:

DERIVATIVE ACTIONS.

**THE SPECIAL LITIGATION COMMITTEE OF CHIQUITA BRANDS
INTERNATIONAL, INC.'S REQUEST FOR ORAL ARGUMENT**

Pursuant to Local Rule 7.1.B(1), The Special Litigation Committee ("SLC") of nominal defendant Chiquita Brands International, Inc. respectfully requests this Court to entertain oral argument in connection with its Motion to Dismiss (the "Motion"), which was filed contemporaneously with this request. The SLC believes oral argument will assist the Court in considering the issues raised in the Motion. The SLC estimates that ninety minutes will be required for oral argument on the Motion. The ninety minutes would allow sixty

minutes for the counsel for the SLC and counsel for Plaintiffs to make their presentations, leaving 30 additional minutes if any of the other defendants wish to make a presentation.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system on February 25, 2009. I also certify that the foregoing document is being served this day on all counsel of record registered to receive electronic Notices of Electronic Filing generated by CM/ECF, and in accordance with the Court's First Case Management Order ("CMO") and the June 10, 2008 Joint Counsel List filed in accordance with the CMO.

By: s/Joseph A. DeMaria
Counsel

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