

U.S. District Court
Central District Of California
(Western Division - Los Angeles)
CIVIL DOCKET FOR CASE #: 2:98-cv-06085-NM-AIJ

Byron S Squyres, et al v. John L Whitmire, et al
Assigned to: Judge Nora M. Manella
Referred to: Discovery Ann I. Jones
Demand: \$0
Cause: 15:0078m(a) Securities Exchange Act

Date Filed: 07/28/1998
Jury Demand: Both
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

Byron S Squyres
on behalf of themselves & all others
similarly situated

represented by **Samuel H Rudman**
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Plaintiff

Mary Falcon Squyres

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V.

Defendant

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Defendant

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Defendant

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Date Filed	#	Docket Text
07/28/1998	1	COMPLAINT filed Summons(es) Issued referred to Discovery Ann I. Jones (bg) (Entered: 07/29/1998)
07/28/1998	2	CERT AS TO INTERESTED PARTIES by plaintiffs (pj) (Entered: 08/04/1998)
10/02/1998	3	NOTICE OF MOTION AND MOTION by plaintiff Byron S Squyres, plaintiff Mary Falcon Squyres appt Byron S Squyres & Mary Falcon Squyres to serve as lead plfs purs to S21D(a)(3)(B) of the Sec Act of 1934, & for appointment of

		counsel ; motion hearing set for 10:00 11/2/98 (lori) (Entered: 10/08/1998)
10/02/1998	4	MEMORANDUM of PA IN SUPPORT by plaintiff Byron S Squyres, plaintiff Mary Falcon Squyres of motion appt Byron S Squyres & Mary Falcon Squyres to serve as lead plfs [3-1], & for appointment of counsel [3-2] (lori) (Entered: 10/08/1998)
10/02/1998	5	DECLARATION of Kevin P Roddy by plaintiff Byron S Squyres, plaintiff Mary Falcon Squyres in suppt of motion appt Byron S & Mary Falcon Squyres to serve as lead plfs [3-1], & for appointment of counsel [3-2] (lori) (Entered: 10/08/1998)
10/14/1998	6	STIPULATION and ORDER by Judge Lourdes G. Baird, it is so ord: (1)notwithstanding that some dfts may have already been svd, the cmp is hereby deemed svd upon all dfts as of the date when this ord is ent by the Crt; & (2)if this Crt GR the lead plfs mot, plfs shall file & serve their first A/C 45 days after the date of the Crt's ord GR the lead plfs mot; & (3)forty five (45) days after plfs file & serve their first A/C, dfts shall file & serve their resp thereto; incl mot brought under rule 12; & (4)if dfts resp to plfs first A/C w/mot brought under rule 12, plfs shall file their opp to such mot 30 days later, & dfts shall file their reply brief(s) 15 days thereafter; & (5)the pldgs enumerated in paragraphs 2-4 above shall be svd upon plfs & dfts cnsl by facsimile transmission or by overnight dely (jj) (Entered: 10/21/1998)
11/02/1998	7	MINUTES: Plf's motion for appointment of counsel [3-2] is GRANTED. Cnsl have nothing fur to add. Ord will be signed. by Judge Lourdes G. Baird CR: Lucille Litscheim (jag) (Entered: 11/10/1998)
11/02/1998	8	ORDER by Judge Lourdes G. Baird; Plf's motion appt Byron S Squyres & Mary Falcon Squyres to serve as lead plfs [3-1] & motion for appointment of counsel [3-2] is GRANTED (jag) (Entered: 11/10/1998)
12/09/1998	9	ORDER to reassign case due to self-recusal purs to GO 224 section 3.3 by Judge Lourdes G. Baird Case reassigned to Judge Margaret M. Morrow for all further proceedings Case now reads as CV 98-6085 MMM (AIJx) (cc: all counsel) (rn) (Entered: 12/09/1998)
12/10/1998	10	DECL OF SERVICE by plfs Byron S Squyres & Mary Falcon Squyres on 12/10/98 upon Andrew L Barroway, David Kessler, Kevin P Roddy, Kathleen A Herkenhoff, William S Lerach, Steven G Schulman, Samuel H Rudman & Lawrence G Soicher - Cnsl for Plfs and A Gilchrist Sparks III, Jon E Abramczyk, Hugh Steven Wilson, Darry Snider and Jerry Marks - Cnsl for Dfts docs mailed incl Decl of Svc of Stip & Ord re Filing of Plf's 1st Amended Class Actn Cmp & Dfts' Resp (app) Modified on 12/11/1998 (Entered: 12/11/1998)
12/10/1998	11	DECL OF SERVICE by plfs Byron S Squyres & Mary Falcon Squyres on 12/10/98 upon Andre L Barroway, David Kessler, Kevin P Roddy, Kathleen A Herkenhoff, William S Lerach, Steven G Schulman, Samuel H Rudman, U Seth Ottensoser, Lawrence G Soicher - Cnsl for Plfs and A Gilchris Sparks III, Jon E Abramczyk, Hught Steven Wilson, Darryl Snider and Jerry L Marks - Cnsl for Dfts docs mailed incl Decl of Svc of Ord Granting Propsd Union Texas Lead Plf's Mot for Appointment of Lead Plfs Pursuant to 21D(a)(3)(B) of the Securities Exchange Act of 1934 & for Appointment of Lead Cnsl (app) (Entered: 12/11/1998)

12/17/1998	12	1st AMENDED COMPLAINT [1-1] by plfs Byron S Squyres & Mary Falcon Squyres; jury demand; Summons not issd (app) (Entered: 12/18/1998)
12/17/1998	13	DECL OF SERVICE by plaintiff on 12/17/98 of ord to reassign case due to self-recusal (pj) (Entered: 12/18/1998)
12/21/1998	14	AMENDED DECLARATION OF SERVICE of first A/C executed on 12/21/98 by mail (jj) (Entered: 12/22/1998)
12/23/1998	15	MINUTES: ; status confset on 9:00 3/1/99 ; jt rpt be fld on orbf 2/22/99 w/curtesy cpy to chambers; plf cnsl to gv ntc of stat cof to all ptys by Judge Margaret M. Morrow CR: none (lc) (Entered: 01/05/1999)
01/12/1999	16	NOTICE OF MOTION AND MOTION by plaintiff Mary Falcon Squyres, plaintiff Byron S Squyres to class certification ; motion hearing set for 10:00 3/15/99 Lodged prop ord (pj) (Entered: 01/14/1999)
01/12/1999	17	MEMORANDUM OF P&A IN SUPPORT by plaintiff Mary Falcon Squyres, plaintiff Byron S Squyres of motion to class certification [16-1] (pj) (Entered: 01/14/1999)
01/12/1999	18	DECLARATION of KEVIN P RODDY IN SUPPT by plaintiff Mary Falcon Squyres, plaintiff Byron S Squyres re motion to class certification [16-1] (pj) (Entered: 01/14/1999)
01/14/1999	19	ORDER OF THE CHIEF JUDGE approved by Judge Terry J. Hatter Pursuant to the recommended procedure adopted by the Court for the creation of the calendar of Judge Nora M Manella , this case is transferred from the calendar of Judge Margaret M. Morrow to the calendar of Judge Nora M. Manella for all further proceedings. The new case number will now read as CV98-6085 NMM(AIJx) (cc: all counsel) (yc) Modified on 01/20/1999 (Entered: 01/20/1999)
01/19/1999	20	MINUTES: In chambers: in light of case being transferred to Judge Manella, Crt vacates all pend hrgs: mot re class certification [16-1] ; status conf vacated by Judge Margaret M. CR: none (lc) (Entered: 01/25/1999)
02/01/1999	21	NOTICE OF MOTION AND MOTION by defendant Union Texas Petro, defendant Sellers Stough, defendant Richard R Shinn, defendant Stanley P Porter, defendant Wylie B Pieper, defendant Glenn A Cox, defendant Robert L Barry, defendant John L Whitmire to dismiss 1st amd cmp ; motion hearing set for 10:00 3/29/99 (jag) (Entered: 02/02/1999)
02/01/1999	22	MEMORANDUM IN SUPPORT by defendant Union Texas Petro, defendant Sellers Stough, defendant Richard R Shinn, defendant Stanley P Porter, defendant Wylie B Pieper, defendant Glenn A Cox, defendant Robert L Barry, defendant John L Whitmire of motion to dismiss 1st amd cmp [21-1] (jag) (Entered: 02/02/1999)
02/01/1999	23	DECLARATION of DARRYL SNIDER by defendant Union Texas Petro, defendant Sellers Stough, defendant Richard R Shinn, defendant Stanley P Porter, defendant Wylie B Pieper, defendant Glenn A Cox, defendant Robert L Barry, defendant John L Whitmire in suppt of motion to dismiss 1st amd cmp [21-1] (jag) (Entered: 02/02/1999)
02/01/1999	24	NOTICE OF MOTION AND MOTION by defendant Michael W Michelson,

		defendant James H Greene Jr, defendant Edward A Gilhuly, defendant George R Roberts, defendant Henry R Kravis to dismiss the amd cmp ; motion hearing set for 10:00 3/29/99 (jag) (Entered: 02/02/1999)
02/01/1999	25	PROOF OF SERVICE by defendants of ntc of mot to dismiss plf's 1st amd cmp, memo of P&A in supp, decl of Darryl Snider; served upon attached svc list on 2/1/99 by mail & fax (jag) (Entered: 02/02/1999)
02/03/1999	26	MINUTES: Cnsl are notified of the transf of this actn; the correct number now is: 98-6085 NM(AIJx) by Judge Nora M. Manella CR: N/A (el) (Entered: 02/08/1999)
02/03/1999	27	STANDING ORDER re fur prcdgs by Judge Nora M. Manella (el) (Entered: 02/08/1999)
02/12/1999	28	PROOF OF SERVICE by plaintiff on 2/12/99 of 2/3/99 min & 2/3/99 standing ord by mail (lc) (Entered: 02/17/1999)
03/03/1999	29	STIPULATION and ORDER by Judge Nora M. Manella cont hearing on motion to dismiss the amd cmp [24-1] 10:00 4/19/99, hearing on motion to dismiss 1st amd cmp [21-1] 10:00 4/19/99; plf hv to 3/15/99 to file ans srv opp to mot to dismiss; defts hv to 4/5/99 to file and srv reply to plf opp; defts to deliver courtesy cpy to chambers nlt 4/5/99 4:00; vacating hearing re motion to class certification [16-1] and defts hv no obligation ot resp or opp class cert mot unles crt denies mot to dismiss in wh case ptys shl meet and prop to crt reasonable briefing sched for defts resp or opp to clas cert mot, plfs rply thereto and new hrg date ofr class cert mot (lc) (Entered: 03/15/1999)
03/15/1999	30	OPPOSITION by plaintiff to defts' motions to dismiss the amd cmp [24-1] [21-1] (lc) (Entered: 03/22/1999)
03/15/1999	31	DECLARATION of Kevin P Roddy in suppt of opp by plaintiff re defts motions to dismiss the amd cmp [24-1] [21-1] (lc) (Entered: 03/22/1999)
03/25/1999	32	PROOF OF SERVICE by plaintiff Mary Falcon Squyres, plaintiff Byron S Squyres on 3/25/99 of stip & ord by mail (lc) (Entered: 03/30/1999)
04/05/1999	33	REPLY by Union Texas Petro, Sellers Stough, Richard R Shinn, Stanley P Porter, Wylie B Pieper, Glenn A Cox, Robert L Barry, John L Whitmire in suppt to motion to dismiss 1st amd cmp [21-1] (lc) (Entered: 04/09/1999)
04/13/1999	34	MINUTES: In chambes; Crt unable to hear mots to dismiss on 4/19/99 and on crt's own mot cont hearing on motion to dismiss the amd cmp [24-1] 10:00 5/17/99, hearing on motion to dismiss 1st amd cmp [21-1] 10:00 5/17/99 by Judge Nora M. Manella CR: none (lc) (Entered: 04/16/1999)
04/19/1999	35	Declaration OF SERVICE by plaintiff Byron S Squyres of 4/13/99 civil minutes (bg) (Entered: 04/23/1999)
05/04/1999	36	STIPULATION and ORDER by Judge Nora M. Manella resetting hearing on dfts' motion to dismiss the amd cmp [24-1]; [21-1] 10:00 7/12/99 (lori) (Entered: 05/07/1999)
05/05/1999	37	DECL OF SERVICE by plaintiff on 5/4/99 of Stip & ord continuing hrg dte redfts' mtn to dismiss (el) (Entered: 05/07/1999)

07/08/1999	38	NOTICE by plaintiff Mary Falcon Squyres, plaintiff Byron S Squyres of RECENT AUTHORITIES (pj) (Entered: 07/12/1999)
07/12/1999	39	MINUTES: Dfts' Union Texas, et al mtn to dismiss for failure to state a claim; dfts Henry R Kravis, et al mtn to dismiss; ; crt hrs for argument from counsel; plf req for ext to ti to fi A/C, mttr is taken under submission by Judge Nora M. Manella CR: Sharon Seffens (el) (Entered: 07/13/1999)
07/14/1999	40	ORDER by Judge Nora M. Manella granting dfts' motion to dismiss [24-1], [21-1]. At the hrg on the mtn, plfs' counsel was unable to articulate what addtl facts plfs could allege to cure the deficiencies in the FAC. Accordingly, plfs shl have ten (10) days from the iss of this order to fi a mtn seeking lv to amend the FAC. Such will contain a stmt of what addtl facts plfs are prepared to allege to state a claim under sec 14(e) and sec 20(a); if plfs fail to provide such info, plfs' claim will be dismissed w/prej. (el) (Entered: 07/15/1999)
08/13/1999	41	ORDER dismissing actn by Clerk with prejudice, pur to Cr't's order of 7/14/99 & notification from plf's counsel that an A/C complaint wld not be fld, the 1st A/C is dismissed terminating case (MD JS-6) (ENT 8/23/99) mld cpys & ntd (el) (Entered: 08/23/1999)
04/25/2000		PLACED IN FILE - NOT USED; (Propsd) Ord cert this actn as a class actn; ldg 1/12/00 by plfs (ir) (Entered: 04/26/2000)

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