

U.S. District Court
Southern District of Florida (W.Palm Beach)
CIVIL DOCKET FOR CASE #: 97-CV-8011

Edelstein v. U.S. Diagnostic Inc., et al

Filed: 01/06/97
Assigned to: Judge Kenneth L. Ryskamp
Jury demand: Both
Demand: \$0,000
Nature of Suit: 850
Lead Docket: None
Jurisdiction: Federal Question
Dkt# in other court: None
Cause: 15:0078 Securities Exchange Act

MURIEL EDELSTEIN
plaintiff

Michael J. Pucillo
FTS 835-0322
[COR LD NTC]
Burt & Pucillo
222 Lakeview Avenue
Suite 300 East
West Palm Beach, FL 33401
561-835-9400

v.

U.S. DIAGNOSTIC INC.
defendant

JEFFREY A. GOFFMAN
defendant

JOSEPH A. PAUL
defendant

Robert C. Owens
[COR LD NTC]
Stearns Weaver Miller Weissler
Alhadeff & Sitterson
Museum Tower
150 W Flagler Street
Suite 2200
Miami, FL 33130
305-789-3200

ROBERT D. BURKE
defendant

Thomas McDougal Sherouse
[COR LD NTC]
Sergio Edward Pagliery
FTS 358-7470
305-358-5171X139

[COR LD NTC]

Shook Hardy & Bacon
100 N Biscayne Boulevard
Suite 2500
Miami, FL 33132
305-358-5171

KEITH G. GREENBERG
defendant

DOCKET PROCEEDINGS

DATE	#	DOCKET ENTRY
1/6/97	1	COMPLAINT - Class Action filed; FILING FEE \$150.00 RECEIPT # 705798 and 705799; A-3; AEV (br) [Entry date 01/07/97]
1/6/97	--	Magistrate identification: Magistrate Judge Ann E. Vitunac (br) [Entry date 01/07/97]
1/6/97	2	SUMMONS(ES) issued for U.S. Diagnostic Inc., Jeffrey A. Goffman, Joseph A. Paul, Robert D. Burke, Keith G. Greenberg (br) [Entry date 01/07/97]
1/9/97	3	ORDER OF PRETRIAL PROCEDURES (signed by Judge Kenneth L. Ryskamp on 1/8/97) CCAP (kz) [Entry date 01/15/97]
1/27/97	4	RETURN OF SERVICE executed for U.S. Diagnostic Inc. on 1/8/97 Answer due on 1/28/97 for U.S. Diagnostic Inc. (kw) [Entry date 01/28/97]
1/27/97	5	RETURN OF SERVICE executed for Keith G. Greenberg on 1/8/97 Answer due on 1/28/97 for Keith G. Greenberg (kw) [Entry date 01/28/97]
1/27/97	6	RETURN OF SERVICE executed for Robert D. Burke on 1/8/97 Answer due on 1/28/97 for Robert D. Burke (kw) [Entry date 01/28/97]
1/28/97	7	MOTION by Keith G. Greenberg to extend time to respond to

complaint (kw) [Entry date 01/29/97]

- 1/28/97 8 RETURN OF SERVICE executed for Jeffrey A. Goffman on 1/13/97 Answer due on 2/2/97 for Jeffrey A. Goffman (kw) [Entry date 01/29/97]
- 1/28/97 9 RETURN OF SERVICE executed for Joseph A. Paul on 1/13/97 Answer due on 2/2/97 for Joseph A. Paul (kw) [Entry date 01/29/97]
- 1/28/97 10 ORDER granting [7-1] motion to extend time to respond to complaint set answer due for 2/27/97 for Keith G. Greenberg (signed by Judge Kenneth L. Ryskamp on 1/28/97) CCAP (kw) [Entry date 01/31/97]
- 1/30/97 11 NOTICE of Pendency of Other Action. by Muriel Edelstein (br) [Entry date 01/31/97]
- 1/30/97 12 AGREED MOTION by U.S. Diagnostic Inc. to extend time to respond to complaint (br) [Entry date 01/31/97] [Edit date 01/31/97]
- 1/30/97 13 AGREED MOTION by Jeffrey A. Goffman, Joseph A. Paul, Robert D. Burke to extend time to respond to complaint (br) [Entry date 01/31/97]
- 1/31/97 14 ORDER granting [12-1] motion to extend time to respond to complaint set answer due for 2/28/97 for U.S. Diagnostic Inc. (signed by Judge Kenneth L. Ryskamp on 1/30/97) CCAP (kw) [Entry date 02/04/97]
- 1/31/97 15 ORDER granting [13-1] motion to extend time to respond to complaint set answer due for 2/28/97 for Robert D. Burke, for Joseph A. Paul, for Jeffrey A. Goffman (signed by Judge Kenneth L. Ryskamp on 1/30/97) CCAP (kw) [Entry date 02/04/97]
- 2/25/97 16 Agreed MOTION by Jeffrey A. Goffman to extend time to Respond to Complaint (kz) [Entry date 02/26/97]
- 2/27/97 17 MOTION by Keith G. Greenberg to extend time to Respond to Complaint (kz) [Entry date 02/28/97]
- 2/27/97 18 Unopposed MOTION by U.S. Diagnostic Inc. to extend time to Respond to Complaint (kz) [Entry date 02/28/97]
- 2/28/97 19 ORDER granting [16-1] motion to extend time to Respond to Complaint reset answer due for 3/14/97 for Jeffrey A. Goffman (signed by Judge Kenneth L. Ryskamp on 02/27/97)

CCAP (kz) [Entry date 03/04/97]

- 2/28/97 20 ORDER granting [17-1] motion to extend time to Respond to Complaint reset answer due for 4/15/97 for Keith G. Greenberg (signed by Judge Kenneth L. Ryskamp on 02/27/97) CCAP (kz) [Entry date 03/04/97]
- 2/28/97 21 ORDER granting [18-1] motion to extend time to Respond to Complaint reset answer due for 4/14/97 for U.S. Diagnostic Inc. (signed by Judge Kenneth L. Ryskamp on 02/28/97) CCAP (kz) [Entry date 03/04/97]
- 3/3/97 22 Answer and affirmative defenses by Joseph A. Paul (Attorney Robert C. Owens),; jury demand (kz) [Entry date 03/05/97]
- 3/3/97 23 NOTICE of Absence from Jurisdiction of Sergio E. Pagliery by Robert D. Burke (kz) [Entry date 03/05/97]
- 3/5/97 24 Answer and affirmative defenses by Robert D. Burke (Attorney Thomas McDougal Sherouse, Sergio Edward Pagliery), (kz) [Entry date 03/06/97]
- 3/6/97 25 MOTION by Muriel Edelstein for Appointment of Lead Plaintiffs and Approval of Co-Lead Counsel (kz) [Entry date 03/11/97]
- 3/6/97 26 MEMORANDUM by Muriel Edelstein in support of [25-1] motion for Appointment of Lead Plaintiffs and Approval of Co-Lead Counsel (kz) [Entry date 03/11/97]
- 3/6/97 27 AFFIDAVIT of Mark Smilow by Muriel Edelstein Re: [25-1] Motion for Appointment of Lead Plaintiffs and Approval of Co-Lead Counsel (kz) [Entry date 03/11/97]
- 3/6/97 28 DECLARATIONS of U.S. Diagnostic, Inc. Class Members by Muriel Edelstein Re: [25-1] Motion for Appointment of Lead Plaintiffs and Approval of Co-Lead Counsel (kz) [Entry date 03/11/97]
- 3/6/97 29 MOTION by Muriel Edelstein for Entry of Pretrial Order No. 1, and for Consolidation and Coordination of All Actions (kz) [Entry date 03/11/97]
- 3/6/97 30 MEMORANDUM by Muriel Edelstein in support of [29-1] motion for Entry of Pretrial Order No. 1 and Consolidation and Coordination of All Actions (kz) [Entry date 03/11/97]
- 3/6/97 31 AFFIDAVIT of Mark D. Smilow by Muriel Edelstein Re: [29-1] Motion for Entry of Pretrial Order No. 1, [29-2] Motion for

Consolidation and Coordination of All Actions (kz)
[Entry date 03/11/97]

3/6/97 32 CERTIFICATE OF SERVICE by Muriel Edelstein (kz)
[Entry date 03/11/97]

3/6/97 33 NOTICE of Filing Corrected Certificate of Service by Muriel
Edelstein (kz) [Entry date 03/11/97]

3/10/97 34 Agreed MOTION by Jeffrey A. Goffman for additional
extension of time to Respond to Complaint (kz)
[Entry date 03/13/97]

3/10/97 35 NOTICE of Filing Second Corrected Certificate of Service by
Muriel Edelstein (kz) [Entry date 03/13/97]

3/11/97 36 ORDER granting [34-1] motion for additional extension of
time to Respond to Complaint reset answer due for 4/14/97
for Jeffrey A. Goffman (signed by Judge Kenneth L. Ryskamp
on 03/10/97) CCAP (kz) [Entry date 03/13/97]

3/12/97 37 NOTICE of Filing Stipulations for Substitution of Counsel
in 97-8017-CIV-HURLEY and 97-8054-CIV-RYSKAMP by Muriel
Edelstein (kz) [Entry date 03/14/97]

3/25/97 38 Omnibus RESPONSE by U.S. Diagnostic Inc., Jeffrey A.
Goffman, Joseph A. Paul, Robert D. Burke to [29-1] motion
for Entry of Pretrial Order No. 1, [29-2] motion for
Consolidation and Coordination of All Actions, [25-1]
motion for Appointment of Lead Plaintiffs and Approval of
Co-Lead Counsel (kz) [Entry date 03/27/97]

3/25/97 38 MOTION by U.S. Diagnostic Inc., Jeffrey A. Goffman, Joseph
A. Paul, Robert D. Burke to extend time to Comply with
Local Rule 16.1 (kz) [Entry date 03/27/97]

4/1/97 39 REPLY by Muriel Edelstein to response to [29-2] motion for
Consolidation and Coordination of All Actions (kw)
[Entry date 04/04/97]

4/2/97 40 RESPONSE by Keith G. Greenberg to [38-1] motion to extend
time to Comply with Local Rule 16.1, [29-1] motion for of
Pretrial Order No. 1, [29-2] motion for Consolidation and
Coordination of All Actions, [25-1] motion for Appointment
of Lead Plaintiffs and Approval of Co-Lead Counsel (kz)
[Entry date 04/09/97]

4/15/97 41 Unopposed MOTION by U.S. Diagnostic Inc., Jeffrey A.
Goffman to extend time to serve Responses to Complaint (kz)
[Entry date 04/17/97]

4/17/97 42 ORDER granting [41-1] motion to extend time to serve Responses to Complaint reset answer due for 5/14/97 for Jeffrey A. Goffman, for U.S. Diagnostic Inc. (signed by Judge James C. Paine on 04/16/97) CCAP (kz) [Entry date 04/21/97]

4/21/97 43 MOTION by Keith G. Greenberg to extend time to Respond to Complaint (kz) [Entry date 04/24/97]

4/22/97 44 ORDER granting [43-1] motion to extend time to Respond to Complaint reset answer due for 5/14/97 for Keith G. Greenberg (signed by Judge Kenneth L. Ryskamp on 04/22/97) CCAP (kz) [Entry date 04/25/97]

5/14/97 45 MOTION by U.S. Diagnostic Inc., Jeffrey A. Goffman, Robert D. Burke to extend time to Serve Responses to Plaintiff's class action complaint (kz) [Entry date 05/16/97]

5/15/97 46 MOTION by Keith G. Greenberg to extend time to Respond to Complaint (kz) [Entry date 05/19/97]

5/16/97 47 ORDER granting [45-1] motion to extend time to Serve Responses to Plaintiff's class action complaint reset answer due for 6/16/97 for Robert D. Burke, for Jeffrey A. Goffman, for U.S. Diagnostic Inc. (signed by Judge Kenneth L. Ryskamp on 05/15/97) CCAP (kz) [Entry date 05/20/97]

5/16/97 48 ORDER granting [46-1] motion to extend time to Respond to Complaint reset answer due for 6/16/97 for Keith G. Greenberg (signed by Judge Kenneth L. Ryskamp on 05/15/97) CCAP (kz) [Entry date 05/20/97]

6/17/97 50 MOTION by U.S. Diagnostic Inc., Jeffrey A. Goffman, Robert D. Burke to extend time to Respond to Plaintiff's Complaint (kz) [Entry date 06/20/97]

6/19/97 49 MOTION by Keith G. Greenberg to extend time to respond to complaint (br)

6/23/97 51 ORDER granting [50-1] motion to extend time to Respond to Plaintiff's Complaint reset answer due for 7/17/97 for Robert D. Burke, for Jeffrey A. Goffman, for U.S. Diagnostic Inc. (signed by Judge Kenneth L. Ryskamp on 06/23/97) CCAP (kz) [Entry date 06/27/97]

6/23/97 52 ORDER granting [49-1] motion to extend time to respond to complaint reset answer due for 7/17/97 for Keith G. Greenberg (signed by Judge Kenneth L. Ryskamp on 06/23/97) CCAP (kz) [Entry date 06/27/97]

7/17/97 53 Agreed MOTION by U.S. Diagnostic Inc., Jeffrey A. Goffman, Robert D. Burke to extend time to Respond to the Complaint (kz) [Entry date 07/21/97]

7/21/97 54 ORDER granting [53-1] motion to extend time to Respond to the Complaint reset answer due for 8/18/97 for Robert D. Burke, for Jeffrey A. Goffman, for U.S. Diagnostic Inc. (signed by Judge Kenneth L. Ryskamp on 07/21/97) CCAP (kz) [Entry date 07/22/97]

7/21/97 55 MOTION by Keith G. Greenberg to extend time to Respond to Complaint (kz) [Entry date 07/22/97]

7/21/97 56 ORDER granting [55-1] motion to extend time to Respond to Complaint reset answer due for 8/18/97 for Keith G. Greenberg (signed by Judge Kenneth L. Ryskamp on 07/21/97) CCAP (kz) [Entry date 07/22/97]

8/21/97 57 Agreed MOTION by Robert D. Burke to extend time to Respond to Plaintiff's Class Action Complaint (kz) [Entry date 08/25/97]

8/28/97 58 ORDER granting [57-1] motion to extend time to Respond to Plaintiff's Class Action Complaint (signed by Judge Kenneth L. Ryskamp on 08/28/97) CCAP (kz) [Entry date 09/03/97]

8/29/97 59 NOTICE OF SETTLEMENT filed by Muriel Edelstein, U.S. Diagnostic Inc., Jeffrey A. Goffman, Joseph A. Paul, Robert D. Burke, Keith G. Greenberg (kz) [Entry date 09/03/97]

8/29/97 59 STIPULATED MOTION by Muriel Edelstein, U.S. Diagnostic Inc., Jeffrey A. Goffman, Joseph A. Paul, Robert D. Burke, Keith G. Greenberg to stay proceedings (kz) [Entry date 09/03/97]

12/30/97 60 ORDER upon [59-1] settlement notice dismissing case with prejudice (signed by Judge Kenneth L. Ryskamp on 12/30/97) CCAP (br) [Entry date 01/05/98]

12/30/97 -- Case closed (br) [Entry date 01/05/98]

6/2/98 61 NOTICE of change of firm name by attorney for Robert D. Burke (pa) [Entry date 06/05/98]

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