

U.S. District Court
District of Maine (Portland)
CIVIL DOCKET FOR CASE #: 2:98-cv-00005-DBH

ROSE, et al v. SHAW, et al
Assigned to: JUDGE D. BROCK HORNBY
Demand: \$0
Cause: 28:1331 Fed. Question: Securities Violation

Date Filed: 01/09/1998
Jury Demand: Plaintiff
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

ROBERT A ROSE

represented by **ROBERT S. FRANK**
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V.

Defendant

DAVID E SHAW

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Defendant

ERWIN F WORKMAN

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SARA JANE SHANAHAN
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Defendant

ROBERT E KINNEY
TERMINATED: 05/26/1998

represented by **PETER J. RUBIN**
(See above for address)
TERMINATED: 05/26/1998

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Defendant

IDEXX LABORATORIES, INC

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Plaintiff

JAMES BERGERON

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Plaintiff

BRUCE CHALKER

represented by **ROBERT S. FRANK**
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Plaintiff**WILLIAM WOOD**represented by **ROBERT S. FRANK**
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Date Filed	#	Docket Text
01/09/1998	1	COMPLAINT filed; FILING FEE \$ 150.00 RECEIPT # 35898; jury demand (mmc) (Entered: 01/12/1998)
01/14/1998		SUMMONS(ES) issued for DAVID E SHAW, ERWIN F WORKMAN, ROBERT E KINNEY, IDEXX LABORATORIES (bfa) (Entered: 01/14/1998)
02/27/1998	2	MOTION by DAVID E SHAW, ERWIN F WORKMAN, ROBERT E KINNEY, IDEXX LABORATORIES for Approval of Stipulation and Scheduling Order (ckb) (Entered: 03/02/1998)
03/02/1998		Motion(s) referred: [2-1] motion for Approval of Stipulation and Scheduling Order referred to MAG. JUDGE DAVID M. COHEN (ckb) (Entered: 03/02/1998)
03/03/1998		ENDORSEMENT on Motion granting [2-1] motion for Approval of Stipulation and Scheduling Order (signed by MAG. JUDGE DAVID M. COHEN) cc: cns1 (ckb) (Entered: 03/04/1998)
03/03/1998	3	STIPULATION AND SCHEDULING ORDER, set specific document deadline for Plaintiff to file a Motion Appointing Lead Plaintiffs for 3/10/98 for ROBERT A ROSE (signed by MAG. JUDGE DAVID M. COHEN) cc: cns1 (ckb) (Entered: 03/04/1998)
03/10/1998	4	MOTION by ROBERT A ROSE for Order for Appointment as Lead Plaintiffs and for Approval of Selection of Lead Counsel ; Response to Motion due 3/27/98 for IDEXX LABORATORIES, for ROBERT E KINNEY, for ERWIN F WORKMAN, for DAVID E SHAW (err) (Entered: 03/11/1998)
03/10/1998	5	MEMORANDUM by ROBERT A ROSE in support of [4-1] motion for Order for Appointment as Lead Plaintiffs and for Approval of Selection of Lead Counsel (err) (Entered: 03/11/1998)
03/10/1998	6	AFFIDAVIT of Steven G. Schulman in Support of Proposed IDEXX Lead Plaintiffs' (#4) Motion for Appointment as Lead Plaintiffs and for Approval of

		Selection of Lead Counsel (err) (Entered: 03/11/1998)
03/25/1998		Deadline updated; miscellaneous Remember to review #3 Stipulation and Scheduling Order and see if an answer deadline can be set yet and any other pertinent deadlines on 3/26/98 (ckb) (Entered: 03/25/1998)
03/25/1998		Motion(s) taken under advisement: [4-1] motion for Order for Appointment as Lead Plaintiffs and for Approval of Selection of Lead Counsel under advisement (ckb) (Entered: 03/25/1998)
03/26/1998	7	ORDER OF RECUSAL (signed by JUDGE GENE CARTER) cc: cnsl (ckb) (Entered: 03/26/1998)
03/26/1998		CASE reassigned to JUDGE D. B. HORNBY (ckb) (Entered: 03/26/1998)
03/27/1998	8	ORDER granting [4-1] motion for Order for Appointment as Lead Plaintiffs and for Approval of Selection of Lead Counsel (signed by JUDGE D. B. HORNBY) cc: cnsl (dw) (Entered: 03/27/1998)
03/30/1998		WAIVER of Service of Summons Returned Executed as to DAVID E SHAW, ERWIN F WORKMAN, ROBERT E KINNEY, IDEXX LABORATORIES ; Waiver mailed 1/15/98 (mmc) (Entered: 03/30/1998)
03/30/1998		Deadline updated; miscellaneous Remember to review #3 Stipulation and Scheduling Order and see if an answer deadline can be set yet and any other pertinent deadlines on 4/6/98 (mmc) (Entered: 03/30/1998)
04/07/1998		Deadline updated; miscellaneous Remember to review #3 Stipulation and Scheduling Order and see if an answer deadline can be set yet and any other pertinent deadlines on 4/13/98 (mmc) (Entered: 04/07/1998)
04/14/1998	9	RESPONSE by ROBERT A ROSE to [3-1] order set specific document deadline for Plaintiff to file an Amended Complaint (slh) (Entered: 04/15/1998)
04/15/1998		Deadline updated; set Amended Complaint deadline for 5/13/98 for ROBERT A ROSE (slh) (Entered: 04/15/1998)
05/06/1998	10	MOTION (no obj) with memorandum in support by ROBERT A ROSE to Extend Time to File an Amended Complaint (mmc) (Entered: 05/07/1998)
05/07/1998		Motion(s) referred: [10-1] motion to Extend Time to File an Amended Complaint referred to MAG. JUDGE DAVID M. COHEN (mmc) (Entered: 05/07/1998)
05/07/1998		ENDORSEMENT on Motion granting [10-1] motion to Extend Time to File an Amended Complaint, reset Amended Complaint deadline for 5/26/98 for ROBERT A ROSE (signed by MAG. JUDGE DAVID M. COHEN) cc: cnsl (dw) (Entered: 05/12/1998)
05/26/1998	11	AMENDED COMPLAINT by ROBERT A ROSE amending [1-1] complaint adding plaintiffs JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON; jury demand (mmc) (Entered: 05/27/1998)
05/27/1998		Deadline updated pursuant to stipulation; set Answer to Amended Complaint deadline to 7/13/98 for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW (mmc) (Entered: 05/27/1998)

07/01/1998	12	MOTION (unopposed) with memorandum in support by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES to Extend Time to file a motion to dismiss from 7/10 to 7/24/98 (mmc) (Entered: 07/01/1998)
07/01/1998		Motion(s) referred: [12-1] motion to Extend Time to file a motion to dismiss from 7/10 to 7/24/98 referred to MAG. JUDGE DAVID M. COHEN (mmc) (Entered: 07/01/1998)
07/02/1998		ENDORSEMENT on Motion granting [12-1] motion to Extend Time to file a motion to dismiss from 7/10 to 7/24/98 (signed by MAG. JUDGE DAVID M. COHEN) cc: cns1 (mmc) (Entered: 07/02/1998)
07/14/1998		Deadline updated; set Default Motion Filing Deadline as to Idexx, Workman, Shaw for 8/13/98 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON (mmc) (Entered: 07/14/1998)
07/23/1998	13	MOTION by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES for Leave to File memorandum in support of M/D in excess of 20 pp (34 pp.) ; Response to Motion due 8/10/98 for ROBERT BERGERON, for WILLIAM for BRUCE CHALKER, for JAMES BERGERON, for ROBERT A ROSE (dw) (Entered: 07/24/1998)
07/24/1998		ENDORSEMENT on Motion granting [13-1] motion for Leave to File memorandum in support of M/D in excess of 20 pp (34 pp.) (signed by D. Whitney, Dep. Clerk) cc: cns1 (dw) (Entered: 07/24/1998)
07/24/1998		Deadline updated; set Corporate Disclosure Statement Deadline for 7/31/98 for IDEXX LABORATORIES (dw) (Entered: 07/24/1998)
07/24/1998	14	MOTION with memorandum in support by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED ; Response to Motion due 9/8/98 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON, for ROBERT A ROSE (dw) Modified on 08/18/1998 (Entered: 07/24/1998)
07/30/1998		CORPORATE DISCLOSURE STATEMENT per Local Rule 83.7 by IDEXX LABORATORIES (mmc) (Entered: 07/30/1998)
07/30/1998		Pro Hac Vice Certificate for DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES by WILLIAM H. PAINE, SARA JANE SHANAHAN, JEFFREY B. RUDMAN (mmc) (Entered: 07/30/1998)
08/11/1998		Deadline updated; Response to Motion reset to 9/8/98 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON for [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED (dw) (Entered: 08/11/1998)
08/12/1998		APPEARANCES of attorneys for DAVID E SHAW, ERWIN F WORKMAN, ROBERT E KINNEY, IDEXX LABORATORIES by WILLIAM H. PAINE, JEFFREY B. RUDMAN, SARA JANE SHANAHAN (seal user) (Entered: 08/12/1998)
08/27/1998	15	MOTION by DAVID E SHAW to Extend Time of 10 Days to Respond to

		Defendants' motion to dismiss (ckb) (Entered: 08/27/1998)
08/27/1998		ENDORSEMENT on Motion granting [15-1] motion to Extend Time of 10 Days to Respond to Defendants' motion to dismiss, Response to Motion reset to 9/18/98 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON, for ROBERT A ROSE for [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED (For the Court: Christa K. Berry, Deputy Clerk) cc: cns1 (ckb) (Entered: 08/27/1998)
09/17/1998	16	MOTION by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON for Leave to File memo in excess of 20 pages (mmc) (Entered: 09/17/1998)
09/17/1998		Motion(s) referred: [16-1] motion for Leave to File memo in excess of 20 pages referred to MAG. JUDGE DAVID M. COHEN (mmc) (Entered: 09/17/1998)
09/17/1998		ENDORSEMENT on Motion granting [16-1] motion for Leave to File memo in excess of 20 pages (signed by MAG. JUDGE DAVID M. COHEN) cc: cns1 (dw) (Entered: 09/18/1998)
09/18/1998	17	RESPONSE with Appendix by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON to [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED ; Reply to Response due 9/28/98 for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW (mmc) (Entered: 09/21/1998)
09/18/1998	18	MOTION by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON for Hearing on [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) (Entered: 09/21/1998)
10/16/1998	19	MOTION by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES for Leave to File reply brief in excess of page limitation (assented-to) (dw) (Entered: 10/16/1998)
10/21/1998	20	REPLY (SEPARATE VOL. OF APPENDIX NOT ATTACHED) by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES to response to [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED (dw) (Entered: 10/21/1998)
10/21/1998		Motion(s) referred: [19-1] motion for Leave to File reply brief in excess of page limitation (assented-to) referred to MAG. JUDGE DAVID M. COHEN, [18-1] motion for Hearing on [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED referred to MAG. JUDGE DAVID M. COHEN, [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED referred to MAG. JUDGE DAVID M. COHEN (dw) (Entered: 10/21/1998)
10/22/1998		ENDORSEMENT on Motion granting [19-1] motion for Leave to File reply brief in excess of page limitation (assented-to) (signed by MAG. JUDGE DAVID M. COHEN) cc: cns1 (mmc) (Entered: 10/22/1998)

12/08/1998	21	(Notice of Supplemental Authority) MEMORANDUM by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES in support of [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) (Entered: 12/09/1998)
12/30/1998	22	RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED ; Motion no longer referred Objections to R and R due by 1/19/99 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON, for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW, for ROBERT A ROSE ; cc:cns1 (slh) (Entered: 12/30/1998)
12/30/1998	22	ORDER within Recommended Decision footnote #1 denying [18-1] motion for Hearing on [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED (signed by MAG. JUDGE DAVID M. COHEN) cc: cns1 (slh) (Entered: 12/30/1998)
01/14/1999	23	OBJECTION by IDEXX LABORATORIES to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED ; Response to Objections to RR due 2/1/99 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON ; (mmc) (Entered: 01/14/1999)
01/19/1999	24	LIMITED OBJECTION by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED ; Response to Objections to RR due 2/5/99 for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW ; (mmc) (Entered: 01/20/1999)
02/01/1999	25	RESPONSE by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER to Objections to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED (former employee) (Entered: 02/02/1999)
02/05/1999	26	RESPONSE by DAVID E SHAW, ERWIN F WORKMAN, IDEXX

		LABORATORIES to Objections to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) (Entered: 02/08/1999)
02/08/1999		Motion(s) taken under advisement: [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED under advisement, [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED under advisement (mmc) (Entered: 02/08/1999)
02/08/1999	27	REPLY by IDEXX LABORATORIES to response to the limited objection #23 to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) (Entered: 02/08/1999)
02/16/1999	28	SUR-REPLY by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON to response to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) (Entered: 02/17/1999)
02/23/1999	29	MOTION by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES for Oral Argument re: [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) (Entered: 02/23/1999)
02/23/1999		Motion(s) taken under advisement: [29-1] motion for Oral Argument re: [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltfs' request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED under advisement (mmc) (Entered: 02/23/1999)

03/05/1999	30	Letter MOTION by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES for Leave to File Sur-Reply to Pltf's Reply Memo in Support of Their Limited Objection to Rec.Dec. w/out objection (slh) Modified on 03/10/1999 (Entered: 03/05/1999)
03/05/1999		Motion(s) taken under advisement: [31-1] motion for Leave to File Sur-Reply to Pltf's Reply Memo in Support of Their Limited Objection to Rec.Dec. under advisement (slh) (Entered: 03/05/1999)
03/08/1999		ENDORSEMENT on Motion granting (allowed)[31-1] motion for Leave to File Sur-Reply to Pltf's Reply Memo in Support of Their Limited Objection to Rec.Dec. (signed by JUDGE D. B. HORNBY) cc: cnsl (mmc) (Entered: 03/10/1999)
03/08/1999	31	SUR-REPLY by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES to response to [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltf's request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED (mmc) Modified on 03/10/1999 (Entered: 03/10/1999)
03/31/1999	32	ORDER Affirming in Part and Rejecting in Part the Recommended Decision of Magistrate denying [29-1] motion for Oral Argument re: [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltf's request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED, granting in part, denying in part [22-1] motion RECOMMENDED DECISION of MAG. JUDGE DAVID M. COHEN Recommending: [14-1] motion to Dismiss #11, Amended Class Action Complaint be GRANTED except as to claims asserted against dft IDEXX in paragraphs 51, 53-54 of the amended complaint and that the pltf's request, construed as a motion for leave to further amend the complaint be DENIED; SEPARATE VOL. OF APPENDIX NOT ATTACHED, granting (stating that the there is no underlying securities law violation and the Amended Complaint must be DISMISSED as to the individual defendants (whose only remaining liability is based on Section 20(a)), as well as the company) [14-1] motion to Dismiss #11, Amended Class Action Complaint; SEPARATE VOL. OF APPENDIX NOT ATTACHED, set Motion Filing deadline to 4/21/99 for the filing of a motion to amend complaint specifically stating an argument and whether justice requires allowing the amendment (signed by JUDGE D. B. HORNBY) cc: cnsl (mmc) (Entered: 04/01/1999)
04/21/1999	33	MOTION by ROBERT A ROSE, DAVID E SHAW, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON to Amend [11-1] amended complaint by ROBERT A ROSE ; Response to Motion due 5/10/99 for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW (ckb) (Entered: 04/21/1999)
04/21/1999	34	MEMORANDUM by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON in support of [33-1]

		motion to Amend [11-1] amended complaint by ROBERT A ROSE (ckb) (Entered: 04/21/1999)
05/10/1999	35	MOTION by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES for Leave to File memo in excess (response to mtn to Amend Complaint) (mmc) (Entered: 05/10/1999)
05/10/1999	36	RESPONSE by DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES to [33-1] motion to Amend [11-1] amended complaint by ROBERT A ROSE ; Reply to Response due 5/20/99 for ROBERT BERGERON (mmc) (Entered: 05/10/1999)
05/11/1999		ENDORSEMENT on Motion granting [35-1] motion for Leave to File memo in excess (response to mtn to Amend Complaint) (signed by JUDGE D. B. HORNBY) cc: cnsl (mmc) (Entered: 05/11/1999)
05/20/1999	37	REPLY by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON to response to [33-1] motion to Amend [11-1] amended complaint by ROBERT A ROSE (former employee) (Entered: 05/21/1999)
05/21/1999		Motion(s) taken under advisement: [33-1] motion to Amend [11-1] amended complaint by ROBERT A ROSE under advisement (former employee) (Entered: 05/21/1999)
07/21/1999	38	ORDER denying [33-1] motion (for Leave to File) to Amend [11-1] amended complaint by ROBERT A ROSE (signed by JUDGE D. B. HORNBY) cc: cnsl (mmc) (Entered: 07/21/1999)
07/21/1999	39	ORDER OF DISMISSAL Signed by Deputy Clerk Marie M. Cross for JUDGE D. B. HORNBY cc: cnsl (EOD 7/21/99) (mmc) (Entered: 07/21/1999)
07/21/1999		Case closed; Disposition of Sealed Material DDL set for 8/20/99 Purge Appeal deadline set for 8/20/99 (mmc) (Entered: 07/21/1999)
08/12/1999	40	NOTICE OF APPEAL by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON FILING FEE \$ 105 RECEIPT # 39216 (Reporter: Cindy Packard-Robitaille) (bfa) (Entered: 08/13/1999)
08/13/1999		COPIES of Notice of Appeal sent to counsel. Parties: ROBERT A ROSE, DAVID E SHAW, ERWIN F WORKMAN, ROBERT E KINNEY, IDEXX LABORATORIES, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON (bfa) (Entered: 08/13/1999)
08/13/1999		CERTIFICATE of Clerk (Form 83) Org docs #: 1 - 40 (bfa) (Entered: 08/13/1999)
08/13/1999		Certified and transmitted record on appeal to U.S. Court of Appeals: [40-1] appeal by ROBERT BERGERON, WILLIAM WOOD, BRUCE CHALKER, JAMES BERGERON, ROBERT A ROSE (bfa) (Entered: 08/13/1999)
02/28/2000	41	ORDER from U.S. Court of Appeals. Granting the parties joint motion to stay appeal and for limited remand is granted. The parties are directed as follows: File a stipulation of settlement w/i 30 days of this order with CJ Hornby, move the

		District Court for approval of settlement pursuant to FRCP 23, District Court is directed to consider the motion, if stipulation NOT approved the case reverts to appeal status and parties to follow any schedule imposed by the USCA, if approved the appeal will be dismissed w/o costs. (mmc) (Entered: 02/28/2000)
02/28/2000		Deadline updated; set specific document deadline (re: [41-1] order US Court of Appeals) for 3/23/00 for ROBERT BERGERON, for WILLIAM WOOD, for BRUCE CHALKER, for JAMES BERGERON, for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW, for ROBERT A ROSE (mmc) (Entered: 02/28/2000)
03/24/2000	42	CONSENT MOTION with memorandum in support by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON for Order for Preliminary Approval of Proposed Settlement (mmc) (Entered: 03/27/2000)
03/24/2000	43	STIPULATION and AGREEMENT of SETTLEMENT (mmc) (Entered: 03/27/2000)
04/04/2000	44	PRELIMINARY ORDER IN CONNECTION WITH SETTLEMENT PROCEEDINGS granting [42-1] motion for Order for Preliminary Approval of Proposed Settlement, set Settlement Fairness Hearing for 1:30 6/19/00 (signed by JUDGE D. B. HORNBY) cc: cns1 (mmc) (Entered: 04/04/2000)
06/13/2000	45	MEMORANDUM by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON in support of [43-1] stipulation/prposed settlement (mmc) (Entered: 06/14/2000)
06/13/2000	46	AFFIDAVIT of Cheryl Washington RE: A) Mailing of Notice of Pendency of Class Actio , Proposed Settlement Thereof, Settlement Hearing and Right to Share Settlement Fund and Proof of Claim and Release and B) Publication of Summary Notice (mmc) (Entered: 06/14/2000)
06/13/2000	47	AFFIDAVIT of Cheryl Washington RE: Exclusion Requests Received from Class Members in Response to the Notice of Pendency of Class Action, Proposed Settlement Thereof, Settlement Hearing and Right to Share Settlement Fund (mmc) (Entered: 06/14/2000)
06/13/2000	48	AFFIDAVIT of Samuel Rudman Support of the Porposed Class Action Settlement (mmc) (Entered: 06/14/2000)
06/13/2000	48	MOTION by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON for Attorney Fees ; Response to Motion due 6/29/00 for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW (mmc) (Entered: 06/14/2000)
06/13/2000	49	MEMORANDUM by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON in support of [48-1] motion for Attorney Fees (mmc) (Entered: 06/14/2000)
06/13/2000	50	AFFIDAVIT of Sanford P. Dumain in Support of Joint Petition on Atty Fees (mmc) (Entered: 06/14/2000)
06/13/2000	51	AFFIDAVIT of Dennis Johnson support of Joint Petition on Atty Fees (mmc)

		(Entered: 06/14/2000)
06/13/2000	52	AFFIDAVIT of Gene Mesh in support of Joint Petition for Atty Fees (mmc) (Entered: 06/14/2000)
06/13/2000	53	AFFIDAVIT of Robert S. Frank in Support of Joint Petition of Atty Fees (mmc) (Entered: 06/14/2000)
06/16/2000		Pro Hac Vice Certificate for ROBERT A ROSE by SANFORD P. DUMAIN (mjl) (Entered: 06/20/2000)
06/19/2000		FINAL APPROVAL HEARING held. Matter taken U/A (Court Reporter: Cindy Packard) before JUDGE D. B. HORNBY (mmc) (Entered: 06/19/2000)
06/20/2000	54	ORDER granting [48-1] motion for Attorney Fees. Counsel for Plaintiffs and the Class are hereby awarded \$716,650 in fees and \$27,457 in reimbursement of expenses. (signed by JUDGE D. B. HORNBY) cc: cnsl (mjl) (Entered: 06/20/2000)
06/20/2000	54	JUDGMENT for ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON against DAVID E SHAW, ERWIN F WORKMAN, IDEXX LABORATORIES signed by William S. Brownell, Clerk. cc: cnsl (EOD: 6/20/00) (mjl) (Entered: 06/20/2000)
06/27/2000		CLERK'S SUPPLEMENTAL CERTIFICATE (re: [40-1] appeal) ; 1ST supplemental certificate; attested copy documents numbered: 54 (bfa) (Entered: 06/27/2000)
06/27/2000		Transmitted supplemental record on appeal: [40-1] appeal by ROBERT BERGERON, WILLIAM WOOD, BRUCE CHALKER, JAMES BERGERON, ROBERT A ROSE (bfa) (Entered: 06/27/2000)
07/18/2000	55	TRANSCRIPT filed of Oral Argument for dates of: June 19th held before Judge D. Brock Hornby (Court Reporter: C. Packard) (mjl) (Entered: 07/18/2000)
07/19/2000		CLERK'S SUPPLEMENTAL CERTIFICATE (re: [40-1] appeal) ; 2ND supplemental certificate; Orig. documents numbered: 55 (bfa) (Entered: 07/19/2000)
07/19/2000		Transmitted supplemental record on appeal: [40-1] appeal by ROBERT BERGERON, WILLIAM WOOD, BRUCE CHALKER, JAMES BERGERON, ROBERT A ROSE (bfa) (Entered: 07/19/2000)
09/13/2000	56	MANDATE/JUDGMENT OF USCA (certified copy) Re: [40-1] appeal by ROBERT BERGERON, WILLIAM WOOD, BRUCE CHALKER, JAMES BERGERON, ROBERT A ROSE Decision: Dismissed (Appeal Record Deadline set for 10/30/00) (gbc) (Entered: 09/13/2000)
09/13/2000		Record on appeal returned from U.S. Court of Appeals: [40-1] appeal by ROBERT BERGERON, WILLIAM WOOD, BRUCE CHALKER, JAMES BERGERON, ROBERT A ROSE (gbc) (Entered: 09/13/2000)
04/16/2001		CASE FILE SENT TO FEDERAL RECORDS CENTER (ARCHIVES) Accession No.: 021-01-0032 Box No.: 16, 17 of 36 Location: A154408-A154443 Disposal Date: 4/2026 (ckb) (Entered: 04/19/2001)

05/31/2001	57	MOTION with memorandum in support by ROBERT A ROSE, JAMES BERGERON, BRUCE CHALKER, WILLIAM WOOD, ROBERT BERGERON for Order Directing Distribution of Class Funds ; Response to Motion due 6/21/01 for IDEXX LABORATORIES, for ERWIN F WORKMAN, for DAVID E SHAW (dw) (Entered: 05/31/2001)
05/31/2001	58	AFFIDAVIT of D. LEE JANVRIN in support of #57, Mtn for Distribution of Class Funds (dw) (Entered: 06/01/2001)
06/06/2001	59	ORDER re: Distribution of Class Funds granting [57-1] motion for Order Directing Distribution of Class Funds (signed by JUDGE D. B. HORNBY cc: cns1 (mmc) (Entered: 06/07/2001)

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