

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

ANTHONY DALE, BRETT JACKSON,  
JOHNNA FOX, BENJAMIN BORROWMAN,  
ANN LAMBERT, ROBERT ANDERSON, and  
CHAD HOHENBERY on behalf of themselves  
and all others similarly situated,

*Plaintiffs,*

v.

DEUTSCHE TELEKOM AG et al.,

*Defendants.*

Case No. 1:22-cv-03189

Judge Thomas M. Durkin

Magistrate Judge Jeffrey Cole

**DEFENDANT T-MOBILE US, INC.'S  
MOTION TO CERTIFY THE COURT'S NOVEMBER 2 ORDER  
FOR INTERLOCUTORY APPEAL UNDER 28 U.S.C. § 1292(b)**

Defendant T-Mobile US, Inc., by and through undersigned counsel, hereby respectfully moves this Court to certify its November 2, 2023 Order under 28 U.S.C. § 1292(b).

The grounds for T-Mobile's Motion are set forth in the accompanying Memorandum of Law, which is filed concurrently. This Motion is made following the conference of counsel. Plaintiffs object to this Motion. The Parties reached agreement on the schedule for their respective briefs, which is also filed concurrently.

The Motion is based on this Motion, the supporting Memorandum of Law, Plaintiffs' Complaint, the Court's November 2, 2023 Order, and all other such matters that the Court may consider. T-Mobile respectfully requests that the Court grant this Motion.

Dated: November 28, 2023

Respectfully submitted,

/s/ Theodore J. Boutrous Jr.

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*Counsel for T-Mobile US, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 28, 2023, I electronically filed a copy of the foregoing through the Court's CM/ECF system, which will send notifications of the filing to all counsel of record.

/s/ Theodore J. Boutrous Jr.

Theodore J. Boutrous Jr.