

U.S. District Court  
Northern District of Ohio  
(Cleveland)

CIVIL DOCKET FOR CASE #: 1:98-cv-00264-SO

Steiner v. Frankino, et al  
Assigned to: Judge Solomon Oliver, Jr  
Demand: \$0  
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 01/30/1998  
Jury Demand: Plaintiff  
Nature of Suit: 850  
Securities/Commodities  
Jurisdiction: Federal Question

**Plaintiff**

**William K Steiner**  
*On Behalf of Himself and all Others*  
*Similarly Situated*

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**Defendant**

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**Defendant**

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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
01/30/1998		FILING FEE: on 1/30/98 in the amount of \$ 150.00, receipt # 251371. (B,BA A) (Entered: 01/30/1998)
01/30/1998		ASSIGNMENT OF MAGISTRATE JUDGE pursuant to Local Rule 1:2.4, Assignment of Cases. In the event of referral this case will be referred to Mag. Judge Patricia A. Hemann . 1 pg (S,J) (Entered: 02/02/1998)
01/30/1998	1	COMPLAINT; jury demand ( Service: summons issd, magistrate consent form issd) ( 41 pgs) (S,J) (Entered: 02/02/1998)
01/30/1998	2	CIS filed by pltf. Recommended Track: complex. ( 1 pg) (S,J) (Entered: 02/02/1998)
02/04/1998	3	RETURN OF SERVICE executed by cert mail upon National Auto Credit on 2/2/98. (1 pg) (V,K) (Entered: 02/04/1998)
02/11/1998	4	ATTORNEY APPEARANCE on behalf of deft Davida S Howard by atty James J. Bartolozzi ( 2 pgs) (S,J) (Entered: 02/12/1998)
02/19/1998	5	MOTION & Stip by deft National Auto Credit to extend time to answer cmp ( 8 pgs) (S,J) (Entered: 02/23/1998)
02/23/1998		MARGINAL ENTRY ORDER granting motion of deft Natl Auto Credit Inc. to extend time to answer cmp until 4/20/98. [5-1] (issued on 2/23/98) Judge George W. White (S,J) (Entered: 02/23/1998)
03/04/1998	6	NOTICE OF WAIVER OF SUMMONS returned executed upon defendant Robert J Bronchetti on 2/26/98 ( 2 pgs) (S,R) (Entered: 03/06/1998)
03/20/1998	7	MOTION by plaintiff William K Steiner for attorney Robert I. Harwood, Jeffrey M. Haber and Frederick W. Gerkens, III to appear on behalf of the pltf and pltf class pro hac vice ( 3 pgs) (S,R) (Entered: 03/23/1998)
03/31/1998	8	MOTION by pltf to consolidate case 1:98cv264 with 1:98cv295, 1:98cv301,1:98cv356, 1:98cv375, 1:98cv406, 1:98cv419, 1:98cv431, 1:98cv457, 1:98cv462 & 1:98cv714 for all purposes w/memo in supp. ( 20 pgs) (S,J) (Entered: 04/01/1998)
03/31/1998	9	MOTION by pltf for appt of lead ptlfs & lead cnsl purs to sec 21D(a)(3) of Securities exchange Act of 1934 w/memo in supp. ( 27 pgs) (S,J) (Entered: 04/01/1998)
03/31/1998	10	DECLARATION by Robert I Harwood in supp of mot by pltf for appt of lead ptlfs & lead cnsl purs to sec 21D(a)(3) of Securities exchange Act of 1934 [9-1] ( 1 binder ) (S,J) (Entered: 04/01/1998)
04/06/1998		MARGINAL ENTRY ORDER granting motion for attys Robert I. Harwood, Jeffrey M. Haber and Frederick W. Gerkens, III to appear on behalf of the pltf and pltf class pro hac vice [7-1] (issued on 4/8/98) Judge George W. White (S,J) (Entered: 04/08/1998)
04/08/1998	11	RETURN OF SERVICE executed upon deft Davida S Howard on 4/6/98 by pers

		srv (2 pgs) (M,M) Modified on 04/09/1998 (Entered: 04/08/1998)
04/08/1998	12	MOTION by deft Davida S. Howard to extend time to answer cmp ( 13 pgs) (S,J) (Entered: 04/09/1998)
04/13/1998	13	SUBPOENAS returned. Issued on behalf of: pltf. Served on: Custodian of records, c/o Deloitte & Touche, through Joyce Ward on 3/31/98 & on Edward Marcus on 4/10/98. ( 2 pgs) (S,J) (Entered: 04/15/1998)
04/13/1998	14	CASE MANAGEMENT CONFERENCE scheduling order. case management conf set for 1:30 p.m. on 4/23/98 (issued on 4/13/98) ( 4 pgs) Judge George W. White (S,J) (Entered: 04/15/1998)
04/13/1998	15	RESPONSE by deft National Auto Credit to mot by pltf for appt of lead pltf's & lead cnsl purs to sec 21D(a)(3) of Securities exchange Act of 1934 [9-1] & to motion by pltf to consolidate case 1:98cv264 with 1:98cv295, 1:98cv301, 1:98cv356, 1:98cv375, 1:98cv406, 1:98cv419, 1:98cv431, 1:98cv457, 1:98cv462 & 1:98cv714 for all [8-1] (9 pgs) (S,J) Modified on 06/05/2001 (Entered: 04/16/1998)
04/17/1998	16	MOTION by pltf The Steiner Group to continue CMC ( 10 pgs) (M,J A A) (Entered: 04/17/1998)
04/17/1998	17	MEMORANDUM by pltf The Stein Group in opp to the Weiser Group's mn for appt of lead pltf's & lead cnsl [9-1] ( 14 pgs) (M,J A A) (Entered: 04/17/1998)
04/17/1998	18	DECLARATION by Robert I Harwood in opp to The Weiser Group's mtn for appt of lead pltf's & lead cnsl [9-1] ( 137 pgs) (M,J A A) (Entered: 04/17/1998)
04/17/1998	21	MOTION by non pty Weiser Group to supplement proposed lead pltf's & co-lead cnsl w/memo in supp ( 31 pgs) (S,J) (Entered: 04/21/1998)
04/20/1998	19	MOTION & Stipulation by deft National Auto Credit for ext of time until 6/4/98 to answer or otherwise plead ( 5 pgs) (H,D) (Entered: 04/20/1998)
04/20/1998	20	MOTION by deft National Auto Credit for attys David Axinn, Joseph Thompson Baio & James H. Bicks to appear pro hac vice ( 3 pgs) (S,J) (Entered: 04/21/1998)
04/23/1998	22	MOTION by non-pty Steiner Group to strike the mot of Weiser Group to suppl proposed lead pltf's & co-lead cnsl ( 19 pgs) (S,J) (Entered: 04/24/1998)
04/23/1998	23	MINUTES of proceedings: before Judge George W. White; stat call held on 4/23/98; mot to consol are gr; Weiser Group will file a brf in opp to the Steiner Group's mot to str by 5/4/98; the Steiner Group will file a rply by 5/10/98 . Court reporter: Cynthia Lee (1 pg) (S,J) Modified on 10/31/2002 (Entered: 04/27/1998)
04/23/1998		MARGINAL ENTRY ORDER denying motion by deft Davida S. Howard to extend time to answer cmp [12-1] (issued on 4/27/98) Judge George W. White (S,J) (Entered: 04/27/1998)
04/27/1998		MARGINAL ENTRY ORDER granting motion by deft National Auto Credit for ext of time until 6/4/98 to answer or otherwise plead [19-1] (issued on 4/28/98) Judge George W. White (S,J) (Entered: 04/28/1998)
04/27/1998		MARGINAL ENTRY ORDER: granting motion by deft National Auto Credit for attys David Axinn, Joseph Thompson Baio & James H. Bicks to appear pro hac

		vice [20-1] (issued on 4/27/98) Judge George W. White (S,J) (Entered: 04/28/1998)
04/27/1998	24	STIPULATION & MOTION by deft Robert Bronchetti to ext time to ans cmp ( 5 pgs) (S,J) (Entered: 04/28/1998)
04/28/1998	25	STIPULATION & MOTION by defts Davida Howard & National Auto Credit Inc. to extend time to ans or pld ( 6 pgs) (S,J) (Entered: 04/29/1998)
04/29/1998	26	NON-APPEAL TRANSCRIPT ORDER Court Reporter: Cynthia Lee; Judicial Officer: Judge White; Requested By: Mark B. Cohn; Date of Proc.: 4/23/98; Method of Payment: private funds; (1 pg) (S,J) (Entered: 04/30/1998)
05/01/1998		MARGINAL ENTRY ORDER granting motion by deft Robert Bronchetti to ext time to ans cmp until 5/27/98. [24-1] (issued on 5/5/98) Judge George W. White (S,J) (Entered: 05/05/1998)
05/01/1998		MARGINAL ENTRY ORDER granting motion by defts Davida Howard & National Auto Credit Inc. to extend time to ans or pld until 6/11/98. [25-1] (issued on 5/5/98) Judge George W. White (S,J) (Entered: 05/05/1998)
05/04/1998	27	DECLARATION by Sheldon L Albert in opp to motion by non pty Weiser Group to supplement proposed lead ptlfs & co-lead cnsl [21-1] ( 8 pgs) (S,J) (Entered: 05/05/1998)
05/04/1998	28	MEMORANDUM by non-pty Steiner Group in further supp of motion by non-pty Steiner Group to strike the mot of Weiser Group to suppl proposed lead ptlfs & co-lead cnsl [22-1] ( 14 pgs) (S,J) (Entered: 05/05/1998)
05/04/1998	29	DECLARATION by Robert I Harwood in futher supp of motion by non-pty Steiner Group to strike the mot of Weiser Group to suppl proposed lead ptlfs & co-lead cnsl [22-1] ( 41 pgs) (S,J) (Entered: 05/05/1998)
05/04/1998	30	SUPPLEMENTAL Memo by Weiser Group in supp of motion by Weiser Group for appt of lead ptlfs & lead cnsl purs to sec 21D(a)(3) of Securities exchange Act of 1934 [9-1] ( 12 pgs) (S,J) (Entered: 05/05/1998)
05/05/1998	31	MOTION by deft National Auto Credit to ext time to ans or pld ( 11 pgs) (S,J) (Entered: 05/06/1998)
05/06/1998	32	ORDER. The court's ord of 4/23/98 denying mot of deft Davida Howard to ans or pld is vacated. Said mot is granted. (issued on 5/6/98) (1 pg) Judge George W. White (S,J) (Entered: 05/07/1998)
05/14/1998	33	NOTICE by deft National Auto Credit of change of address for attys of lawfirm of Willkie Farr & Gallagher. ( 9 pgs) (S,J) (Entered: 05/15/1998)
05/14/1998	34	REPLY by Steiner Group in further supp of motion by pltf for appt of lead ptlfs & lead cnsl purs to sec 21D(a)(3) of Securities exchange Act of 1934 [9-1] & motion by non-pty Steiner Group to strike the mot of Weiser Group to suppl proposed lead ptlfs & co-lead cnsl [22-1] ( 50 pgs) (S,J) (Entered: 05/15/1998)
05/14/1998	35	REPLY by Weiser Group in further supp of motion by Weiser Group for appt of lead ptlfs & lead cnsl. [9-1] ( 65 pgs) (S,J) (Entered: 05/15/1998)
05/18/1998		MARGINAL ENTRY ORDER granting motion by deft National Auto Credit to ext

		time to ans or pld until 30 days after srv of cons class action cmp [31-1] (issued on 5/19/98) Judge George W. White (S,J) (Entered: 05/19/1998)
05/26/1998	36	ORDER: granting motion by pltf to consolidate case 1:98cv264 with 1:98cv295, 1:98cv301,1:98cv356, 1:98cv375, 1:98cv406, 1:98cv419, 1:98cv431, 1:98cv457, 1:98cv462 & 1:98cv714 for all purposes [8-1] (issued on 5/26/98) (1 pg) Judge George W. White (S,J) (Entered: 05/26/1998)
05/26/1998	37	STIPULATION AND MOTION by dft Robert Bronchetti for ext of time in which to answer or otherwise plead ( 6 pgs) (S,R) (Entered: 05/27/1998)
05/29/1998		MARGINAL ENTRY ORDER granting motion by dft Robert Bronchetti for ext of time in which to answer or otherwise plead until 6/26/98. [37-1] (issued on 6/3/98) Judge George W. White (S,J) (Entered: 06/03/1998)
06/03/1998		MARGINAL ENTRY ORDER granting motion by pltf The Steiner Group to continue CMC. [16-1] (issued on 6/4/98) Judge George W. White (S,J) (Entered: 06/04/1998)
06/23/1998	38	ATTORNEY APPEARANCE on behalf of defts Per E Hoel & Noah T Herndon in 1:98-cv-00264 by attys George L. McGaughey & Stephen A. Weiner. ( 2 pgs) (S,J) (Entered: 06/24/1998)
07/16/1998	39	ORDER granting motion by pltf for appt of lead pltf & lead cnsl purs to sec 21D(a)(3) of Securities exchange Act of 1934 [9-1]. Mot of Weiser Group for appt of lead pltf & approval of slection of lead cnsl is denied. granting motion by non-pty Steiner Group to strike the mot of Weiser Group to suppl proposed lead pltf & co-lead cnsl [22-1], striking motion by non pty Weiser Group to supplement proposed lead pltf & co-lead cnsl [21-1] (issued on 7/16/98) ( 13 pgs) Judge George W. White (S,J) (Entered: 07/20/1998)
07/27/1998	40	MAIL Returned (ord of 7/16/98) addressed to Stephen A. Weiner, attempted not known, unable to deliver. (S,J) (Entered: 07/27/1998)
08/19/1998	41	MOTION by the Weiser Group for reconsideration of 7/20/98 decision. (51 pgs) (V,K) (Entered: 08/19/1998)
09/04/1998	42	MEMORANDUM by lead pltf in 1:98-cv-00264 in opp to motion by the Weiser Group for reconsideration of 7/20/98 decision. [41-1] ( 15 pgs) (S,J) (Entered: 09/09/1998)
09/04/1998	43	DECLARATION by Robert I Harwood in 1:98-cv-00264 in opp to mot of Weiser Group for reconsideration of 7/20/98 decision. [41-1] [42-1] ( 76 pgs) (S,J) (Entered: 09/09/1998)
09/04/1998	44	CERTIFICATE by lead pltf in 1:98-cv-00264 of memo in opp to Weiser Group's mot for recon & decl of Robert I. Harwod in opp to Weiser Group's mot for recon. ( 8 pgs) (S,J) (Entered: 09/09/1998)
11/09/1998	45	ORDER: denying motion by the Weiser Group for reconsideration of 7/20/98 decision. [41-1] (issued on 11/9/98) ( 6 pgs) Judge George W. White (K,V) (Entered: 11/10/1998)
11/09/1998	46	STIPULATION and ORDER: by all partie that cases are consolidated and short

		caption of consol action shall be "In re: National Auto Credit Securities Litgation" and every case shall bear that caption. Lead plths shall srv defts a single, consol, amd class action cmp w/i 30 days of this entry. Deft have 45 days to ans or otherwise move. Plths have 30 days to oppose defts' mot to dismiss, deft have 15 days to reply. all disc is stayed until the date by which defts' must ans or resp, If at such time, deft move to dismiss consol amd class act cmp, then all disc shall continue to be stayed. (issued on 11/9/98) ( 7 pgs) Judge George W. White (K,V) (Entered: 11/10/1998)
12/09/1998	47	AMENDED COMPLAINT by plaintiffs [1-1] (63 pgs) (K,V) (Entered: 12/09/1998)
01/11/1999	48	MOTION by defendants, Noah T Herndon ,Per E Hoel for attorney Stephen A. Weiner to appear pro hac vice ( 3 pgs) (K,V) (Entered: 01/12/1999)
01/19/1999		MARGINAL ENTRY ORDER: granting dfts Hoel and Herndon's mtn for atty Stephen A. Weiner to appear pro hac vice [48-1] (issued on 1/20/99) Judge George W. White (M,EJ) (Entered: 01/20/1999)
02/01/1999	49	MOTION by deft Robert J Bronchetti to dismiss plths' amd & consolidated class action cmp ( 39 pgs) (E,P) (Entered: 02/01/1999)
02/01/1999	50	MOTION by deft Davida S Howard to dismiss amd class action cmp ( 11 pgs) (E,P) (Entered: 02/01/1999)
02/01/1999	51	MOTION by deft Same J Frankino in 1:98cv264 to dismiss w/memo in supp. ( 7 pgs) (B,B) (Entered: 02/02/1999)
02/01/1999	52	MOTION by deft National Auto Credit in 1:98cv264 to dismiss the consolidated amd class action complt w/memo in supp. ( 90 pgs) (B,B) (Entered: 02/02/1999)
02/01/1999	53	MOTION by deft Per E Hoel in 1:98cv264 to dismiss consolidated amd class action complt w/memo in supp. ( 25 pgs) (B,B) (Entered: 02/02/1999)
02/01/1999	54	AFFIDAVIT of Stephen A. Weiner in supp of deft Per E Hoel's mot in 1:98cv264 to dismiss consolidated amd class action complt [53-1] ( 50 pgs) (B,B) (Entered: 02/02/1999)
02/02/1999	55	STIPULATION and ORDER granting ext of time of parties until 2/1/99 to ans move or pld to consolidated class action cmp (issued on 2/2/99) ( 2 pgs) Judge George W. White (E,P) (Entered: 02/03/1999)
02/08/1999	56	MOTION by plths for class certification purs to Rule 23 of FRCP ( 24pgs+13exh pgs) (S,R) (Entered: 02/09/1999)
02/08/1999	57	NOTICE by plth(s) in ea case 1:98-cv-00264, 1:98-cv-00295, 1:98-cv-00301, 1:98-cv-00356, 1:98-cv-00375, 1:98-cv-00406, 1:98-cv-00419, 1:98-cv-00431, 1:98-cv-00457, 1:98-cv-00462, 1:98-cv-00714 of change of address for the law firm of Bernstein Liebhard & Lifshitz ( 10 pgs) (M,EJ) (Entered: 02/09/1999)
02/08/1999	58	ORDER purs to General Order 99-18 this case has been randomly reassigned and is transferred to the docket of Judge Solomon Oliver Jr. (issd 2/10/99) (1 pg) Judge George W. White (V,K) (Entered: 02/10/1999)
03/04/1999	59	STIPULATION and ORDER granting: all defts until 3/12/99 to oppose plth's mot

		for class certification. ( 3 pgs) Judge Solomon Oliver Jr. (B,B) (Entered: 03/04/1999)
03/23/1999	60	STIPULATION and ORDER granting: all defts an ext of time until 4/5/99 to oppose pltfs' mot for class certification. (issued on 3/23/99) ( 2 pgs) Judge Solomon Oliver Jr. (Req for ext should be by mot) (B,B) Modified on 03/24/1999 (Entered: 03/24/1999)
03/23/1999	61	STIPULATION and ORDER granting: pltfs an additional 21 days to respond to the various mots to dismiss filed by defts. (issued on 3/23/99) ( 2 pgs) Judge Solomon Oliver Jr. (Request for ext should be by mot) (B,B) (Entered: 03/24/1999)
03/23/1999	62	MOTION by pltf in 1:98cv264 for lv to exceed page limitation. ( 3 pgs) (B,B) (Entered: 03/24/1999)
03/29/1999	63	BRIEF by pltf in 1:98-cv-00264 in opposition to defts' mtns to dismiss [50-1] [49-1] [53-1] [52-1] [51-1] ( 75 pgs) (M,EJ) (Entered: 03/30/1999)
03/29/1999	64	COMPENDIUM of unpublished authority by pltf in 1:98-cv-00264 re memorandum [63-1] ( 30 exh, 307 pgs) (M,EJ) (Entered: 03/30/1999)
04/01/1999	65	MEMORANDUM by deft National Auto Credit in 1:98-cv-00264 in opp to mot by pltfs for class certification purs to Rule 23 of FRCP [56-1] (9 pgs) (W,J) (Entered: 04/01/1999)
04/05/1999	66	MEMORANDUM by dft Davida S Howard in 1:98-cv-00264 in oppos to pltfs mtn for class certification [56-1] ( 2 pgs) (M,EJ) (Entered: 04/06/1999)
04/05/1999	67	MEMORANDUM by dft Robert J Bronchetti in 1:98-cv-00264 in oppos to pltfs mtn for class certification [56-1] ( 2 pgs) (M,EJ) (Entered: 04/06/1999)
04/05/1999	68	MEMORANDUM by dft Sam J Frankino in 1:98-cv-00264 in oppos to pltfs mtn for class certification [56-1] ( 11 pgs) (M,EJ) (Entered: 04/06/1999)
04/06/1999	69	MEMORANDUM by deft Per E Hoel in 1:98-cv-00264 in opp to mot by lead pltfs for class certification purs to Rule 23 of FRCP [56-1] (3 pgs) (W,J) (Entered: 04/06/1999)
04/12/1999	70	MOTION by defts for an ext of time until 5/11/99 to reply to pltfs' brf in opp to defts' mtns to dismiss the consolidated amd cmp ( 3 pgs) (E,P) (Entered: 04/12/1999)
04/15/1999	71	REPLY by plaintiff to response to motion by pltfs for class certification purs to Rule 23 of FRCP [56-1] ( 31 pgs) (K,V) (Entered: 04/15/1999)
04/15/1999		MARGINAL ENTRY ORDER granting mot by pltf in 1:98cv264 for lv to exceed page limitation [62-1]. (issd 4/16/99) Judge Solomon Oliver Jr. (V,K) (Entered: 04/16/1999)
04/27/1999		MARGINAL ENTRY ORDER granting mot by defts for an ext of time until 5/11/99 to reply to pltfs' brf in opp to defts' mots to dismiss the consolidated amd cmp [70-1]. (issd 4/27/99) Judge Solomon Oliver Jr. (V,K) (Entered: 04/27/1999)
05/10/1999	72	UNOPPOSED MOTION by defts for ext of time until 6/1/99 to rply to brief in opp to motion to dismiss ( 4 pgs) (S,R) (Entered: 05/11/1999)

05/13/1999	73	SUGGESTION OF DEATH of defendant Noah T Herndon in 1:98cv264. ( 2 pgs) (K,V) (Entered: 05/14/1999)
05/21/1999		MARGINAL ENTRY ORDER: granting motion by dfts for ext of time until 6/1/99 to rply to brief in opp to motion to dismiss [72-1] (issued on 5/25/99) Judge Solomon Oliver Jr. (K,V) (Entered: 05/25/1999)
06/01/1999	74	REPLY by defendant Per E Hoel to response to motion by deft to dismiss consolidated amd class action complt [53-1] ( 7 pgs) (K,V) (Entered: 06/01/1999)
06/01/1999	75	REPLY by defendant Robert J Bronchetti to response to motion by deft Robert J Bronchetti to dismiss pltf's amd & consolidated class action cmp [49-1] ( 32 pgs) (K,V) (Entered: 06/01/1999)
06/01/1999	76	REPLY by defendant Davida S Howard to response to motion to dismiss amd class action cmp [50-1] ( 17 pgs) (K,V) (Entered: 06/02/1999)
06/01/1999	77	REPLY by defendant Sam J Frankino to response to motion to dismiss [51-1] ( 2 pgs) (K,V) (Entered: 06/02/1999)
06/01/1999	78	REPLY by defendant National Auto Credit to response to motion to dismiss the consolidated amd class action complt [52-1] ( 20 pgs) (K,V) (Entered: 06/02/1999)
07/14/1999	79	SUPPLEMENTAL MEMORANDUM OF AUTHORITY by dft Robert J Bronchetti in 1:98-cv-00264 to his mtn to dismiss pltf's amd & consolidated class action cmp [49-1] ( 2 pgs 20 exh pgs) (M,EJ) (Entered: 07/15/1999)
07/26/1999	80	ORDER: Case referred to Mag. Judge Patricia A. Hemann to supervise all pretrial matters & prepare a report & recommendation on pending mot. (issued) ( 1 pg) Judge Solomon Oliver Jr. [EOD Date: 7/27/99] (B,B) (Entered: 07/27/1999)
08/02/1999	81	RESPONSE by pltf in 1:98cv264 to Bronchetti's suppl memo of authority [79-1] [79-1] (12 pgs+ exh) (K,V) Modified on 10/31/2002 (Entered: 08/03/1999)
08/09/1999	82	MOTION by defendant Robert J Bronchetti to strike pltf's resp to suppl memo of authority of Bronchetti ( 3 pgs) (K,V) (Entered: 08/10/1999)
08/18/1999	83	MOTION by defendant Noah T Herndon in 1:98-cv-00264 to dismiss w/memo in support ( 9 pgs) (K,V) (Entered: 08/18/1999)
08/26/1999	84	MEMORANDUM by pltf in 1:98cv264 in opposition to mot to strike pltf's resp to suppl memo of authority of Bronchetti [82-1] (20 pgs) (K,V) Modified on 10/31/2002 (Entered: 08/26/1999)
10/12/1999	85	REPORT AND RECOMMENDATION the magistrate judge recommends that the court grant all motions to dismiss and overrule the motion to strike as moot [50-1], [49-1], [53-1], [83-1], [82-1] (issued on 10/12/99) ( 38 pgs) Mag. Judge Patricia A. Hemann [EOD Date: ] (W,Gloria) Modified on 10/21/1999 (Entered: 10/21/1999)
10/15/1999	86	MOTION by pltf in 98cv264 for lv file a brief in excess of page limitation. (5 pgs) (V,K) (Entered: 10/15/1999)
10/20/1999	87	ORDER terminating case referral. (issued on 10/20/99) ( 1 pg) Mag. Judge Patricia A. Hemann [EOD Date: 10/21/99] (W,Gloria) (Entered: 10/21/1999)

10/21/1999		MARGINAL ENTRY ORDER: granting motion by pltf in 98cv264 for lv file a brief in excess of page limitation. [86-1] (issued on 10/21/99) Judge Solomon Oliver Jr. [EOD Date: 10/21/99] (K,V) (Entered: 10/21/1999)
10/26/1999	88	OBJECTIONS by pltf in 1:98cv264 to R&R [85-1] (31 pgs+ exh) (K,V) Modified on 10/31/2002 (Entered: 10/27/1999)
10/26/1999	88	AND MOTION by plaintiff for leave to amd cmp (K,V) (Entered: 10/27/1999)
11/12/1999	89	RESPONSE by dft Robert J Bronchetti to pltf's obj to R&R [88-1] (2 pgs) (K,V) Modified on 10/31/2002 (Entered: 11/15/1999)
11/12/1999	90	MEMORANDUM by dft National Auto Credit in opposition to obj of pltf's [88-1] to R&R [85-1] (29 pgs) (K,V) Modified on 10/31/2002 (Entered: 11/15/1999)
11/12/1999	91	RESPONSE by dft Per E Hoel pltf's obj [88-1] to R&R (5 pgs) (K,V) Modified on 10/31/2002 (Entered: 11/15/1999)
11/15/1999	92	MEMORANDUM by defendant Sam J Frankino in opposition to pltf's objections to report & recommendation motion [85-1] ( 2 pgs) (K,V) (Entered: 11/16/1999)
11/16/1999	93	MEMORANDUM of law by dft Davida S Howard in opposition to objs to the R&R [88-1] (3 pgs) (S,R) Modified on 10/31/2002 (Entered: 11/16/1999)
01/03/2000	94	ORDER: ptys' will advise the ct of the progress of the mediation by 2/15/00; Ct defers its decision on the R&R until shortly after that time (issued on 1/3/00) (1 pg) Judge Solomon Oliver Jr. [EOD Date: 1/5/00] (S,R) (Entered: 01/05/2000)
03/20/2000	95	NOTICE OF ATTORNEY SUBSTITUTION: terminating attys Pete C. Elliott, Stefan D. Williger, Barbara F. Yaksic, Mark A. Phillips of Benesch, Friedlander and Joseph T. Baio of Willkie Farr & Gallagher as counsel for dft Natl Auto Credit, Inc and substituting attys Leonard J. Marsico, Charles R. Olsavsky Jr., Wendy West Feinstein of Doepken Keevican & Weiss ( 6 pgs) (M,EJ) (Entered: 03/21/2000)
07/31/2000	96	MOTION by pltf and dft National Auto Credit for order for prelinary approval of proposed settlement (64 pgs) (K,V) Modified on 10/31/2002 (Entered: 08/01/2000)
07/31/2000	97	MEMORANDUM by National Auto Credit in 1:98cv264, William K Steiner in 1:98cv264 in support of motion for order for prelinary approval of proposed settlement [96-1] (64 pgs) (K,V) Modified on 10/31/2002 (Entered: 08/01/2000)
08/15/2000	98	NOTICE ORDER: settlement hrg set for 3:00 p.m. on 11/14/00 Three days before the hrg, pltf's counsel is to file afdt setting forth actions taken to comply w/the notice requirements set forth in this order, members of the Class who wish to be excluded, obj to the proposed settlement or appear at the hrg must file a written req or obj by 4:00 p.m. on 10/31/00, pltf's lead counsel is to designate a Claims Administrator, a properly executed Proof of Claim is due by 1/15/01, the Ct reserves the right to adjourn the settlement hrg from time to time w/o further notice & to approve the Stipulation & to consider pltf's counsel's req for attys' fees & reimbursement expenses as provided for in the Stipulation or after the settlement hrg, if the settlement shall not be approved or consummated for any reason whatsoever, the settlement & all proceedings had in connection therewith shall be w/o prej to the status quo ante rights of the ptys to the action, except as set forth in

		the Stipulation, any person who fails to obj in the manner & by the date required shall be deemed to have waived any obj & shall be forever barred from raising such objs in this or any other action or proceeding, NAC is required to provide pltfs' counsel w/in 7 days of the entry of this Order w/all available requested records of its transfer agent (including computer data) necessary to notify members of the Class of the settlement. (issued on 8/15/00) ( 8 pgs) Judge Solomon Oliver Jr. [EOD Date: 8/16/00] (B,B) (Entered: 08/16/2000)
08/16/2000		MARGINAL ENTRY ORDER: finding the motion by deft Robert J Bronchetti to dismiss pltfs' amd & consolidated class action cmp [49-1] moot (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/16/2000		MARGINAL ENTRY ORDER: finding the motion by deft Same J Frankino in 1:98cv264 to dismiss [51-1] moot (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/16/2000		MARGINAL ENTRY ORDER: finding the motion by deft National Auto Credit in 1:98cv264 to dismiss the consolidated amd class action complt [52-1] moot (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/16/2000		MARGINAL ENTRY ORDER: finding the motion by deft Per E Hoel in 1:98cv264 to dismiss consolidated amd class action complt [53-1] moot (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/16/2000		MARGINAL ENTRY ORDER: finding the motion to strike pltfs' resp to supplement memo of authority of Bronchetti [82-1] moot (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/16/2000		MARGINAL ENTRY ORDER: granting motion to dismiss as to deceased deft Noah T. Herndon [83-1] (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/16/2000		MARGINAL ENTRY ORDER: finding pltfs' motion for leave to amend cmp [88-1] moot (issued on 8/17/00) Judge Solomon Oliver Jr. [EOD Date: 8/17/00] (S,R) (Entered: 08/17/2000)
08/18/2000		MARGINAL ENTRY ORDER: granting preliminary motion by pltfs for class certification pursuant to Rule 23 of FRCP [56-1], subject to final approval pursuant to the terms of the ntc order dated 8/15/00, doc no. 98 (issued on 8/21/00) Judge Solomon Oliver Jr. [EOD Date: 8/21/00] (S,R) (Entered: 08/21/2000)
08/21/2000		MARGINAL ENTRY ORDER: finding the motion by deft Davida S Howard to dismiss amd class action cmp [50-1] moot (issued on 8/23/00) Judge Solomon Oliver Jr. [EOD Date: 8/23/00] (S,R) (Entered: 08/23/2000)
11/07/2000	99	MEMORANDUM by plaintiffs in support of final approval of proposed settlement ( 1 volume) (K,V) (Entered: 11/07/2000)
11/07/2000	99	AND MOTION by pltfs' for attorney fees and reimbursement of expenses ( vo pgs) (K,V) (Entered: 11/07/2000)
11/07/2000	100	APPENDIX by pltfs re memorandum in support [99-1] ( 1 volume) (K,V) (Entered: 11/07/2000)

		11/07/2000)
11/07/2000	101	AFFIDAVIT of Robert I. Harwood regarding memorandum in support of proposed settlement and application of fees and expenses [99-1] ( 1 volume) (K,V) (Entered: 11/07/2000)
11/13/2000	102	HEARING BRIEF by National Auto Credit in 1:98-cv-00264. (21 pgs) (V,K) (Entered: 11/14/2000)
11/28/2000	103	JUDGMENT: that case is settled and dismissed and is certified as a Class Action for purposes of settlement only re: all persons who purchased National Auto Credit common stock from 3/6/97 - 1/27/98 excluded person apply. Ct will retain juris over this matter. Pltfs cnsl are awarded atty fees \$1,975,000, and reimbursement exp of \$158,684,88. Dismissing case (1:98cv406, 1:98cv375, 1:98cv356, 1:98cv301, 1:98cv462, 1:98cv295, 1:98cv419, 1:98cv431, 1:98cv457 & 1:98cv714) (issd 11/28/00) (6 pgs) Judge Solomon Oliver Jr. [EOD Date: 11/29/00] (K,V) Modified on 10/31/2002 (Entered: 11/29/2000)
02/15/2002	104	POST-JUDGMENT MOTION plaintiffs for entry of an order directing distribution of the net settlement fund (2pgs) (S,R) (Entered: 02/19/2002)
02/15/2002	105	AFFIDAVIT of Robert I. Harwood in support of the entry of an order directing distribution of the net settlement fund (2pgs) [104-1] (4pgs+exh) (S,R) (Entered: 02/19/2002)
10/03/2002	106	ORDER granting pltfs' mtn for entry of an order directing distribution of the net settlement fund (2pgs) [104-1]; Berdon shall be paid \$48,613.31; the Net Settlement Fund shall be distributed as soon as reasonably possible in accordance w/the Final Order & each Class Member shall receive his/her/its pro rata share, etc. (issued) ( 4 pgs) Judge Solomon Oliver Jr. [EOD Date: 10/7/02] (M,J A A) (Entered: 10/07/2002)

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