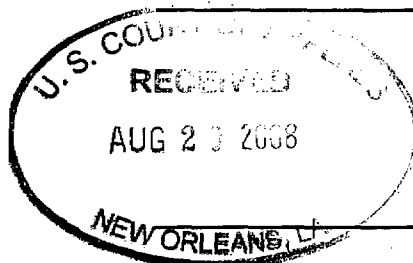


CASE NO. 08-20338



IN THE  
UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS  
FILED  
AUG 23 2008

OCEANIC EXPLORATION COMPANY and PETROTIMOR FULBRUGE III  
COMPANHIA DE PETROLEOS, S.A.R.L., *Plaintiffs-Appellants*, CLERK

v.

CONOCOPHILLIPS, CONOCOPHILLIPS COMPANY, *et al.*,  
*Defendants-Appellees*.

MOTION FOR LEAVE TO FILE OPTIONAL RECORD EXCERPTS  
IN EXCESS OF RULE 30.1.6 PAGE LIMITS

TO THE HONORABLE COURT:

Plaintiffs-Appellants Oceanic Exploration Company and Petrotimor  
Companhia de Petroleos, S.A.R.L. move this Court for leave to file optional record  
in excess of the page limits contained in Fifth Circuit Local Rule 30.1.6, and in  
support, shows as follows:

1. This appeal involves, *inter alia*, a Rule 12(c) dismissal on the  
pleadings. As the primary issue on appeal involves the sufficiency of the  
allegations made in the operative Second Amended Complaint, Oceanic wishes to

The Opposed / Unopposed  
Motion to file RG in  
excess pages  
Is Granted in Part Denied

AUG 25 2008

include a complete copy of that complaint in the optional contents of the Record Excerpts pursuant to Fifth Circuit Local Rule 30.1.5.

2. However, the Second Amended Complaint is 67 pages in length, thus exceeding the 40-page limit on the optional content of the Record Excerpts as set forth in Fifth Circuit Local Rule 30.1.6.

3. Oceanic believes that the inclusion of the entire Second Amended Complaint in the Record Excerpts is essential to the adjudication of the issues on appeal. Thus, Oceanic requests leave to include the entire complaint as an optional record excerpt rather than including only a version artificially truncated by twenty-seven pages.

4. The Second Amended Complaint is the only document Oceanic seeks to include as optional content in the Record Excerpts.

5. Copies of the proposed record excerpts inclusive of the Second Amended Complaint are being tendered with this Motion.

**WHEREFORE, PREMISES CONSIDERED,** Oceanic respectfully prays that this Court grant this motion and allow Oceanic to include its Second Amended Complaint in the Record Excerpts.

Respectfully submitted,

Date: August 19, 2008

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*Attorneys for Oceanic Exploration Company  
and Petritimor Companhia de Petroleos  
S.A.R.L*

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing was served upon the following persons by electronic mail and certified mail, return receipt requested on this, the 19<sup>th</sup> day of August, 2008:

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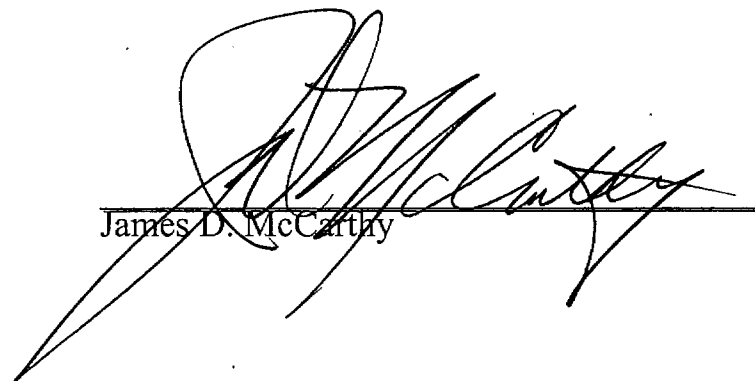
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James D. McCarthy

*United States Court of Appeals*

FIFTH CIRCUIT  
OFFICE OF THE CLERK

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NEW ORLEANS, LA 70130

August 25, 2008

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:


No. 08-20338 Oceanic Expl Co v. Conocophillips Inc  
USDC No. 4:07-CV-815

The court has granted the motion for leave to file Record Excerpts in excess of 40 pages, but this decision is subject to reconsideration by the merits panel.

Sincerely,

CHARLES R. FULBRUGE III, Clerk

By: \_\_\_\_\_

  
Linda Miles, Deputy Clerk  
504-310-7709

Mr Emmet J Bondurant II  
Mr Allan Brent Diamond  
Mr John Earl Floyd  
Mr James Dennis McCarthy  
Mr Michael Brian Terry  
Mr Michael S Truesdale  
Mr James Joseph Webster  
Mr Martin D Beirne  
Mr Brant Warren Bishop  
Mr John F Lynch  
Mr Jeffrey Taylor Nobles  
Mr David Allen Pluchinsky  
Mr Herbert Maurice Wachtell

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