

U.S. District Court
Northern District of California (Oakland)
CIVIL DOCKET FOR CASE #: 97-CV-1622

Wininger, et al v. SI Management L.P., et al

Filed: 05/01/97
Assigned to: Judge Claudia Wilken
Jury demand: Defendant
Referred to: Mag. Judge Maria-Elena James
Demand: \$0,000
Nature of Suit: 850
Lead Docket: None
Jurisdiction: Federal Question
Dkt# in other court: None
Cause: 15:78m(a) Securities Exchange Act

DWIGHT E. WININGER, on behalf
of himself and all others
similarly situated
Plaintiff

Robert W. Mills
[COR LD NTC]
Alex J. Luchenitser
[COR LD NTC]
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CHARLENE E. SUTHERLAND
Plaintiff

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Victor M. Ortiz de-Montellano
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Alex J. Luchenitser
(See above)

[COR LD NTC]

Gilmur R. Murray
[COR NTC]
Derek G. Howard
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Oakland, CA 94612
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GARY T. CHARLEBOIS
Plaintiff

Alex J. Luchenitser
(See above)
[COR LD NTC]

Gilmur R. Murray
(See above)
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Derek G. Howard
(See above)
[COR NTC]

JOEL M. BOYDEN
Intervenor

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Charles M. Kagay
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M. FRANCES DONOVAN
Intervenor

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CHARLES F. ODENBACH
Intervenor

William H. Bode
(See above)
[COR LD NTC]

Charles M. Kagay
(See above)
[COR LD NTC]

PEDRO P. PONCE
Intervenor

William H. Bode
(See above)

[COR LD NTC]

Charles M. Kagay
(See above)
[COR LD NTC]

RANDY PRICE
Intervenor

William H. Bode
(See above)
[COR LD NTC]

Charles M. Kagay
(See above)
[COR LD NTC]

JOHN PULLEN
Intervenor

William H. Bode
(See above)
[COR LD NTC]

Charles M. Kagay
(See above)
[COR LD NTC]

GREGORY STOIA
Intervenor

William H. Bode
(See above)
[COR LD NTC]

Charles M. Kagay
(See above)
[COR LD NTC]

v.

SI MANAGEMENT L.P., a limited
partnership
defendant

George H. Brown
[COR LD NTC]
Heller Ehrman White & McAuliffe
275 Middlefield Rd
Menlo Park, CA 94025
(650)324-7000

Bruce D. Angiolillo
[COR LD NTC]
John K. Kim

[COR LD NTC]
Simpson Thacher & Bartlett
425 Lexington Ave
New York, NY 10017-3909
(212)455-2000

SYNTHETIC MANAGEMENT, G.P.
aka
SI Management G.P.
defendant

George H. Brown
(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)
[COR LD NTC]
John K. Kim
(See above)
[COR LD NTC]

LEONARD CHILL

George H. Brown

defendant

(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)
[COR LD NTC]
John K. Kim
(See above)
[COR LD NTC]

JOHN P. BECKMAN
defendant

George H. Brown
(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)
[COR LD NTC]
John K. Kim
(See above)
[COR LD NTC]

W. WAYNE FREED
defendant

George H. Brown
(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)
[COR LD NTC]
John K. Kim
(See above)
[COR LD NTC]

RALPH KENNER
defendant

George H. Brown
(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)
[COR LD NTC]
John K. Kim
(See above)
[COR LD NTC]

W. GARDNER WRIGHT
defendant

George H. Brown
(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)
[COR LD NTC]
John K. Kim
(See above)
[COR LD NTC]

CHILL INVESTMENTS, INC., a
Delaware corporation
defendant

George H. Brown
(See above)
[COR LD NTC]

Bruce D. Angiolillo
(See above)

	[COR LD NTC] John K. Kim (See above) [COR LD NTC]
BECKMAN INVESTMENTS, INC., a Delaware corporation defendant	George H. Brown (See above) [COR LD NTC] Bruce D. Angiolillo (See above) [COR LD NTC] John K. Kim (See above) [COR LD NTC]
FREED INVESTMENTS, INC., a Delaware corporation defendant	George H. Brown (See above) [COR LD NTC] Bruce D. Angiolillo (See above) [COR LD NTC] John K. Kim (See above) [COR LD NTC]
KENNER INVESTMENTS, INC., a Delaware corporation defendant	George H. Brown (See above) [COR LD NTC] Bruce D. Angiolillo (See above) [COR LD NTC] John K. Kim (See above) [COR LD NTC]
WRIGHT INVESTMENTS, INC., a Delaware corporation defendant	George H. Brown (See above) [COR LD NTC] Bruce D. Angiolillo (See above) [COR LD NTC] John K. Kim (See above) [COR LD NTC]
SYNTHETIC INDUSTRIES, LP defendant	
JOSEPH F. DANA defendant	
LEE J. SEIDLER defendant	
WILLIAM J. SHORTT defendant	

ROBERT L. VOIGT
defendant

FREDERICK S. WYLE, Liquidating
Trustee
Trustee

James L. Lopes
[COR LD NTC]
Howard Rice Nemerovski Canady
Falk & Rabin
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(415) 434-1600

v.

MADISON LIQUIDITY INVESTORS
104, LLC
Miscellaneous

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ROBERT W. MILLS
Miscellaneous

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SMITH KATZENSTEIN & FURLOW LLP
Miscellaneous

Jonathan R. Bass
(See above)
[COR LD NTC]

DOCKET PROCEEDINGS

DATE	#	DOCKET ENTRY
5/1/97	1	COMPLAINT: Summons(es) issued; Fee status pd entered on 5/1/97 in the amount of \$ 150.00 (Receipt No. 127356) [4:97-cv-01622] (cp) [Entry date 05/06/97]
5/1/97	2	ORDER RE COURT PROCEDURE and SCHEDULE by Judge Claudia

Wilken : Proof of service to be filed by 6/16/97 ;
counsels' case management statement to be filed by 8/26/97 ;
initial case management conference will be held 1:30
9/5/97 . (cc: all counsel) (cp) [Entry date 05/06/97]

- 5/7/97 3 CERTIFICATION of Gilmur R. Murray complying with Civil L.R. 3-7A(d) by Plaintiff Dwight E. Wininger [4:97-cv-01622] (cp) [Entry date 05/12/97]
- 5/7/97 4 CERTIFICATION OF Derek G. Howard complying with Civil L.R. 3-7A(d) by Plaintiff Dwight E. Wininger [4:97-cv-01622] (cp) [Entry date 05/12/97]
- 5/7/97 5 CERTIFICATION OF ALEX J. LUCHENITSER complying with Civil L.R. 3-7A(d) by Plaintiff Dwight E. Wininger [4:97-cv-01622] (cp) [Entry date 05/12/97]
- 5/7/97 6 CERTIFICATION OF ROBERT W. MILLS complying with Civil L.R. 3-7A(d) by Plaintiff Dwight E. Wininger [4:97-cv-01622] (cp) [Entry date 05/12/97]
- 5/22/97 7 MOTION before Judge Claudia Wilken by Plaintiff Dwight E. Wininger for preliminary injunction with Notice set for 6/27/97 at 10:30am [4:97-cv-01622] (cp) [Entry date 05/23/97]
- 5/22/97 8 MEMORANDUM by Plaintiff Dwight E. Wininger in support of motion for preliminary injunction [7-1] [4:97-cv-01622] (cp) [Entry date 05/23/97]
- 5/22/97 9 DECLARATION by Dwight E. Wininger on behalf of Plaintiff re motion for preliminary injunction [7-1] [4:97-cv-01622] (cp) [Entry date 05/23/97]
- 5/22/97 10 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Wininger re motion for preliminary injunction [7-1] [4:97-cv-01622] (cp) [Entry date 05/23/97]
- 5/27/97 11 STIPULATION and ORDER by Judge Claudia Wilken : extending time to file response to the complaint until 6/3/97 (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 05/29/97]
- 5/28/97 12 RETURN OF SERVICE executed upon defendant SI Management L.P., defendant Synthetic Management, defendant Chill Investments, defendant Leonard Chill, defendant Beckman Investments, defendant John P. Beckman, defendant Freed Investments, defendant W. Wayne Freed, defendant Kenner Investments, defendant Ralph Kenner, defendant Wright Investments on 5/6/97 on 5/5/97 [4:97-cv-01622] (cp) [Entry date 05/29/97]

6/2/97 13 PROOF OF SERVICE by defendant of order [11-2]
[4:97-cv-01622] (cp) [Entry date 06/04/97]

6/3/97 17 STIPULATION and ORDER by Judge Claudia Wilken : extending
time to respond to the complaint to 6/26/97 (cc: all
counsel) [4:97-cv-01622] (cp) [Entry date 06/06/97]

6/4/97 14 EX-PARTE APPLICATION before Judge Claudia Wilken by
defendant to modify briefing schedule on motion for
preliminary injunction [4:97-cv-01622] (cp)
[Entry date 06/05/97]

6/4/97 15 DECLARATION by George H. Brown on behalf of defendant re
motion to modify briefing schedule on motion for
preliminary injunction [14-1] [4:97-cv-01622] (cp)
[Entry date 06/05/97]

6/4/97 16 PROOF OF SERVICE by defendant of declaration [15-1], motion
to modify briefing schedule on motion for preliminary
injunction [14-1] [4:97-cv-01622] (cp) [Entry date 06/05/97]

6/5/97 18 OPPOSITION by Plaintiff to motion to modify briefing
schedule on motion for preliminary injunction [14-1]
[4:97-cv-01622] (mh) [Entry date 06/09/97]

6/5/97 19 ORDER by Judge Claudia Wilken granting defendant's motion
to modify briefing schedule on motion for preliminary
injunction [14-1] Plaintiff's motion for a preliminary
injunction will be heard by 7/25/97 (Date Entered: 6/9/97)
(cc: all counsel) [4:97-cv-01622] (mh)
[Entry date 06/09/97]

6/6/97 20 PROOF OF SERVICE by defendant of the stipulation & order
extending time to respond to the complaint [4:97-cv-01622]
(mh) [Entry date 06/09/97]

6/9/97 22 PROOF OF SERVICE by Plaintiff Dwight E. Winger of
memorandum [8-1], motion for preliminary injunction [7-1]
[4:97-cv-01622] (cp) [Entry date 06/12/97]

6/10/97 21 PROOF OF SERVICE by defendant of the order granting the ex
parte application to modify briefing schedule
[4:97-cv-01622] (mh)

6/12/97 23 MOTION before Judge Claudia Wilken by defendant for
attorney, John K. Kim, to appear pro hac vice
[4:97-cv-01622] (cp) [Entry date 06/16/97]

6/12/97 24 MOTION before Judge Claudia Wilken by defendant for

attorney, Bruce D. Angiolillo, to appear pro hac vice
[4:97-cv-01622] (cp) [Entry date 06/16/97]

6/12/97 25 PROOF OF SERVICE by defendant of motion for attorney, Bruce
D. Angiolillo, to appear pro hac vice [24-1], motion for
attorney, John K. Kim, to appear pro hac vice [23-1]
[4:97-cv-01622] (cp) [Entry date 06/16/97]

6/17/97 26 ORDER by Judge Claudia Wilken granting motion for
attorney, Bruce D. Angiolillo, to appear pro hac vice
[24-1] (Date Entered: 6/18/97) (cc: all counsel)
[4:97-cv-01622] (cp) [Entry date 06/18/97]

6/17/97 27 ORDER by Judge Claudia Wilken granting motion for
attorney, John K. Kim, to appear pro hac vice [23-1] (Date
Entered: 6/18/97) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 06/18/97]

6/26/97 28 ANSWER by defendants to complaint [1-1] [4:97-cv-01622]
(cp) [Entry date 06/30/97]

6/26/97 29 PROOF OF SERVICE by defendant of order [27-1], order [26-1]
[4:97-cv-01622] (cp) [Entry date 06/30/97]

7/3/97 30 MEMORANDUM by defendant in opposition to motion for
preliminary injunction [7-1] [4:97-cv-01622] (cp)
[Entry date 07/07/97]

7/3/97 31 DECLARATION by George H. Brown on behalf of defendants re
opposition memorandum [30-1] [4:97-cv-01622] (cp)
[Entry date 07/07/97]

7/3/97 32 PROOF OF SERVICE by defendant of declaration [31-1],
opposition memorandum [30-1] [4:97-cv-01622] (cp)
[Entry date 07/07/97]

7/11/97 33 REPLY by Plaintiff Dwight E. Wininger to motion for
preliminary injunction [7-1] [4:97-cv-01622] (cp)
[Entry date 07/14/97]

7/11/97 34 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff
Dwight E. Wininger re motion reply [33-1] [4:97-cv-01622]
(cp) [Entry date 07/14/97]

7/18/97 35 EX-PARTE APPLICATION before Judge Claudia Wilken by
defendant for leave to file a supplemental memorandum in
opposition to plaintiff's motion for preliminary injunction
[4:97-cv-01622] (cp) [Entry date 07/21/97]

7/18/97 36 PROOF OF SERVICE by defendant of motion for leave to file a supplemental memorandum in opposition to plaintiff's motion for preliminary injunction [35-1] [4:97-cv-01622] (cp) [Entry date 07/21/97]

7/18/97 37 MOTION with memorandum in support before Judge Claudia Wilken by Plaintiff Dwight E. Wininger to appoint Dwight E. Wininger lead plaintiff and the Mills Law Firm as class counsel [4:97-cv-01622] (cp) [Entry date 07/21/97]

7/18/97 38 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Wininger re motion to appoint Dwight E. Wininger lead plaintiff and the Mills Law Firm as class counsel [37-1] [4:97-cv-01622] (cp) [Entry date 07/21/97]

7/21/97 39 ORDER by Judge Claudia Wilken granting motion for leave to file a supplemental memorandum in opposition to plaintiff's motion for preliminary injunction [35-1] (Date Entered: 7/22/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 07/22/97]

7/21/97 40 SUPPLEMENTAL MEMORANDUM by defendant in opposition to motion for preliminary injunction [7-1] [4:97-cv-01622] (cp) [Entry date 07/22/97]

7/21/97 41 DECLARATION by George H. Brown on behalf of defendant re opposition memorandum [40-1] [4:97-cv-01622] (cp) [Entry date 07/22/97]

7/24/97 42 PROOF OF SERVICE by defendants of order [39-1] [4:97-cv-01622] (cp) [Entry date 07/25/97]

7/25/97 45 MINUTES: (C/R Carol Karen) denying motion for preliminary injunction [7-1]; defendants' opposition to motion to appoint lead counsel is due 8/1/97; plaintiff's reply is due 8/6/97; motion will be decided on papers [4:97-cv-01622] (cp) [Entry date 08/04/97]

7/28/97 43 MOTION before Judge Claudia Wilken by Plaintiff for attorney, Alex J. Luchenitser to appear pro hac vice [4:97-cv-01622] (cp) [Entry date 07/29/97]

7/29/97 44 ORDER by Judge Claudia Wilken granting motion for attorney, Alex J. Luchenitser to appear pro hac vice [43-1] (Date Entered: 7/31/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 07/31/97]

8/1/97 46 MEMORANDUM by defendant in opposition to motion to appoint Dwight E. Wininger lead plaintiff and the Mills Law Firm as class counsel [37-1] [4:97-cv-01622] (cp) [Entry date 08/05/97]

8/4/97 49 ORDER by Judge Claudia Wilken denying motion for preliminary injunction [7-1] (Date Entered: 8/8/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 08/08/97]

8/6/97 47 REPLY by Plaintiff Dwight E. Wininger to opposition to motion to appoint Dwight E. Wininger lead plaintiff and the Mills Law Firm as class counsel [37-1] [4:97-cv-01622] (cp) [Entry date 08/07/97]

8/6/97 48 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Wininger re motion reply [47-1] [4:97-cv-01622] (cp) [Entry date 08/07/97]

8/7/97 50 REPORTER'S TRANSCRIPT; Date of proceedings: 7/25/97 (C/R: Carol A. Karen) minutes [45-1] [4:97-cv-01622] (cp) [Entry date 08/08/97]

8/15/97 51 NOTICE OF APPEAL by Plaintiff Dwight E. Wininger from Dist. Court decision order [49-1] Fee status paid (receipt #803773) [4:97-cv-01622] (cp)

8/15/97 -- Docket fee notification form and case information sheet to USCA [51-1] [4:97-cv-01622] (cp)

8/15/97 -- Copy of notice of appeal and docket sheet to all counsel [4:97-cv-01622] (cp)

8/19/97 52 ORDER by Judge Claudia Wilken granting Plaintiff's motion to appoint Dwight E. Wininger lead plaintiff and the Mills Law Firm as class counsel [37-1] (Date Entered: 8/21/97) (cc: all counsel) [4:97-cv-01622] (mh) [Entry date 08/21/97]

8/22/97 53 TRANSCRIPT DESIGNATION and Ordering Form filed by Plaintiff Dwight E. Wininger for dates 7/25/97; C/R: Carol Karen; appeal [51-1] [4:97-cv-01622] (kc) [Entry date 08/25/97]

8/25/97 -- CERTIFICATE of Record mailed to USCA, counsel notified. [4:97-cv-01622] (kc)

8/25/97 -- NOTIFICATION by Circuit Court of Appellate Docket Number 97-16529 [4:97-cv-01622] (cp) [Entry date 08/26/97]

8/26/97 54 JOINT CASE MANAGEMENT STATEMENT and PROPOSED ORDER filed. [4:97-cv-01622] (cp) [Entry date 08/27/97]

8/27/97 55 NOTICE by defendants of intent to file expedited motion for

relief from initial case management scheduling order
[4:97-cv-01622] (cp)

9/5/97 57 MINUTES: (C/R Rosita Flores) INITIAL CASE MANAGEMENT CONFERENCE HELD. Further case management conference set for 1:30 10/31/97 Initial disclosure stayed until 10/31/97. [4:97-cv-01622] (kk) [Entry date 09/16/97]

9/11/97 56 CERTIFICATION of discussion of ADR options by Plaintiff Dwight E. Winger . [4:97-cv-01622] (cp) [Entry date 09/12/97]

9/19/97 58 MOTION with memorandum in support before Judge Claudia Wilken by Plaintiff Dwight E. Winger for partial summary judgment with Notice set for 10/24/97 at 10:00am [4:97-cv-01622] (cp) [Entry date 09/22/97]

9/19/97 59 STATEMENT of undisputed material facts by Plaintiff Dwight E. Winger in support of motion for partial summary judgment [58-1] [4:97-cv-01622] (cp) [Entry date 09/23/97]

9/19/97 60 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re motion for partial summary judgment [58-1] [4:97-cv-01622] (cp) [Entry date 09/23/97]

9/19/97 -- RECEIVED proposed order submitted by Plaintiff Dwight E. Winger re: [58-1] [4:97-cv-01622] (cp) [Entry date 09/23/97]

10/1/97 61 EX-PARTE APPLICATION before Judge Claudia Wilken by Plaintiff Dwight E. Winger to amend and supplement their complaint [4:97-cv-01622] (cp) [Entry date 10/02/97]

10/1/97 62 EX-PARTE APPLICATION before Judge Claudia Wilken by Plaintiff Dwight E. Winger for temporary restraining order, for preliminary injunction and expedited discovery [4:97-cv-01622] (cp) [Entry date 10/02/97]

10/1/97 63 MEMORANDUM by Plaintiff Dwight E. Winger in support of motion for temporary restraining order [62-1], of motion for preliminary injunction and expedited discovery [62-2] [4:97-cv-01622] (cp) [Entry date 10/02/97]

10/1/97 64 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re motion for temporary restraining order [62-1], re motion for preliminary injunction [62-2] [4:97-cv-01622] (cp) [Entry date 10/02/97]

10/3/97 65 MEMORANDUM by defendants in opposition to motion for partial summary judgment [58-1] [4:97-cv-01622] (cp)

[Entry date 10/08/97]

- 10/3/97 66 DECLARATION by George H. Brown on behalf of defendants re opposition memorandum [65-1] [4:97-cv-01622] (cp) [Entry date 10/08/97]
- 10/3/97 67 COUNTER-STATEMENT of genuine issues of material facts precluding partial summary judgment by defendants [4:97-cv-01622] (cp) [Entry date 10/08/97]
- 10/3/97 68 PROOF OF SERVICE by defendants of statement [67-1], declaration [66-1], opposition memorandum [65-1] [4:97-cv-01622] (cp) [Entry date 10/08/97]
- 10/6/97 69 MEMORANDUM by defendants in opposition to motion for temporary restraining order [62-1] [4:97-cv-01622] (cp) [Entry date 10/09/97]
- 10/6/97 70 DECLARATION by Bruce D. Angiolillo on behalf of defendants re opposition memorandum [69-1] [4:97-cv-01622] (cp) [Entry date 10/09/97]
- 10/6/97 71 PROOF OF SERVICE by defendants of declaration [70-1], opposition memorandum [69-1] [4:97-cv-01622] (cp) [Entry date 10/09/97]
- 10/10/97 72 REPLY by Plaintiff Dwight E. Winger to motion for partial summary judgment [58-1] [4:97-cv-01622] (cp) [Entry date 10/15/97]
- 10/14/97 73 CERTIFIED COPY of USCA Order: appellants motion for voluntary dismissal of this appeal is GRANTED [51-1] [4:97-cv-01622] (cp) [Entry date 10/15/97]
- 10/14/97 74 REPLY by Plaintiff Dwight E. Winger re motion for temporary restraining order [62-1], re motion for preliminary injunction and expedited discovery [62-2], re motion to amend and supplement their complaint [61-1] [4:97-cv-01622] (cp) [Entry date 10/15/97]
- 10/14/97 75 SUPPLEMENTAL DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re motion for temporary restraining order [62-1], re motion for preliminary injunction and expedited discovery [62-2] [4:97-cv-01622] (cp) [Entry date 10/15/97]
- 10/15/97 76 ORDER by Judge Claudia Wilken denying motion to amend and supplement their complaint [61-1] (Date Entered: 10/16/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 77 SUPPLEMENTAL BRIEF FILED by Plaintiff Dwight E. Winger re: redissemination of admittedly false and misleading proxy, in support of motion for temporary restraining order and preliminary injunction [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 78 DECLARATION by Dwight E. Winger on behalf of Plaintiff re brief [77-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 79 DECLARATION by Jeffrey Evans on behalf of Plaintiff Dwight E. Winger re brief [77-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 80 SUPPLEMENTAL DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re brief [77-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 81 EX-PARTE APPLICATION by Charlene Sutherland, Francis Conrad & Jeffrey Evans to intervene [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 82 DECLARATION by Charlene E. Sutherland re motion to intervene [81-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 83 DECLARATION by Francis Conrad re motion to intervene [81-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 84 DECLARATION by Jeffrey Evans re motion to intervene [81-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 85 DECLARATION by Therese M. Stewart re motion to intervene [81-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 86 MOTION by Intervention for permisson to file memorandum of point and authorities in support of ex parte motion to intervene which exceed page limitation [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 87 PROOF OF SERVICE of motion for permisson to file memorandum of point and authorities in support of ex parte motion to intervene which exceed page limitation [86-1], declaration [85-1], declaration [84-1], declaration [83-1], declaration [82-1], motion to intervene [81-1] [4:97-cv-01622] (cp) [Entry date 10/16/97]

10/15/97 92 EX-PARTE APPLICATION by Intervenors for temporary restraining order and order to show cause [4:97-cv-01622] (cp) [Entry date 10/23/97]

10/15/97 -- Docket Modification (Administrative) to motion to intervene [81-1] referring to Judge Claudia Wilken the motion to intervene [81-1] [4:97-cv-01622] (kk) [Entry date 02/05/98]

10/17/97 88 APPENDIX of SEC releases filed by Plaintiff Dwight E. Winger re motion for temporary restraining order [62-1], re motion for preliminary injunction [62-2] [4:97-cv-01622] (cp) [Entry date 10/20/97]

10/17/97 89 SUPPLEMENTAL BRIEF FILED by Plaintiff Dwight E. Winger re: defedants' new disclosure violations and violations of limited partnership roll-up reform act, in support of motion for temporary restraining order [62-1], regarding motion for preliminary injunction and expedited discovery [62-2] [4:97-cv-01622] (cp) [Entry date 10/20/97]

10/17/97 90 SECOND SUPPLEMENTAL DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re motion for temporary restraining order [62-1], re motion for preliminary injunction [62-2] [4:97-cv-01622] (cp) [Entry date 10/20/97]

10/17/97 91 DECLARATION by Jeffrey Evans on behalf of Plaintiff Dwight E. Winger re brief [77-1] [4:97-cv-01622] (cp) [Entry date 10/20/97]

10/20/97 93 ORDER by Judge Claudia Wilken granting motion for permisson to file memorandum of poinst and authorities in support of ex parte motion to intervene which exceed page limitation [86-1] (Date Entered: 10/23/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/23/97]

10/20/97 94 MEMORANDUM by Intervenors in support of motion for temporary restraining order and order to show cause [92-1] [4:97-cv-01622] (cp) [Entry date 10/23/97]

10/21/97 95 NOTICE by Plaintiff Dwight E. Winger in NON-Opposition to motion to intervene [81-1] [4:97-cv-01622] (cp) [Entry date 10/23/97]

10/21/97 96 CASE MANAGEMENT STATEMENT filed by plaintiff [4:97-cv-01622] (cp) [Entry date 10/23/97]

10/21/97 97 SEPARATE CASE MANAGEMENT STATEMENT filed by defendants [4:97-cv-01622] (cp) [Entry date 10/23/97]

10/22/97 98 MOTION by Plaintiff Dwight E. Winger for attorney, Craig B. Smith, to appear pro hac vice [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/22/97 99 MOTION by Plaintiff Dwight E. Wininger for attorney, David A. Jenkins, to appear pro hac vice [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/22/97 102 DECLARATION by Michael L. Charlson on behalf of defendant re opposition memorandum [101-1] [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 100 Ex parte application and ORDER by Judge Claudia Wilken permitting to file extended length brief (Date Entered: 10/24/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 101 MEMORANDUM by defendant in opposition to motion to intervene [81-1], motion for temporary restraining order [92-1] [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 103 PROOF OF SERVICE by defendant of opposition memorandum [101-1], order [100-1], declaration [102-1] [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 104 PROOF OF SERVICE by defendant of opposition memorandum [101-1], order [100-1], declaration [102-1] [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 105 ORDER by Judge Claudia Wilken granting motion for attorney, David A. Jenkins, to appear pro hac vice [99-1] (Date Entered: 10/24/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 106 ORDER by Judge Claudia Wilken granting motion for attorney, Craig B. Smith, to appear pro hac vice [98-1] (Date Entered: 10/24/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/24/97]

10/23/97 107 ORDER by Judge Claudia Wilken rescheduling hearing on motion for partial summary judgment [58-1] at 10:00am on 12/5/97 Case Management Conference set for 10:00am on 12/5/97; response to plaintiffs' supplemental briefs in support of temporary restraining order and ex parte motion to intervene is due by noon 10/29/97 (Date Entered: 10/28/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/28/97]

10/28/97 108 NOTICE by Plaintiff Dwight E. Wininger of order [4:97-cv-01622] (cp)

10/29/97 109 RESPONSE by defendants re brief [89-1], re brief [77-1] [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/29/97 110 DECLARATION by George H. Brown on behalf of defendant re response [109-1] [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/29/97 111 PROOF OF SERVICE by defendant of ex parte application for permission to file extended lenth brief, order [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/29/97 112 PROOF OF SERVICE by defendant of declaration [110-1], response [109-1] [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/31/97 113 REPORTER'S TRANSCRIPT; Date of proceedings: 9/5/97 (C/R: Rosita Flores) case management minutes [57-2] [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/31/97 114 MOTION by Plaintiff to amend and supplement their complaint with Notice set for 12/5/97 at 10:00am [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/31/97 115 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff re motion to amend and supplement their complaint [114-1] [4:97-cv-01622] (kk) [Entry date 11/01/97]

10/31/97 -- RECEIVED Proposed Order (Plaintiff) re: motion to amend complaint [4:97-cv-01622] (kk) [Entry date 11/01/97]

11/3/97 116 REPLY brief re unlawful limited partnership roll-up by Plaintiff Dwight E. Wininger in support of motion for temporary restraining order [62-1], motion for preliminary injunction and expedited discovery [62-2] [4:97-cv-01622] (cp) [Entry date 11/05/97]

11/6/97 117 ORDER by Judge Claudia Wilken granting/denying in part plaintiff's motion for temporary restraining order [62-1]; plaintiff must post a \$250.00 bond before restraining order takes effect (Date Entered: 11/7/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 11/07/97]

11/12/97 118 REPORT of material developments by Plaintiff Dwight E. Wininger [4:97-cv-01622] (cp) [Entry date 11/14/97]

11/14/97 119 ORDER by Judge Claudia Wilken re: scheduling order on motion for preliminary injunction and proposed Intervenors' motion to intervene ; (Date Entered: 11/18/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 11/18/97]

11/17/97 120 STIPULATION and ORDER by Judge Claudia Wilken : granting motion to amend and supplement their complaint [114-1] (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 11/18/97]

11/17/97 121 BOND for plaintiff in amount of \$ 250.00 filed by Plaintiff [4:97-cv-01622] (cp) [Entry date 11/18/97]

11/17/97 122 NOTICE by Plaintiffs of update to service list [4:97-cv-01622] (cp) [Entry date 11/18/97]

11/21/97 123 NOTICE by defendants of entry of order re amended complaint [4:97-cv-01622] (cp)

11/21/97 124 STIPULATION and ORDER by Judge Claudia Wilken extending time to file reply brief to 11/26/97 (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 11/24/97]

11/21/97 125 SUR-REPLY by defendants re motion for preliminary injunction [62-2] [4:97-cv-01622] (cp) [Entry date 11/24/97]

11/26/97 126 MOTION before Judge Claudia Wilken by Intervention to file extend-length brief with Notice set for 12/5/97 at 10:00am [4:97-cv-01622] (cp) [Entry date 12/01/97] [Edit date 12/01/97]

11/26/97 127 SUPPLEMENTAL DECLARATION by Charlene Sutherland on behalf of Intervention re motion to intervene [81-1], re motion for preliminary injunction and expedited discovery [62-2] [4:97-cv-01622] (cp) [Entry date 12/01/97] [Edit date 12/01/97]

11/26/97 128 SUPPLEMENTAL DECLARATION by Therese M. Stewart on behalf of Intervention re motion to intervene [81-1], re motion for preliminary injunction and expedited discovery [62-2] [4:97-cv-01622] (cp) [Entry date 12/01/97]

12/1/97 129 NOTICE by Intervention of entry of order [4:97-cv-01622] (cp)

12/2/97 130 ORDER by Judge Claudia Wilken granting motion to file extended-length brief [126-1] (Date Entered: 12/3/97) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 12/03/97]

12/2/97 131 REPLY by Intervention to opposition to motion to intervene [81-1] for temporary restraining order and order to show cause [4:97-cv-01622] (cp) [Entry date 12/03/97]

12/4/97 132 STIPULATION and ORDER by Judge Claudia Wilken : continuing hearing on motion for preliminary injunction and expedited discovery [62-2] 10:00 12/19/97, motion for partial summary judgment [58-1] 10:00 12/19/97 Case Management Conference

continued at 10:00am on 12/19/97 ; (cc: all counsel)
[4:97-cv-01622] (cp) [Entry date 12/10/97]

- 12/8/97 133 NOTICE by Intervention of entry of order [4:97-cv-01622]
(cp) [Entry date 12/10/97]
- 12/23/97 134 NOTICE OF MOTION AND MOTION by Intervenors before Judge
Claudia Wilken to intervene, and to to disqualify
plaintiff's counsel with Notice set for 1/30/98 at 10:00am
[4:97-cv-01622] (cp) [Entry date 12/30/97]
- 12/23/97 135 DECLARATION by William H. Bode on behalf of Intervenors re
motion to intervene [134-1], re motion to disqualify
plaintiff's counsel [134-2] [4:97-cv-01622] (cp)
[Entry date 12/30/97]
- 12/30/97 136 ORDER by Judge Claudia Wilken resetting hearing on motion
for preliminary injunction [62-2] 10:00 1/9/98, resetting
hearing on motion for partial summary judgment [58-1] 10:00
1/9/98 Case Management Conference set for 10:00 1/9/98 ;
(Date Entered: 1/6/98) (cc: all counsel) [4:97-cv-01622]
(cp) [Entry date 01/06/98]
- 1/5/98 137 ANSWER by defendant to first amended and supplemental
complaint [4:97-cv-01622] (cp) [Entry date 01/06/98]
- 1/7/98 138 DECLARATION by Charlene E. Sutherland on behalf of
Plaintiff Dwight E. Winger in opposition to application
of William Bode to appear pro hac vice [4:97-cv-01622] (cp)
[Entry date 01/09/98]
- 1/7/98 139 DECLARATION by Alex J. Luchentiser on behalf of Plaintiff
Dwight E. Winger in opposition to application of William
Bode to appear pro hac vice [4:97-cv-01622] (cp)
[Entry date 01/09/98]
- 1/7/98 140 OPPOSITION by Lead Plaintiff to application of William Bode
to appear pro hac vice [4:97-cv-01622] (cp)
[Entry date 01/09/98]
- 1/8/98 141 DECLARATION by Charlene E. Sutherland on behalf of
Plaintiffin opposition to application of William Bode to
appear pro hac vice [4:97-cv-01622] (cp)
[Entry date 01/09/98]
- 1/9/98 144 MINUTES: (C/R Carol Karen) Hearing held that the motion
for preliminary injunction and expedited discovery [62-2]
is submitted, that the motion for partial summary judgment
[58-1] is submitted [4:97-cv-01622] (mh)
[Entry date 01/20/98]

1/13/98 142 STIPULATION and ORDER by Judge Claudia Wilken : extending plaintiff time to file opposition to Intervenors' motion intervene and disqualify plaintiff's counsel to 1/16/98; extending Intervenors time to file their reply to 1/23/98 resetting hearing on motion to intervene [134-1] 10:00 2/6/98, resetting hearing on motion to disqualify plaintiff's counsel [134-2] 10:00 2/6/98 (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/15/98]

1/14/98 143 REPLY by Intervenors in support of application of William H. Bode to appear pro hac vice [4:97-cv-01622] (cp) [Entry date 01/16/98]

1/15/98 148 ORDER by Judge Claudia Wilken referring case for settlement conference to Mag. Judge Bernard Zimmerman (Date Entered: 1/21/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/21/98]

1/20/98 145 OPPOSITION by Plaintiff to motion to intervene [134-1], motion to disqualify plaintiff's counsel [134-2] [4:97-cv-01622] (mh) [Entry date 01/21/98]

1/20/98 146 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff in opposition of the motion to intervene [134-1], & of the motion to disqualify plaintiff's counsel [134-2] [4:97-cv-01622] (mh) [Entry date 01/21/98] [Edit date 01/21/98]

1/20/98 147 DECLARATION by Robert W. Mills on behalf of Plaintiff in opposition to the motion to intervene [134-1], & to the motion to disqualify plaintiff's counsel [134-2] [4:97-cv-01622] (mh) [Entry date 01/21/98]

1/21/98 -- REFERRAL: referring case for settlement to Mag. Judge Bernard Zimmerman [4:97-cv-01622] (judi)

1/23/98 149 REPLY by Intervenors in support of the motion to intervene [134-1], & of the motion to disqualify plaintiff's counsel [134-2] [4:97-cv-01622] (mh) [Entry date 01/26/98]

1/23/98 150 DECLARATION by William H. Bode in support of the reply to plaintiff's opposition to the motion of Pro-Plan Intervenors & to intervene & disqualify plaintiff's counsel [4:97-cv-01622] (mh) [Entry date 01/26/98]

1/26/98 151 REPORTER'S TRANSCRIPT; Date of proceedings: 1/9/98 (C/R: Carol A. Karen) minutes [144-2] [4:97-cv-01622] (cp) [Entry date 01/27/98]

1/27/98 152 CLERK'S NOTICE Settlement conf. (Mag) Zimmerman at 9am
6/9/98 [4:97-cv-01622] (mh) [Entry date 01/30/98]

2/4/98 153 Application and ORDER by Judge Claudia Wilken for
attorney to appear pro hac vice - William H. Bode (Date
Entered: 2/9/98) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 02/09/98]

2/4/98 154 ORDER by Judge Claudia Wilken granting application of
William H. Bode to appear pro hac vice on behalf of proseed
pro-plan intervenors (Date Entered: 2/9/98) (cc: all
counsel) [4:97-cv-01622] (cp) [Entry date 02/09/98]

2/6/98 155 MINUTES: (C/R Carol Karen) (Hearing Date: 2/2/98) that
the motion to intervene [134-1] is submitted, that the
motion to disqualify plaintiff's counsel [134-2] is
submitted; plaintiff to finish certification discovery with
45 days and file motion for class certification by 3/20/98
with hearing set for 5/29/98 at 10:00am; opposition is due
5/8/98; reply by 5/15/98 [4:97-cv-01622] (cp)
[Entry date 02/11/98]

2/9/98 156 REPORTER'S TRANSCRIPT; Date of proceedings: 2/6/98 (C/R:
Carol A. Karen) minutes [155-1] [4:97-cv-01622] (cp)
[Entry date 02/11/98]

2/26/98 157 EXPEDITED MOTION before Judge Claudia Wilken by
Plaintiff Dwight E. Winger to compel [4:97-cv-01622] (cp)
[Entry date 02/27/98]

2/26/98 158 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff
Dwight E. Winger re motion to compel [157-1]
[4:97-cv-01622] (cp) [Entry date 02/27/98]

2/26/98 -- RECEIVED proposed order submitted by Plaintiff Dwight E.
Winger re: [157-1] [4:97-cv-01622] (cp)
[Entry date 02/27/98]

2/27/98 159 ORDER by Judge Claudia Wilken referring to Mag. Judge
Bernard Zimmerman the motion to compel [157-1] and ALL
FURTHER DISCOVERY (Date Entered: 3/2/98) (cc: all
counsel) [4:97-cv-01622] (cp) [Entry date 03/02/98]

3/2/98 160 OBJECTIONS by Intervenors Boyde, Donovan, Odenbach, et al
to plaintiff's proposed order on motion of proplan
intervenors to intervene, and to disqualify plaintiff's
counsel [4:97-cv-01622] (cp) [Entry date 03/04/98]

3/2/98 161 OPPOSITION by defendants to motion to compel [157-1],
cross-motion for protective order, and cross-motion for
stay of discovery [4:97-cv-01622] (cp) [Entry date 03/04/98]

3/2/98 162 DECLARATION by George H. Brown on behalf of defendant re opposition [161-1] [4:97-cv-01622] (cp) [Entry date 03/04/98]

3/2/98 163 PROOF OF SERVICE by defendant of declaration [162-1], opposition [161-1] [4:97-cv-01622] (cp) [Entry date 03/04/98]

3/4/98 164 ORDER by Mag. Judge Bernard Zimmerman re: initial discovery matters (Date Entered: 3/9/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 03/09/98]

3/6/98 165 MINUTES: before Mag. Judge Zimmerman (C/R TC98-6) (Hearing Date: 3/6/98); nondispositive motion contested; motion hearing/argument held; order to be prepared by defendant [4:97-cv-01622] (cp) [Entry date 03/13/98]

3/12/98 166 EX-PARTE APPLICATION before Judge Claudia Wilken by Plaintiff Dwight E. Winger for enlargement of time with memorandum of points and authorities [4:97-cv-01622] (cp) [Entry date 03/16/98]

3/12/98 167 DECLARATION by Alex J. Luchentiser on behalf of Plaintiff Dwight E. Winger re motion for enlargement of time [166-1] [4:97-cv-01622] (cp) [Entry date 03/16/98]

3/12/98 168 MOTION before Judge Claudia Wilken by Plaintiff Dwight E. Winger to strike certain exhibits, or in the alternative for leave to file supplemental materials with Notice set for 4/17/98 at 10:00am [4:97-cv-01622] (cp) [Entry date 03/16/98]

3/12/98 169 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re motion to strike certain exhibits [168-1] [4:97-cv-01622] (cp) [Entry date 03/17/98]

3/13/98 170 ORDER by Mag. Judge Bernard Zimmerman denying motion to compel [157-1]; discovery sought by plaintiff against defendants is denied until after Judge Wilken rules on the preliminary injunction; discovery against third parties, including discovery sought by subpoenas is STAYED until after Judge Wilken rules on the preliminary injunction (Date Entered: 3/19/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 03/19/98]

3/17/98 171 OPPOSITION by Pro-Plan Intervenors' to motion to strike certain exhibits [168-1], motion for leave to file supplemental materials [168-2] [4:97-cv-01622] (cp) [Entry date 03/19/98]

3/17/98 172 OPPOSITION by Pro-Plan Intervenors to motion for enlargement of time [166-1] [4:97-cv-01622] (cp) [Entry date 03/19/98]

3/17/98 173 RESPONSE by Pro-Plan Intervenors' to plaintiffs' 3/12/98 letter to the court [4:97-cv-01622] (cp) [Entry date 03/19/98]

3/19/98 174 ORDER by Judge Claudia Wilken granting motion for enlargement of time [166-1] (see document for revised briefing and discovery scheduled on class certifications) (Date Entered: 3/26/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 03/26/98]

3/23/98 175 ORDER by Judge Claudia Wilken that all parties involved in this case are ordered to file a brief status report by 4/3/98, explaining the effect, if any, that the Delaware Supreme Court's 3/19/98 order will have on this case Date Entered: 3/26/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 03/26/98]

4/1/98 176 EX-PARTE APPLICATION by intervenors to be added to service list and response to plaintiff's counsel's letter of 3/19/98 before Judge Claudia Wilken for [4:97-cv-01622] (kk) [Entry date 04/03/98]

4/3/98 177 REPLY by Plaintiff Dwight E. Wininger to opposition to motion to strike certain exhibits [168-1], motion for leave to file supplemental materials [168-2] [4:97-cv-01622] (cp) [Entry date 04/07/98]

4/3/98 178 STATUS REPORT by Plaintiff Dwight E. Wininger [4:97-cv-01622] (cp) [Entry date 04/07/98]

4/3/98 179 OPPOSITION by Plaintiff Dwight E. Wininger to motion for request to be added to the service list [176-1] [4:97-cv-01622] (cp) [Entry date 04/07/98]

4/3/98 180 STATUS REPORT by Proposed Intervenors' (Sutherland Group) [4:97-cv-01622] (cp) [Entry date 04/07/98]

4/3/98 181 ORDER by Judge Claudia Wilken granting motion for Pro-Plan Intervenors be added to the service list [176-1] extending time for defendants to file its status report until 4/10/98 (Date Entered: 4/7/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 04/07/98]

4/6/98 182 PROOF OF SERVICE by Plaintiff Dwight E. Wininger of order [174-1] [4:97-cv-01622] (cp) [Entry date 04/07/98]

4/6/98 183 ORDER by Judge Claudia Wilken granting in part Proposed Pro-Plan Intervenors' request for an extension to file status report until 4/13/98 (Date Entered: 4/10/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 04/10/98]

4/10/98 184 Court-ordered STATUS REPORT by defendants [4:97-cv-01622] (cp)

4/10/98 185 MOTION before Judge Claudia Wilken by Plaintiff for class certification with Notice set for 6/19/98 at 10am [4:97-cv-01622] (mh) [Entry date 04/13/98]

4/10/98 186 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff in support of the motion for class certification [185-1] [4:97-cv-01622] (mh) [Entry date 04/13/98]

4/13/98 187 STATUS REPORT on Delaware Supreme Court decision and related issues by Pro-Plan Intervenors' [4:97-cv-01622] (cp) [Entry date 04/14/98]

5/6/98 188 ORDER by Judge Claudia Wilken that all parties involved in this case, including Proposed Intervenors are ordered to file by 5/15/98 a brief status report re: the outcome of the 4/27/98 motions in the Delaware case (Date Entered: 5/8/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 05/08/98] [Edit date 05/08/98]

5/15/98 189 Court ordered STATUS REPORT by defendants [4:97-cv-01622] (cp) [Entry date 05/18/98]

5/15/98 190 JOINT COURT-ORDERED STATUS REPORT filed by plaintiff and proposed plaintiffs in intervention, Charles E. Sutherland, Francis Conrad, et al [4:97-cv-01622] (cp) [Entry date 05/18/98]

5/15/98 191 PROOF OF SERVICE by defendants of report [189-1] [4:97-cv-01622] (cp) [Entry date 05/18/98]

5/19/98 192 ORDER by Judge Claudia Wilken granting plaintiff's request for leave to file a supplemental status report; plaintiff's shall have until 5/22/98 to file report; (Date Entered: 5/20/98) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 05/20/98]

5/22/98 193 JOINT Supplemental STATUS REPORT by Plaintiff, Intervenors [4:97-cv-01622] (kc) [Entry date 05/26/98]

5/28/98 194 ORDER by Judge Claudia Wilken denying as moot plaintiff's

motion for preliminary injunction [62-2], denying Ms. Sutherland's motion to intervene [81-1], denying as moot Proposed Pro-Plan Intervenors' motion to intervene [134-1], denying motion for class certification without prejudice pending a motion to dismiss the entire case [185-1]; defendants to file a motion to dismiss the remaining claims; motion will be heard on 7/24/98 at 10:00am (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 06/24/98] [Edit date 06/24/98]

- 5/29/98 195 ORDER by Judge Claudia Wilken of intention of ruling Proposed Pro-Plan Intervenors' motion to disqualify plaintiff's counsel [134-1], motion to strike [168-1], to file supplemental materials [168-2] as denied; defendants objection to the court's tentative order is due by 6/12/98; Proposed Pro-Plan Intervenors may file an opposition to the intended ruling by 6/12/98; plaintiff may file a reply to any opposition by 6/19/98 (Date Entered: 6/2/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 06/02/98]
- 6/1/98 196 ORDER by Judge Claudia Wilken that the court intends to deny plaintiff's motion for partial summary judgment [58-1]; plaintiff may file an opposition to this tentative order by 6/12/98; defendants may reply to any opposition by 6/19/98; court will issue an order based on the papers submitted; if no opposition is filed, the court will issue the intended order without substantive changes (Date Entered: 6/3/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 06/03/98]
- 6/1/98 197 SETTLEMENT CONFERENCE MINUTES: before Mag Judge Zimmerman (C/R N/A) Settlement conference held, Settlement conf. (Mag) continued for 9:00 6/9/98 [4:97-cv-01622] (mh) [Entry date 06/04/98]
- 6/2/98 198 ORDER by Mag. Judge Bernard Zimmerman Settlement conf. (Mag) at 9:00 6/9/98 ; (Date Entered: 6/2/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 06/08/98]
- 6/10/98 199 MINUTES: before Mag. Judge Zimmerman (C/R none listed) (Hearing Date: 6/9/98) settlement conference held; telephone status conference set for 3:00 on 6/16/98 [4:97-cv-01622] (kc) [Entry date 06/15/98]
- 6/12/98 200 OPPOSITION by Intervenors to Court's intended ruling, as friends of the Court [4:97-cv-01622] (kc) [Entry date 06/15/98]
- 6/12/98 201 OBJECTIONS by Plaintiff to Court's tentative ruling on motion for partial summary judgment [4:97-cv-01622] (kc) [Entry date 06/15/98]
- 6/12/98 202 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff

in support of objection [201-1] [4:97-cv-01622] (kc)
[Entry date 06/15/98]

- 6/17/98 203 SETTLEMENT CONFERENCE MINUTES: (C/R not reported) (Hearing Date: 6/16/98) settlement conference held;; telephone status at 3:00pm on 6/29/98 [4:97-cv-01622] (cp)
[Entry date 06/22/98]
- 6/19/98 204 REPLY by Plaintiff Dwight E. Winger re intended ruling denying motion to disqualify plaintiff's counsel [195-1] [4:97-cv-01622] (cp) [Entry date 06/22/98]
- 6/19/98 205 MOTION with memorandum in support before Judge Claudia Wilken by defendants to dismiss action as moot with Notice set for 7/24/98 at 10:00am [4:97-cv-01622] (cp)
[Entry date 06/22/98]
- 6/19/98 206 DECLARATION by George H. Brown on behalf of defendants re motion to dismiss action as moot [205-1] [4:97-cv-01622] (cp) [Entry date 06/22/98]
- 6/19/98 207 PROOF OF SERVICE by defendants of declaration [206-1], motion to dismiss action as moot [205-1] [4:97-cv-01622] (cp)
[Entry date 06/22/98]
- 6/25/98 208 REVISED NOTICE of motion to dismiss action as moot [205-1] by defendants ; hearing set for 10:00 7/24/98 [4:97-cv-01622] (cp)
- 7/10/98 209 STIPULATION and ORDER by Judge Claudia Wilken : continuing hearing on motion to dismiss action as moot [205-1] 10:00 8/21/98 (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 07/13/98]
- 7/16/98 210 NOTICE by defendants of entry of order rescheduling hearing on motion to dismiss [4:97-cv-01622] (cp)
- 7/17/98 211 MOTION with memorandum in support before Judge Claudia Wilken by Plaintiff Dwight E. Winger to amend and supplement complaint with Notice set for 8/21/98 at 10:00am [4:97-cv-01622] (cp) [Entry date 07/20/98]
- 7/17/98 -- RECEIVED proposed order submitted by Plaintiff Dwight E. Winger re: [211-1] [4:97-cv-01622] (cp)
[Entry date 07/20/98]
- 7/17/98 212 OPPOSITION by Plaintiff Dwight E. Winger to motion to dismiss action as moot [205-1] [4:97-cv-01622] (cp)
[Entry date 07/20/98]

7/17/98 213 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff Dwight E. Winger re opposition [212-1] [4:97-cv-01622] (cp) [Entry date 07/20/98]

7/17/98 214 PROOF OF SERVICE by Plaintiff Dwight E. Winger of declaration [213-1], opposition [212-1] [4:97-cv-01622] (cp) [Entry date 07/20/98]

7/31/98 215 DECLARATION by Dwight E. Winger on behalf of Plaintiff re motion to amend and supplement complaint [211-1] [4:97-cv-01622] (cp) [Entry date 08/03/98]

7/31/98 216 PROOF OF SERVICE by Plaintiff Dwight E. Winger of declaration [215-1] [4:97-cv-01622] (cp) [Entry date 08/03/98]

7/31/98 217 DECLARATION by Charlene E. Sutherland on behalf of Plaintiff Dwight E. Winger re motion to amend and supplement complaint [211-1] [4:97-cv-01622] (cp) [Entry date 08/03/98]

7/31/98 218 PROOF OF SERVICE by Plaintiff Dwight E. Winger of declaration [217-1] [4:97-cv-01622] (cp) [Entry date 08/03/98]

7/31/98 219 MEMORANDUM by defendant in opposition to motion to amend and supplement complaint [211-1] [4:97-cv-01622] (cp) [Entry date 08/03/98]

8/7/98 220 REPLY by Plaintiff Dwight E. Winger to opposition to motion to amend and supplement complaint [211-1] [4:97-cv-01622] (cp) [Entry date 08/10/98]

8/7/98 221 REPLY by Plaintiff Dwight E. Winger to opposition to motion to dismiss action as moot [205-1] [4:97-cv-01622] (cp) [Entry date 08/10/98]

8/18/98 222 CLERK'S NOTICE hearing on motion to dismiss action as moot [205-1], and motion to amend and supplement complaint [211-1] are continued at 10:00 on 9/4/98 [4:97-cv-01622] (cp) [Entry date 08/19/98]

9/4/98 223 MINUTES: before Judge Claudia Wilken (C/R Raynee Mercado) (Hearing Date: 9/4/98) denying defendant's motion to dismiss action as moot [205-1], granting in part plaintiff's motion to amend and supplement complaint [211-1] [4:97-cv-01622] (cp) [Entry date 09/09/98]

9/24/98 224 ORDER by Judge Claudia Wilken denying Proposed Pro-Plan

Intervenors' motion to disqualify plaintiff's counsel [134-2]; plaintiff's motion to strike certain exhibits [168-1], and motion for leave to file supplemental materials [168-2] are denied as moot; granting plaintiff's motion to amend and supplement complaint [211-1]; denying defendants' motion to dismiss action as moot [205-1]; denying without prejudice plaintiff's motion for partial summary judgment [58-1] Case Management Conference set for 10:00am on 11/20/98 ; (Date Entered: 9/28/98) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 09/28/98]

- 9/24/98 225 SECOND AMENDED AND SUPPLEMENTAL COMPLAINT [1-1] by Plaintiff Dwight E. Wininger; jury demand; adding Charlene E. Sutherland, Synthetic Industries [4:97-cv-01622] (cp) [Entry date 09/28/98]
- 9/25/98 -- SUMMONS issued as to SI Management L.P., Synthetic Management, Leonard Chill, John P. Beckman, W. Wayne Freed, Ralph Kenner, W. Gardner Wright, Chill Investments, Beckman Investments, Freed Investments, Kenner Investments, Wright Investments, Synthetic Industries [4:97-cv-01622] (cp) [Entry date 09/28/98]
- 10/14/98 -- RECEIVED Stipulation & [Proposed] Order continuing hearing & briefing schedule submitted by Plaintiffs & Defendants [4:97-cv-01622] (scu) [Entry date 10/15/98]
- 10/16/98 226 STIPULATION and ORDER by Judge Claudia Wilken: deadlines for plaintiffs to file a class certification motion and for defendants to file a motion to dismiss or otherwise respond to the Second Amended Complaint extended to 11/13/98; hearing on motions and Case Management Conference continued to 10:00 on 12/18/98; (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 10/19/98]
- 10/28/98 227 PROOF OF SERVICE by defendant of order [226-2] [4:97-cv-01622] (cp) [Entry date 10/29/98]
- 10/29/98 228 REPORTER'S TRANSCRIPT; Date of proceedings: 9/4/98 (C/R: Raynee H. Mercado) minutes [223-1] [4:97-cv-01622] (cp) [Entry date 11/03/98]
- 11/13/98 -- RECEIVED stipulation and proposed order continuing hearing and briefing schedule submitted by defendants [4:97-cv-01622] (cp) [Entry date 11/16/98]
- 11/16/98 229 STIPULATION and ORDER by Judge Claudia Wilken : extending time for plaintiffs to file a class certification motion, and defendants to file a motion to dismiss or respond to the second amended and supplemental complaint to 12/11/98; hearings on these motions and, case management conference will be continued to 1/15/99 at 10:00am; (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 11/18/98]

12/11/98 -- RECEIVED stipulation and proposed order continuing hearing and briefing schedule submitted by defendant SI Management L.P., et al [4:97-cv-01622] (cp) [Entry date 12/14/98]

12/14/98 230 STIPULATION and ORDER by Judge Claudia Wilken : continuing hearing and briefing schedule: deadline for plaintiffs to file class certification motion, and defendants to file a motion to dismiss or respond to the second amended and supplemental complaint is 1/22/99; hearings on those motions and case management conference is continued to 2/19/99 at 10:00am ; (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 12/16/98]

12/23/98 231 NOTICE by Plaintiff of entry of [230-2] order [4:97-cv-01622] (cp) [Entry date 12/24/98]

1/21/99 -- RECEIVED stipulation and proposed order continuing hearing and briefing schedule submitted by defendant SI Management L.P., et al [4:97-cv-01622] (cp) [Entry date 01/22/99]

1/22/99 232 STIPULATION and ORDER by Judge Claudia Wilken : continuing deadlines for plaintiffs to file class certification and defendants to file motion to dismiss or respond to the second amended and supplemental complaint to 2/19/99; hearing on the motions, and case management conference are also continued to 3/26/99 at 10:00am ; (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/28/99]

2/22/99 -- RECEIVED stipulation and proposed order continuing hearing and briefing schedule submitted by defendant [4:97-cv-01622] (cp) [Entry date 02/23/99]

2/24/99 233 STIPULATION and ORDER by Judge Claudia Wilken : deadlines for plaintiffs to file class certification motion and defendants to file a motion to dismiss or respond to the second amended and supplemental complaint is extended to 3/19/99; hearings on those motions and case management conference will be held on 4/23/99 at 10:00am; (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 03/01/99]

3/19/99 -- RECEIVED stipulation and proposed order continuing hearing and briefing schedule submitted by defendant, Plaintiff [4:97-cv-01622] (cp) [Entry date 03/22/99]

3/22/99 234 STIPULATION and ORDER by Judge Claudia Wilken: deadlines for plaintiffs to file a class certification motion and defendants to file a motion to dismiss or otherwise respond to the Second Amended Complaint is extended to 4/16/99; hearing on the motions set for 10:00 on 5/21/99; Case Management Conference continued to 5/21/99 at 10:00; (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 03/24/99]

4/15/99 236 DECLARATION by Derek G. Howard on behalf of Dwight E. Wininger, Charlene E. Sutherland re motion for preliminary approval of class derivative settlement [235-1], re motion class certification for settlement purposes [235-2], re motion approving the filing of a consolidated third amended complaint [235-3], re motion for approval of notice of settlement [235-4] [4:97-cv-01622] (cp) [Entry date 04/20/99]

4/15/99 237 STIPULATION and agreement of settlement [4:97-cv-01622] (cp) [Entry date 04/20/99]

4/16/99 235 STIPULATED MOTION with memorandum before Judge Claudia Wilken by Plaintiffs for preliminary approval of class derivative settlement, class certification for settlement purposes, approving the filing of a consolidated third amended complaint, for approval of notice of settlement [4:97-cv-01622] (cp) [Entry date 04/20/99] [Edit date 04/20/99]

4/16/99 238 ORDER by Judge Claudia Wilken granting motion for preliminary approval of class derivative settlement [235-1], granting motion class certification for settlement purposes [235-2], granting motion approving the filing of a consolidated third amended complaint [235-3], granting motion for approval of notice of settlement [235-4] hearing on (the "settlement fairness hearing") will be held at 2:00pm on 5/24/99 ; (Date Entered: 4/20/99) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 04/20/99]

4/16/99 239 CONSOLIDATED THIRD AMENDED COMPLAINT [225-1] by Plaintiff; jury demand; adding Gary T. Charlebois, Joseph F. Dana, Lee J. Seidler, William J. Shortt, Robert Voigt [4:97-cv-01622] (cp) [Entry date 04/20/99] [Edit date 04/20/99]

4/16/99 240 VERIFICATION by Charlene E. Sutherland of consolidated third amended complaint [239-1] [4:97-cv-01622] (cp) [Entry date 04/20/99]

4/16/99 241 VERIFICATION by Dwight E. Wininger of consolidated third amended complaint [239-1] [4:97-cv-01622] (cp) [Entry date 04/20/99]

4/16/99 242 VERIFICATION by Gary T. Charlebois of consolidated third amended complaint [239-1] [4:97-cv-01622] (cp) [Entry date 04/20/99]

4/27/99 243 Copy of LETTER dated April 21, 1999 from Edward and Carol Kerrigan to Robert W. Mills re settlement notice [4:97-cv-01622] (rl) [Entry date 04/29/99]

4/27/99 244 NOTICE by Plaintiff Charlene E. Sutherland, Plaintiff Dwight E. Wininger, Plaintiff Gary T. Charlebois [238-2] order [4:97-cv-01622] (rl) [Entry date 04/29/99]

4/29/99 246 LETTER from Donald S. Harner re: settlement hearing to be heard 5/24/99 [4:97-cv-01622] (cp) [Entry date 05/03/99]

4/29/99 247 LETTER dated 4/25/99 from Robert Sabel re: settlement [4:97-cv-01622] (cp) [Entry date 05/03/99]

4/30/99 245 LETTER dated 4/28/99 from Donovan F. Dasher re: notice of settlement of class, derivative and double derivative actions [4:97-cv-01622] (cp) [Entry date 05/03/99]

5/3/99 248 LETTER dated 4/28/99 from Byron Hughey re: settlement [4:97-cv-01622] (cp) [Entry date 05/04/99]

5/3/99 249 LETTER dated 4/29/99 from Jack C. Chastain re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 250 LETTER dated 4/28/99 from Byron Hughey re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 251 LETTER dated 4/29/99 from Michael J. Haney re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 252 LETTER dated 4/29/99 from Michael H. Whittle re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 253 LETTER dated 4/26/99 from John J. Ficeli re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 254 LETTER dated 5/3/99 from H. Joel Gorfinkel, MD re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 255 LETTER dated 4/29/99 from Robert M. Duggan re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/3/99 256 LETTER dated 4/27/99 from Joseph J. Manning re: settlement [4:97-cv-01622] (cp) [Entry date 05/05/99]

5/5/99 257 LETTER dated 4/29/99 from Lotus S. Lindsey re: settlement [4:97-cv-01622] (cp)

5/5/99 258 LETTER dated 4/29/99 from Carolyn B. Lewis re: settlement [4:97-cv-01622] (cp)

5/5/99 259 LETTER dated 5/2/99 from Marilyn L. Malphurs re: settlement [4:97-cv-01622] (cp)

5/5/99 260 LETTER dated 5/3/99 from Jonathan A. Mellitz re: settlement [4:97-cv-01622] (cp)

5/5/99 261 LETTER dated 4/29/99 from James H. Ward re: settlement [4:97-cv-01622] (cp)

5/5/99 262 LETTER dated 4/29/99 from Connie H. Mobley re: settlement [4:97-cv-01622] (cp)

5/7/99 263 LETTER dated 4/29/99 from Alma P. Rucker re: settlement [4:97-cv-01622] (cp) [Entry date 05/10/99]

5/10/99 264 LETTER dated from Jack D. Theys re ruling in favor of the settlement of class at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 265 LETTER dated from Ruth and Charles Palmer re ruling in favor of settlement of class derivative at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 266 LETTER dated from Dale W. Smith re ruling in favor of the settlement of class derivative at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 267 LETTER dated May 6, 1999 from William J. Minderhout re ruling in favor of the settlement of class derivative at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 268 LETTER dated May 7, 1999 from David M. Friedland re ruling in favor of settlement on 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 269 LETTER dated May 6, 1999 from Francis J. Conrad re ruling in favor of the settlement of class derivative at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 270 LETTER dated May 6, 1999 from Marcel I. Horowitz re ruling in favor of the settlement of class derivative at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/10/99 271 LETTER dated May 6, 1999 from John and Rachel Koblosh re ruling in favor of settlement of class derivative at the hearing scheduled for 5/24/99. [4:97-cv-01622] (rl) [Entry date 05/12/99]

5/11/99 272 NOTICE OF MOTION AND MOTION before Judge Claudia Wilken by Plaintiff for award of attorney fees and reimbursement of costs with Notice set for 5/24/99 at 2:00pm [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/11/99 273 MEMORANDUM by Plaintiff in support of motion for award of attorney fees and reimbursement of costs [272-1] [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/11/99 274 NOTICE OF MOTION AND MOTION before Judge Claudia Wilken by Plaintiffs Dwight E. Winger, et al for final approval of settlement with Notice set for 5/24/99 at 2:00pm [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/11/99 275 MEMORANDUM by Plaintiffs Dwight E. Winger, et al in support of motion for final approval of settlement [274-1] [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/11/99 276 DECLARATION by David A. Jenkins on behalf of Plaintiffs re motion for final approval of settlement [274-1], re motion for award of attorney fees and reimbursement of costs [272-1] [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/11/99 277 DECLARATION by Derek G. Howard on behalf of Plaintiffs re motion for final approval of settlement [274-1], re motion for award of attorney fees and reimbursement of costs [272-1] [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/11/99 278 DECLARATION by Gilbert E. Matthews on behalf of Plaintiffs [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/12/99 279 NOTICE of objections to settlement filed by Geoffrey E. Webster [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/12/99 280 LETTER from Lawrence Aledort re: settlement [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/12/99 281 LETTER dated 5/10/99 from Pedro P. Ponce re: settlement [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/12/99 282 LETTER dated 5/7/99 from Vinay K. Gupta re: settlement [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/12/99 283 LETTER from Ted Levy re: settlement [4:97-cv-01622] (cp)
[Entry date 05/13/99]

5/12/99 284 LETTER dated 5/6/99 from Gloria Walsh Huffaker re:
settlement [4:97-cv-01622] (cp) [Entry date 05/13/99]

5/12/99 288 LETTER dated 5/7/99 from Michael S. Greene re: settlement
[4:97-cv-01622] (cp) [Entry date 05/14/99]

5/13/99 285 LETTER dated 5/9/99 from Bert Krasnoff re: settlement
[4:97-cv-01622] (cp) [Entry date 05/14/99]

5/13/99 286 LETTER from Romeo C. Ursua re: settlement [4:97-cv-01622]
(cp) [Entry date 05/14/99]

5/13/99 287 LETTER dated 5/12/99 from Young Sop Pae re: settlement
[4:97-cv-01622] (cp) [Entry date 05/14/99]

5/14/99 289 LETTER dated 5/8/99 from Loretta S. Jeglinski re:
settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 290 LETTER dated 5/13/99 from Stanley Gerut re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 291 LETTER from Ram Thinakkal re: settlement [4:97-cv-01622] (cp)
[Entry date 05/17/99]

5/14/99 292 LETTER dated 5/12/99 from Louis Orenstein re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 293 LETTER dated 5/13/99 from Dr. N. Dabhade re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 294 LETTER dated 5/13/99 from Shanmugha Sundaram re:
settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 295 LETTER dated 5/12/99 from Lee L. Greenberg re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 296 LETTER dated 5/13/99 from Dr. M.M. Haque re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 297 LETTER dated 5/12/99 from Mohammad M. Arain re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 298 LETTER dated 5/13/99 from Vinod Dalal re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 299 LETTER dated 5/13/99 from Phillip C. Goldstick re:
settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 300 LETTER dated 5/13/99 from Phillip C. Goldstick re:
settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 301 LETTER from Dean S. Johnson re: settlement [4:97-cv-01622]
(cp) [Entry date 05/17/99]

5/14/99 302 LETTER dated 5/13/99 from Albert R. Bernard re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 303 LETTER from Allan Zelinger re: settlement [4:97-cv-01622]
(cp) [Entry date 05/17/99]

5/14/99 304 LETTER dated 5/12/99 from Aaron Krichevsky re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 305 LETTER dated 5/12/99 from Louis Orenstein re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 306 LETTER dated 5/13/99 from Shirley Taussig re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 307 LETTER dated 5/12/99 from Howard Weinstein re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 308 LETTER dated 5/12/99 from Bruce Abramowitz re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 309 LETTER dated 5/13/99 from David Azran re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 310 LETTER dated 5/13/99 from Padmanabhan Mukundan re:
settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 311 LETTER dated 5/13/99 from Herman Silverman re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 312 LETTER dated 5/13/99 from William Harte re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 313 LETTER dated 5/13/99 from Philip H. Corboy re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 314 LETTER dated 5/13/99 from Philli C. Goldstick, Trustee re:
settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 315 LETTER dated 5/13/99 from Albert R. Bernard re: settlement
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 316 NOTICE by Intervenors of intent to be heard personally
[4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 316 OBJECTIONS by Intervenor to motion for award of attorney
fees and reimbursement of costs [272-1]; comment on notice
of settlement [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/14/99 316 MOTION before Judge Claudia Wilken by Intervenors Joel
M. Boyden, et al for appointment of class representative
and counsel [4:97-cv-01622] (cp) [Entry date 05/17/99]

5/17/99 317 LETTER dated 5/13/99 from John F. Auchter re: settlement
[4:97-cv-01622] (cp) [Entry date 05/18/99]

5/17/99 318 LETTER dated 5/12/99 from Luis F. Herrera, M.D. re:
settlement [4:97-cv-01622] (cp) [Entry date 05/18/99]

5/17/99 319 LETTER dated 5/11/99 from Kenneth L. Bazzle re: settlement
[4:97-cv-01622] (cp) [Entry date 05/18/99]

5/17/99 320 LETTER dated 5/12/99 from James W. Sherrow re: settlement
[4:97-cv-01622] (cp) [Entry date 05/18/99]

5/17/99 321 LETTER dated 5/12/99 Helen D. Rolls re: settlement
[4:97-cv-01622] (cp) [Entry date 05/18/99]

5/17/99 322 LETTER dated 5/14/99 from Dr. Joseph Beres re: settlement
[4:97-cv-01622] (cp) [Entry date 05/18/99]

5/17/99 323 PROOF OF MAILING by Plaintiff of class notice
[4:97-cv-01622] (cp) [Entry date 05/18/99]

5/18/99 324 ERRATA by Plaintiffs Dwight E. Wininger, et al to
memorandum [273-1] [4:97-cv-01622] (cp)
[Entry date 05/19/99]

5/18/99 325 ERRATA by Plaintiffs Dwight E. Wininger, et al to declaration of Derek G. Howard [277-1] [4:97-cv-01622] (cp) [Entry date 05/19/99]

5/19/99 326 LETTER dated 5/13/99 from Winifred Wong Chase re: settlement [4:97-cv-01622] (cp) [Entry date 05/20/99]

5/19/99 327 LETTER dated 5/18/99 from William J. Kalmer re: settlement [4:97-cv-01622] (cp) [Entry date 05/20/99]

5/20/99 328 LETTER dated 5/19/99 from Carlyle D. Apple re: settlement [4:97-cv-01622] (cp) [Entry date 05/21/99] [Edit date 05/21/99]

5/20/99 329 LETTER dated 5/16/99 from Ray Crepeau re: settlement [4:97-cv-01622] (cp) [Entry date 05/21/99]

5/20/99 330 RESPONSE by Plaintiff Dwight E. Wininger to objections re motion for final approval of settlement [274-1] [4:97-cv-01622] (cp) [Entry date 05/21/99]

5/20/99 331 RESPONSE by Plaintiffs Dwight E. Wininger, et al to objections re motion for award of attorney fees and reimbursement of costs [272-1] [4:97-cv-01622] (cp) [Entry date 05/21/99]

5/20/99 332 DECLARATION by Derek G. Howard on behalf of Plaintiffs Dwight E. Wininger, et al re response [331-1], re response [330-1] [4:97-cv-01622] (cp) [Entry date 05/21/99]

5/20/99 333 DECLARATION by on behalf of Plaintiffs Dwight E. Wininger, et al re motion for final approval of settlement [274-1], re motion for award of attorney fees and reimbursement of costs [272-1] [4:97-cv-01622] (cp) [Entry date 05/21/99]

5/20/99 334 DECLARATION by Donald D. Rhodes, M.D. on behalf of Plaintiff Dwight E. Wininger, et al re motion for final approval of settlement [274-1], re motion for award of attorney fees and reimbursement of costs [272-1] [4:97-cv-01622] (cp) [Entry date 05/21/99]

5/21/99 335 LETTER to Judge Wilken, dated 5/18/99, from Albert Rankin regarding settlement of class derivative [4:97-cv-01622] (kc) [Entry date 05/25/99]

5/21/99 336 LETTER to Judge Wilken, dated 5/18/99, from Joseph Beres re settlement [4:97-cv-01622] (kc) [Entry date 05/25/99]

5/21/99 337 LETTER to Judge Wilken, dated 4/28/99, from Thomas and Jean

Tucker regarding settlement of class action [4:97-cv-01622]
(kc) [Entry date 05/25/99]

- 5/24/99 338 LETTER dated 5/14/99 from Harris J. Belinkie re:
settlement [4:97-cv-01622] (cp) [Entry date 05/25/99]
- 5/24/99 339 LETTER dated 5/19/99 from W. Bryan Arnn re: settlement
[4:97-cv-01622] (cp) [Entry date 05/25/99]
- 5/24/99 340 Copy of a LETTER dated 5/21/99 from William H. Bode to Mr.
Mills re: communications with client [4:97-cv-01622] (cp)
[Entry date 05/26/99]
- 5/24/99 341 LETTER dated 5/21/99 from Nancy Kuhn re: settlement
[4:97-cv-01622] (cp) [Entry date 05/26/99]
- 5/24/99 342 LETTER dated 5/19/99 from Scott E. La Presta re:
settlement [4:97-cv-01622] (cp) [Entry date 05/26/99]
- 5/24/99 343 ORDER AND FINAL JUDGMENT: by Judge Claudia Wilken
approving the proposed settlement; the court retains
exclusive jurisdiction over the settlement and the
stipulation of settlement (see document for details);
dismissing case ; appeal filing ddl 6/25/99 (Date
Entered: 5/26/99) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 05/26/99]
- 5/25/99 344 ORDER by Judge Claudia Wilken requesting further briefing:
plaintiff shall file a brief not to exceed 15 pages by
6/11/99; Price Objectors' opposition brief not to exceed 15
pages by 6/25/99; plaintiff's reply not to exceed 5 pages
by 7/2/99; parties shall not submit any declaration,
exhibits, or attachments of any sort, nor shall they brief
issues other than that expressly set forth; if necessary,
the court shall order a hearing or request additional
briefing (Date Entered: 5/27/99) (cc: all counsel)
[4:97-cv-01622] (cp) [Entry date 05/27/99]
- 5/26/99 345 NOTICE by Plaintiff of entry of [343-2] final judgment
[4:97-cv-01622] (cp) [Entry date 05/27/99]
- 5/26/99 346 MINUTES: before Judge Claudia Wilken (C/R Candace Yount) (
Hearing Date: 5/24/99) granting motion for final approval
of settlement [274-1], that the motion for award of attorney
fees and reimbursement of costs [272-1] is submitted
[4:97-cv-01622] (cp) [Entry date 05/28/99]
- [Edit date 05/28/99]
- 6/2/99 347 REPORTER'S TRANSCRIPT; Date of proceedings: 5/24/99 (C/R:
Candace L. Yount) minutes [346-1] [4:97-cv-01622] (cp)
[Entry date 06/07/99]

6/11/99 348 Supplemental BRIEF FILED by Plaintiffs Dwight E. Wininger, et al in support of petition for attorney's fees [4:97-cv-01622] (cp) [Entry date 06/15/99]

6/25/99 349 NOTICE OF MOTION AND MOTION WITH MEMORANDUM OF POINTS AND AUTHORITIES before Judge Claudia Wilken by Intervenors to intervene in fee proceeding with Notice set for 8/6/99 at 10:00am [4:97-cv-01622] (cp) [Entry date 06/28/99]

6/25/99 350 RESPONSE by Intervenors re brief [348-1] [4:97-cv-01622] (cp) [Entry date 06/28/99]

6/29/99 351 CLERK'S NOTICE that the motion to intervene in fee proceeding [349-1] is submitted; the hearing previously scheled for 8/6/99 is vacated; opposition to the motion is due 7/16/99, and any reply is due 7/23/99 [4:97-cv-01622] (cp) [Entry date 06/30/99]

7/2/99 352 REPLY by Plaintiffs in support of supplemental attorney's fees brief [348-1] [4:97-cv-01622] (kc) [Entry date 07/06/99]

7/16/99 353 RESPONSE by Plaintiffs re motion to intervene in fee proceeding [349-1] [4:97-cv-01622] (kc)

7/22/99 354 ORDER by Judge Claudia Wilken granting motion to intervene in fee proceeding [349-1]; plaintiff to file a brief by 8/6/99 not to exceed 15 pages; Price Objectors to file an opposition by 8/20/99 not to exceed 15 pages; plaintiff's reply by 8/27/99 not to exceed 10 pages; matter will be decided on the papers (Date Entered: 7/23/99) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 07/23/99]

7/30/99 -- RECEIVED stipulation and proposed order continuing briefing schedule submitted by Intervenor [4:97-cv-01622] (cp)

8/3/99 355 STIPULATION and ORDER by Judge Claudia Wilken : continuing briefing schedule as follows: plaintiff shall file a brief, not to exceed 10 pages by 9/7/99; The Price Objectors' opposition, not to exceed 10 pages, by 9/24/99; plaintiffs' reply, not to exceed 5 pages, by 10/4/99 (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 08/05/99]

8/5/99 356 NOTICE by Intervenors of change of address [4:97-cv-01622] (cp) [Entry date 08/06/99]

8/6/99 357 Supplemental BRIEF by Plaintiffs in accordance with 7/22/99 court order, on the issue of "whether plaintiff had a valid federal legal claim against defendants in regard to

the 1996 plan" [4:97-cv-01622] (cp) [Entry date 08/09/99]

8/6/99 358 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff re brief [357-1] [4:97-cv-01622] (cp) [Entry date 08/09/99]

8/9/99 359 NOTICE by Plaintiffs of entry of [355-2] order [4:97-cv-01622] (cp)

8/20/99 360 RESPONSE by Intervenors re brief [357-1] [4:97-cv-01622] (cp)

8/27/99 361 REPLY by Plaintiff in support of supplemental brief [357-1] [4:97-cv-01622] (kc)

9/7/99 362 Supplemental BRIEF filed by Plaintiffs in support of petition for attorney's fees on issue of who is responsible for stopping 1996 plan [4:97-cv-01622] (cp) [Entry date 09/09/99]

9/7/99 363 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff re brief [362-1] [4:97-cv-01622] (cp) [Entry date 09/09/99]

9/15/99 364 ORDER by Judge Claudia Wilken on attorneys' fees issue after further briefing; plaintiff's brief due 9/7/99, not to exceed 10 pages; Price Objectors' opposition brief due 9/24/99, not to exceed 10 pages; plaintiff's reply due 10/4/99, not to exceed 5 pages; the court shall decided the matter on the papers (Date Entered: 9/16/99) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 09/16/99]

9/24/99 365 RESPONSE by Intervenors re plaintiff's supplemental brief [362-1] [4:97-cv-01622] (kc)

10/4/99 366 REPLY by Plaintiffs re supplemental attorney's fees brief on issue of who is responsible for stopping 1996 plan [362-1] [4:97-cv-01622] (cp) [Entry date 10/06/99]

10/4/99 367 DECLARATION by Alex J. Luchenitser on behalf of Plaintiff re reply [366-1] [4:97-cv-01622] (cp) [Entry date 10/06/99]

12/3/99 368 STATUS REPORT by Plaintiffs Dwight E. Wininger et al on successful implementation of settlement; request for attorney's fee petition to be decided by the end of the year [4:97-cv-01622] (cp) [Entry date 12/07/99]

12/3/99 369 DECLARATION by Derek G. Howard on behalf of Plaintiffs Dwight E. Wininger, et al re report [368-1] [4:97-cv-01622] (cp) [Entry date 12/07/99]

12/3/99 370 DECLARATION by Alex J. Luchenitser on behalf of Plaintiffs Dwight E. Wininger, et al re report [368-1] [4:97-cv-01622] (cp) [Entry date 12/07/99]

12/3/99 371 DECLARATION by Clifford Kupperberg on behalf of Plaintiffs Dwight E. Wininger, et al re report [368-1] [4:97-cv-01622] (cp) [Entry date 12/07/99]

12/3/99 372 DECLARATION by Craig B. Smith on behalf of Plaintiffs Dwight E. Wininger, et al re: petition for award of attorneys' fees and reimbursement of expenses [368-1] [4:97-cv-01622] (cp) [Entry date 12/07/99]

12/7/99 373 ORDER by Judge Claudia Wilken: The Price Objectors are ordered to file a response to plaintiffs' status report on the implementation of the settlement, not to exceed 20 pages by 12/13/99 (Date Entered: 12/8/99) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 12/08/99]

12/10/99 374 Supplemental DECLARATION by Clifford Kupperberg on behalf of Plaintiff Dwight E. Wininger re report [368-1] [4:97-cv-01622] (cp) [Entry date 12/13/99]

12/10/99 375 Supplemental DECLARATION by Alex J. Luchenitser on behalf of Plaintiffs Dwight E. Wininger, et al re report [368-1] [4:97-cv-01622] (cp) [Entry date 12/13/99]

12/13/99 376 RESPONSE by Price objectors' to plaintiffs' status report [368-1] [4:97-cv-01622] (kc) [Entry date 12/15/99]

12/13/99 377 DECLARATION by Charles M. Kagay on behalf of intervenors in support of Price objectors' response [376-1] [4:97-cv-01622] (kc) [Entry date 12/15/99]

12/15/99 378 MOTION before Judge Claudia Wilken by Trustee Frederick S. Wyle for liquidating trustee for authority to transfer partnership interets [4:97-cv-01622] (cp) [Entry date 12/17/99]

12/16/99 379 REPLY by Plaintiffs Dwight E. Wininger, et al re response [376-1] [4:97-cv-01622] (cp) [Entry date 12/20/99]

12/16/99 380 DECLARATION by Alex J. Luchenitser on behalf of Plaintiffs Dwight E. Wininger, et al re reply [379-1] [4:97-cv-01622] (cp) [Entry date 12/20/99]

12/21/99 381 NOTICE by Plaintiffs of change of address [4:97-cv-01622] (cp) [Entry date 12/23/99]

12/21/99 382 ORDER by Judge Claudia Wilken granting motion for liquidating trustee for authority to transfer partnership interets [378-1] (Date Entered: 12/28/99) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 12/28/99]

12/28/99 383 NOTICE by Plaintiff Dwight E. Wininger of change of address and telephone number [4:97-cv-01622] (cp) [Entry date 12/29/99]

12/30/99 384 ORDER by Judge Claudia Wilken for attorney's fees and costs; plaintiff's counsel entitled to \$6,839,032.80, as well as costs in the amont of \$287,240.31; Court orders that \$13,678,065.60 be set aside to pay these fees and costs, the remainder to be held in case of an appeal by plaintiff's counsel or a fee claim by the Price Objectors' counsel; (Date Entered: 12/30/99) (cc: all counsel) [4:97-cv-01622] (kc)

12/30/99 385 EXPEDITED MOTION before Judge Claudia Wilken by Trustee Frederick S. Wyle for order shortening time for hearing on first application for authority to distribute funds to partners [4:97-cv-01622] (kc) [Entry date 01/03/00]

12/30/99 386 DECLARATION by Frederick S. Wyle in support of motion for order shortening time for hearing on first application for authority to distribute funds to partners [385-1] [4:97-cv-01622] (kc) [Entry date 01/03/00]

12/30/99 387 CERTIFICATE of Janet A. Nexon in support of motion for order shortening time [4:97-cv-01622] (kc) [Entry date 01/03/00]

12/30/99 -- RECEIVED Proposed Order (Trustee Frederick S. Wyle) re: motion for order shortening time for hearing on first application for authority to distribute funds to partners [385-1] [4:97-cv-01622] (kc) [Entry date 01/03/00]

12/30/99 388 First APPLICATION before Judge Claudia Wilken by Trustee Frederick S. Wyle for authority to distribute funds to partners [4:97-cv-01622] (kc) [Entry date 01/03/00]

1/6/00 389 PROOF OF SERVICE by Trustee Frederick S. Wyle of order [382-1] [4:97-cv-01622] (cp)

1/6/00 390 ORDER by Judge Claudia Wilken granting motion for authority to distribute funds to partners [388-1]; denying as moot motion for order shortening time for hearing on first application for authority to distribute funds to partners [385-1] (Date Entered: 1/7/00) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/07/00]

1/14/00 391 NOTICE by Intervenor of intent to file an application for attorneys' fees and costs [4:97-cv-01622] (cp) [Entry date 01/18/00]

1/14/00 392 MOTION before Judge Claudia Wilken by Trustee Frederick S. Wyle for instructions re: payment of attorney fees [4:97-cv-01622] (cp) [Entry date 01/18/00]

1/14/00 393 NOTICE by Trustee Frederick S. Wyle of submission of invoice and time records [4:97-cv-01622] (cp) [Entry date 01/18/00]

1/18/00 394 ORDER by Judge Claudia Wilken granting motion for instructions re: payment of attorney fees [392-1] (Date Entered: 1/20/00) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/20/00]

1/18/00 395 PROOF OF SERVICE by Trustee Frederick S. Wyle of motion for instructions re: payment of attorney fees [392-1] [4:97-cv-01622] (cp) [Entry date 01/20/00]

1/20/00 396 MOTION before Judge Claudia Wilken by Intervenor for reconsideration, and to stay of payment of attorneys fees pending appeal [4:97-cv-01622] (cp) [Entry date 01/21/00]

1/24/00 397 NOTICE OF MOTION AND MOTION before Judge Claudia Wilken by Intervenor Joel Boyden, et al for the award of attorneys' fees and costs with Notice set for 3/3/00 at 10:00am [4:97-cv-01622] (cp) [Entry date 01/25/00]

1/24/00 398 DECLARATION by Randy Price on behalf of Intervenor re motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 01/25/00]

1/24/00 399 DECLARATION by Michael I. Spiegel on behalf of Intervenor re motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 01/25/00]

1/24/00 400 DECLARATION by William H. Bode on behalf of Intervenor re motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 01/25/00]

1/25/00 401 NOTICE OF APPEAL by Intervenor Joel M. Boyden, et al from Dist. Court decision order [384-2] Fee status pd, receipt #4401086 [4:97-cv-01622] (cp)

1/25/00 402 PROOF OF SERVICE by Intervenor of appeal [401-1] [4:97-cv-01622] (cp)

1/25/00 -- Docket fee notification form and case information sheet to
USCA [401-1] [4:97-cv-01622] (cp)

1/25/00 -- Copy of notice of appeal and docket sheet to all counsel
[4:97-cv-01622] (cp)

1/25/00 403 STIPULATION re certain issues raised by Madison Liquidity
Investors 104, LLC [4:97-cv-01622] (cp)

1/25/00 -- RECEIVED Proposed Order (Trustee Frederick S. Wyle) re:
stipulation [403-1] [4:97-cv-01622] (cp)

1/26/00 404 EX-PARTE APPLICATION before Judge Claudia Wilken by
Intervenors to temporary stay the court's order directing
the Trustee to pay plaintiffs' counsel their attorneys'
fee [4:97-cv-01622] (cp)

1/26/00 405 ORDER by Judge Claudia Wilken denying motion for
reconsideration [396-1], denying motion to stay of payment
of attorneys fees pending appeal [396-2] (Date Entered:
1/27/00) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 01/27/00]

1/26/00 -- Docket Modification (Administrative) to order [405-1]
denying motion to temporary stay the court's order
directing the Trustee to pay plaintiffs' counsel their
attorneys' fee [404-1] [4:97-cv-01622] (cp)
[Entry date 02/01/00]

1/27/00 406 ORDER by Judge Claudia Wilken that Madison is permitted to
file no later than 2/1/00 a motion to compel the Trustee to
approve the transfer of the Exhibit A Partnership units;
motion to be set for hearing on 3/17/00 at 10:00am (Date
Entered: 2/1/00) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 02/01/00]

2/1/00 407 MOTION before Judge Claudia Wilken by Plaintiff to amend
judgment pursuant to Rule 59(e) with Notice set for
3/10/00 at 10:00 [4:97-cv-01622] (kc) [Entry date 02/02/00]

2/1/00 408 NOTICE of motion by Plaintiffs setting hearing on motion to
amend judgment pursuant to Rule 59(e) [407-1] for 10:00 on
3/10/00 [4:97-cv-01622] (kc) [Entry date 02/02/00]

2/1/00 409 Copy of USCA ORDER DENYING appellants' emergency motion
for a stay of 12/30/99 order pending appeal; (Date Entered:
2/2/00) (cc: all counsel) [4:97-cv-01622] (kc)
[Entry date 02/02/00]

2/1/00 410 NOTICE OF MOTION AND MOTION WITH MEMORANDUM OF POINTS AND AUTHORITIES before Judge Claudia Wilken by Madison Liquidity for an order compelling Synthetic Ind. re: transfer of certain limited partnership units into Madison's name, etc. with Notice set for 3/17/00 at 10:00am [4:97-cv-01622] (cp) [Entry date 02/03/00]

2/1/00 411 APPENDIX filed by Madison Liquidity of authorities [4:97-cv-01622] (cp) [Entry date 02/03/00]

2/2/00 -- NOTIFICATION by Circuit Court of Appellate Docket Number 00-15143 [4:97-cv-01622] (cp) [Entry date 02/03/00]

2/2/00 412 TRANSCRIPT DESIGNATION and Ordering Form filed by Intervenor for dates 9/5/97, 1/9/98, 2/6/98, 9/4/98, 5/24/99; C/R: Rosita Flores/Carol Karen/; appeal [401-1] [4:97-cv-01622] (cp) [Entry date 02/03/00]

2/3/00 -- CERTIFICATE of Record mailed to USCA, counsel notified. [4:97-cv-01622] (cp)

2/7/00 415 Amended PROOF OF SERVICE by Madison Liquidity of motion for an order compelling Synthetic Ind. re: transfer of certain limited partnership units into Madison's name, etc. [410-1], Appendix [411-1] [4:97-cv-01622] (cp) [Entry date 02/09/00]

2/8/00 413 Notice of CROSS-APPEAL by Dwight E. Winingler, Charlene E. Sutherland, Gary T. Charlebois from Dist. Court decision order [384-2] Fee status pd, receipt 3045 [4:97-cv-01622] (cp) [Entry date 02/09/00]

2/8/00 414 PROOF OF SERVICE by Plaintiff of appeal [413-1] [4:97-cv-01622] (cp) [Entry date 02/09/00]

2/9/00 -- Docket fee notification form and case information sheet to USCA [413-1] [4:97-cv-01622] (cp)

2/9/00 -- Copy of notice of appeal and docket sheet to all counsel [4:97-cv-01622] (cp)

2/9/00 416 OPPOSITION by Trustee Frederick S. Wyle to motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 02/10/00]

2/9/00 417 PROOF OF SERVICE by Trustee Frederick S. Wyle of order upon stipulation [4:97-cv-01622] (cp) [Entry date 02/10/00]

2/11/00 418 OBJECTIONS by Plaintiff to motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 02/15/00]

2/11/00 419 DECLARATION by Derek G. Howard on behalf of Plaintiff re objection [418-1] [4:97-cv-01622] (cp) [Entry date 02/15/00]

2/11/00 420 PROOF OF SERVICE by Plaintiff of declaration [419-1], objection [418-1] [4:97-cv-01622] (cp) [Entry date 02/15/00]

2/15/00 421 Notice to Intervenors/Appellants of OBJECTIONS to designation of transcripts on appeal filed by Plaintiff [4:97-cv-01622] (cp) [Entry date 02/16/00] [Edit date 02/25/00]

2/15/00 422 PROOF OF SERVICE by Plaintiff of notice of objection [421-1] [4:97-cv-01622] (cp) [Entry date 02/17/00]

2/18/00 423 OPPOSITION by Objectors to motion to amend judgment pursuant to Rule 59(e) [407-1] [4:97-cv-01622] (cp) [Entry date 02/22/00]

2/18/00 424 REPLY by Objectors to opposition to motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 02/22/00]

2/18/00 425 Second DECLARATION by Michael I. Spiegel on behalf of Objectors re motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 02/22/00]

2/18/00 426 Second DECLARATION by Randy Price on behalf of Objectors re motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 02/22/00]

2/18/00 427 DECLARATION by William H. Bode on behalf of Objectors re motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 02/22/00]

2/18/00 -- NOTIFICATION by Circuit Court of Appellate Docket Number 00-15298 [4:97-cv-01622] (cp) [Entry date 02/22/00]

2/22/00 428 CLERK'S NOTICE that the motion for the award of attorneys' fees and costs [397-1] is submitted; hearing scheduled for 3/3/00 is VACATED [4:97-cv-01622] (cp) [Entry date 02/25/00]

2/24/00 429 RESPONSE by Intervenors Joel M. Boyden, et al to

appellees' designation of transcripts [4:97-cv-01622] (cp)
[Entry date 02/25/00]

- 2/24/00 430 INVOICE AND TIME RECORDS of liquidating trustee filed by Trustee Frederick S. Wyle [4:97-cv-01622] (cp)
[Entry date 02/25/00]
- 2/25/00 431 REPLY by Plaintiffs to opposition to motion to amend judgment pursuant to Rule 59(e) [407-1] [4:97-cv-01622] (cp)
[Entry date 02/28/00]
- 2/25/00 432 PROOF OF SERVICE by Plaintiff of motion reply [431-1] [4:97-cv-01622] (cp) [Entry date 02/28/00]
- 2/25/00 433 OPPOSITION by Trustee Frederick S. Wyle to motion for an order compelling Synthetic Ind. re: transfer of certain limited partnership units into Madison's name, etc. [410-1] [4:97-cv-01622] (cp) [Entry date 02/28/00]
- 2/25/00 434 DECLARATION by Frederick S. Wyle on behalf of Trustee Frederick S. Wyle re opposition [433-1] [4:97-cv-01622] (cp)
[Entry date 02/28/00]
- 2/25/00 435 APPENDIX of authorities filed by Trustee Frederick S. Wyle [4:97-cv-01622] (cp) [Entry date 02/28/00]
- 3/3/00 436 REPLY by Madison Liquidity to opposition to motion for an order compelling Synthetic Ind. re: transfer of certain limited partnership units into Madison's name, etc. [410-1]; with declaration of Ellen Ruth Fenichel and exhibits [4:97-cv-01622] (cp) [Entry date 03/07/00]
- 3/6/00 437 CLERK'S NOTICE that the motion to amend judgment pursuant to Rule 59(e) [407-1] is submitted; that the motion for an order compelling Synthetic Ind. re: transfer of certain limited partnership units into Madison's name, etc. [410-1] is submitted; vacating hearing date previously set [4:97-cv-01622] (cp) [Entry date 03/07/00]
- 3/30/00 438 COPY of USCA Order: amending briefing schedule previously set [4:97-cv-01622] (cp)
- 4/10/00 439 NOTICE by Trustee Frederick S. Wyle of invoice and time records [4:97-cv-01622] (cp) [Entry date 04/11/00]
- 4/12/00 440 ORDER by Judge Claudia Wilken denying motion for an order compelling Synthetic Ind. re: transfer of certain limited partnership units into Madison's name, etc. [410-1] (Date Entered: 4/13/00) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 04/13/00]

5/16/00 441 NOTICE by Trustee Frederick S. Wyle of invoice and time records [4:97-cv-01622] (cp)

5/19/00 442 COPY of USCA Order: amending briefing schedule [4:97-cv-01622] (cp) [Entry date 05/22/00]

5/22/00 443 ORDER by Judge Claudia Wilken denying plaintiff's motion to amend judgment pursuant to Rule 59(e) [407-1]; granting motion for the award of attorneys' fees and costs [397-1]; Price counsel to submit amended billing records within 10 days of the date of the order (Date Entered: 5/23/00) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 05/23/00]

6/6/00 444 Supplemental MEMORANDUM of Spiegel, Liao & Kagay in support of motio for attorneys' fees and costs [4:97-cv-01622] (cp)

6/6/00 445 Supplemental DECLARATION by Michael I. Spiegel on behalf of Intervenor in support of Spiegel, Liao & Kagay's motion for attorneys fees and costs [4:97-cv-01622] (cp)

6/6/00 446 DECLARATION by Donald C. Smaltz on behalf of Intervenor in support of Spiegel, Liao & Kagay's motion for attorneys' fees and costs [4:97-cv-01622] (cp)

6/7/00 447 SUBMISSION of billing records pursuant to 5/22/00 [443-1] order by Intervenor [4:97-cv-01622] (cp) [Entry date 06/08/00]

6/7/00 447 MOTION before Judge Claudia Wilken by Intervenor for reconsideration on 5/22/00 order [4:97-cv-01622] (cp) [Entry date 06/08/00]

6/16/00 448 OBJECTIONS by Plaintiffs to motion for reconsideration on 5/22/00 order [447-1] [4:97-cv-01622] (cp) [Entry date 06/19/00]

6/16/00 449 Supplemental OPPOSITION by Plaintiff to motion for the award of attorneys' fees and costs [397-1] [4:97-cv-01622] (cp) [Entry date 06/19/00]

6/16/00 450 NOTICE by Plaintiffs of association of attorney Fred H. Altshuler, Victor M. Ortiz de-Montellano [4:97-cv-01622] (cp) [Entry date 06/19/00]

6/16/00 452 DECLARATION by Miguel Arellano on behalf of Intervenor [4:97-cv-01622] (cp) [Entry date 06/20/00]

6/19/00 451 ORDER by Judge Claudia Wilken granting Bode & Beckman's submission pursuant to 5/22/00 order as timely filed (Date Entered: 6/20/00) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 06/20/00]

6/23/00 453 Supplemental REPLY by Intervenors in support of motion for attorneys' fees and costs [4:97-cv-01622] (cp)

6/27/00 454 MOTION before Judge Claudia Wilken by Intervenors for reconsideration from 5/22/00 order [4:97-cv-01622] (cp)

6/27/00 455 RESPONSE by Intervenors re objection [448-1] [4:97-cv-01622] (cp)

6/28/00 456 MOTION before Judge Claudia Wilken by Trustee Frederick S. Wyle to amend liquidating trustee provisions [4:97-cv-01622] (cp) [Entry date 06/29/00]

6/28/00 -- RECEIVED Proposed Order (Trustee Frederick S. Wyle) re: motion to amend liquidating trustee provisions [456-1] [4:97-cv-01622] (cp) [Entry date 06/29/00]

6/29/00 457 ORDER by Judge Claudia Wilken granting motion to amend liquidating trustee provisions [456-1]; to require that the turnover of funds to the settlement administrator occur within two months of a final, nonappealable order of any attorneys' fees awards herein; (Date Entered: 6/30/00) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 06/30/00]

7/6/00 458 NOTICE by Trustee Frederick S. Wyle of entry of [457-1] order [4:97-cv-01622] (cp) [Entry date 07/07/00]

7/20/00 459 NOTICE by Plaintiffs re: service of papers [4:97-cv-01622] (cp) [Entry date 07/21/00]

7/24/00 460 PROOF OF SERVICE by Plaintiff of notice [458-1] [4:97-cv-01622] (cp)

9/6/00 461 ORDER by Judge Claudia Wilken denying motion for reconsideration from 5/22/00 order [454-1], [447-1]; awards the Spiegel firm \$76,837.50 in fees and \$1,278.56 in costs, and the Bode firm \$77,682.25 in fees and \$1,068.31 in costs; Price counsel shall refund any fees previously acquired from the Limited Partners out of the court-awarded funds (Date Entered: 9/6/00) (cc: all counsel) [4:97-cv-01622] (cp)

9/6/00 462 SUPPLEMENTAL JUDGMENT: by Judge Claudia Wilken that

counsel for plaintiff recover \$6,839,032.80 in attorneys' fees and \$287,240.31 in costs; Bode & Beckman, counsel for the Price Objectors, shall recover \$77,682.25 in attorneys' fees and \$1,068.31 in costs; Spiegel, Liao & Kagay, co-counsel for the Price Objectors, shall recover \$76,837.50 in fees and \$1,278.56 in costs (Date Entered: 9/6/00) (cc: all counsel) [4:97-cv-01622] (cp)

9/20/00 463 MOTION before Judge Claudia Wilken by Intervenors Joel J. Boyden, et al to alter or amend 9/6/00 judgment [4:97-cv-01622] (cp)

9/22/00 464 NOTICE OF MOTION AND MOTION before Judge Claudia Wilken by Intervenors Joel M. Boyden, et al to alter or amend 9/6/00 order with Notice set for 10/27/00 at 10:00am [4:97-cv-01622] (cp)

9/25/00 465 CLERK'S NOTICE that the motion to alter or amend 9/6/00 order [464-1], [463-1] is submitted; vacating 10/27/00 hearing; opposition due 10/6/00; any reply due 10/20/00 [4:97-cv-01622] (cp) [Entry date 09/26/00]

10/3/00 466 NOTICE OF APPEAL by Intervenors Joel M. Boyden, et al from Dist. Court decision judgment [462-1] Fee status NOT PAID [4:97-cv-01622] (cp)

10/3/00 -- Docket fee notification form and case information sheet to USCA [466-1] [4:97-cv-01622] (cp)

10/3/00 -- Copy of notice of appeal and docket sheet to all counsel [4:97-cv-01622] (cp)

10/3/00 -- Mailed request for payment of docket fee to appellant (cc to USCA) [4:97-cv-01622] (cp)

10/6/00 467 OPPOSITION by Plaintiff to motion to alter or amend 9/6/00 order [464-1], motion to alter or amend 9/6/00 judgment [463-1] [4:97-cv-01622] (cp)

10/6/00 468 DECLARATION by Victor M. Ortiz-De-Montellano on behalf of Plaintiffs re opposition [467-1] [4:97-cv-01622] (cp)

10/10/00 -- RECEIVED re appeal [466-1] fee in amount of \$ 105.00 (Receipt # 4402434) [4:97-cv-01622] (cp)

10/10/00 -- Amended docket fee payment notification mailed to USCA [4:97-cv-01622] (cp)

10/12/00 -- NOTIFICATION by Circuit Court of Appellate Docket Number

00-16892 [4:97-cv-01622] (cp) [Entry date 10/16/00]

10/12/00 469 NOTICE by Trustee Frederick S. Wyle of invoice and time records of liquidating trustee [4:97-cv-01622] (cp) [Entry date 10/16/00]

10/16/00 470 TRANSCRIPT DESIGNATION and Ordering Form filed by Intervenor for dates 9/5/97, 1/9/98, 2/6/98, 9/4/98, 5/24/99; C/R: Rosita Flores, Carol Karen; Raynee H. Mercado, Candace L. Yount; appeal [466-1] [4:97-cv-01622] (cp) [Entry date 10/17/00]

10/17/00 -- CERTIFICATE of Record mailed to USCA, counsel notified. [4:97-cv-01622] (cp)

12/15/00 471 COPY of USCA Order: VACATING briefing schedule previously set by the court for appeal no. 00-16892 [4:97-cv-01622] (cp)

2/8/01 472 ORDER by Judge Claudia Wilken granting Intervenor's motion to alter or amend 9/6/00 order [464-1], [463-1]; that the order of 9/6/00 is amended to delete its last sentence which states "Price counsel shall refund any fees previously acquired from the Limited Partners out of the court-awarded funds." (Date Entered: 2/12/01) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 02/12/01]

2/16/01 473 NOTICE OF APPEAL by Intervenor, Joel M. Boyden, et al from Dist. Court decision judgment [462-1], order [472-1] Fee status pd, receipt #4403096 [4:97-cv-01622] (cp) [Entry date 02/20/01] [Edit date 02/20/01]

2/16/01 -- Docket fee notification form and case information sheet to USCA [473-1] [4:97-cv-01622] (cp) [Entry date 02/20/01]

2/16/01 474 NOTICE by Intervenor Joel M. Boyden, et al of change of firm name [4:97-cv-01622] (cp) [Entry date 02/20/01]

2/20/01 -- Copy of notice of appeal and docket sheet to all counsel [4:97-cv-01622] (cp)

3/1/01 475 AMENDMENT by Dwight E. Winger, Charlene E. Sutherland, Gary T. Charlebois to appeal [413-1] [4:97-cv-01622] (cp) [Entry date 03/02/01]

3/2/01 -- NOTIFICATION by Circuit Court of Appellate Docket Number 01-15361 [4:97-cv-01622] (cp) [Entry date 03/05/01]

4/16/01 476 COPY of USCA Order: that appeal 01-15361 is consolidated

with appeal #s 00-15143, 00-15298 and 00-16892
[4:97-cv-01622] (cp)

8/2/01 477 Copy of USCA ORDER regarding extension of time to file answering/opening brief and monitoring of issuance of certificate of record; (Date Entered: 8/3/01) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 08/03/01]

8/28/01 478 TRANSCRIPT DESIGNATION and Ordering Form filed by Intervenor for dates 9/5/97, 1/9/98, 2/6/98, 9/4/98, 5/24/99; C/R: Rosita Flores, Carol Karen, Raynee Mercado, Candace Yount; appeal [473-1] [4:97-cv-01622] (kc)

8/28/01 -- CERTIFICATE of Record mailed to USCA, counsel notified. [4:97-cv-01622] (kc)

6/6/02 479 Copy of USCA ORDER granting unopposed motion to recalendar oral argument for 6/11/02; (Date Entered: 6/7/02) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 06/07/02]

6/19/02 -- RECORD on Appeal to USCA, cnsl notified. re appeal [473-1] [4:97-cv-01622] (cp)

7/5/02 480 RECEIPT from USCA of clerk's record on appeal [4:97-cv-01622] (kc) [Entry date 07/08/02]

9/3/02 481 NOTICE from USCA of appellee's motion for extension of time to file petition for rehearing [4:97-cv-01622] (kc) [Entry date 09/04/02]

9/5/02 482 RECORD ON APPEAL RETURNED FROM USCA [401-1] [4:97-cv-01622] (kc) [Entry date 09/06/02]

10/18/02 483 COPY of USCA Order: granting motions for leave to file amici curiae briefs in support of the petitions for rehearing and petitions for rehearing en banc [4:97-cv-01622] (cp) [Entry date 10/23/02]

10/28/02 484 REQUEST by Intervenor for immediate case management conference [4:97-cv-01622] (kc)

10/28/02 -- RECEIVED Proposed Order (Intervenors) granting request for immediate case management conference [484-1] [4:97-cv-01622] (kc)

11/26/02 485 NOTICE OF MOTION AND MOTION before Judge Claudia Wilken by Intervenor for an order requiring plaintiffs' counsel to return class funds to trustee with Notice set for 1/10/03 at 10:00am [4:97-cv-01622] (cp) [Entry date 12/03/02]

11/26/02 486 DECLARATION by Charles Kagay on behalf of Intervenor re motion for an order requiring plaintiffs' counsel to return class funds to trustee [485-1] [4:97-cv-01622] (cp) [Entry date 12/03/02]

12/3/02 487 CERTIFIED copy of judgment from USCA affirming in part, reversing in part, remanding in part the decision of the District Court [Appeals [473-1],[466-1],[413-1],[401-1] [4:97-cv-01622] (cp) [Entry date 12/06/02]

12/6/02 488 CLERK's letter spreading the mandate to counsel. re appeal [473-1], re appeal [466-1], re appeal [413-1], re appeal [401-1] [4:97-cv-01622] (cp)

12/20/02 489 MEMORANDUM by Robert W. Mills and Smith, Katzenstein & Furlow LLP in opposition to motion for an order requiring plaintiffs' counsel to return class funds to trustee [485-1] [4:97-cv-01622] (cp) [Entry date 12/23/02]

12/26/02 490 REPLY by Intervenor in support of motion for an order requiring plaintiffs' counsel to return class funds trustee [485-1] [4:97-cv-01622] (kc) [Entry date 12/27/02]

1/2/03 491 STATEMENT of Liquidating Trustee Frederick S. Wyle regarding motion for an order requiring plaintiffs' counsel to return class funds to trustee [485-1] [4:97-cv-01622] (kc)

1/8/03 492 ORDER by Judge Claudia Wilken requiring plaintiffs' counsel to return class funds to trustee [485-1], and setting briefing schedule (Date Entered: 1/9/03) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/09/03]

1/27/03 493 NOTICE by Madison Liquidity of change of firm name, address, and phone numbers [4:97-cv-01622] (cp) [Entry date 01/28/03]

1/31/03 494 STIPULATION and ORDER by Judge Claudia Wilken revising briefing schedule on attorneys' fees applications : (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 02/03/03]

2/12/03 495 PROOF OF SERVICE by attorneys Robert W. Mills and Smith, Katzenstei & Furlow LLP of order [494-1] [4:97-cv-01622] (cp) [Entry date 02/14/03]

2/14/03 496 REPORT by Trustee Frederick S. Wyle re compliance with order requiring plaintiffs' class counsel to return funds [4:97-cv-01622] (cp) [Entry date 02/18/03]

2/20/03 497 STIPULATION and ORDER by Judge Claudia Wilken revising briefing schedule on attorneys' fees applications: (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 02/21/03]

2/25/03 498 PROOF OF SERVICE by attorneys Robert W. Mills and Smith, Katzenstein & Furlow LLP of order [497-1] [4:97-cv-01622] (cp) [Entry date 02/27/03]

2/26/03 499 MEMORANDUM of points and authorities re: award of fees and costs to class counsel filed by attorneys Robert W. Mills and Smith, Katzenstein & Furlow LLP [4:97-cv-01622] (cp) [Entry date 02/27/03] [Edit date 02/27/03]

2/26/03 500 DECLARATION by Robert W. Mills re memorandum [499-1] on behalf of Robert W. Mills, et al [4:97-cv-01622] (cp) [Entry date 02/27/03] [Edit date 02/27/03]

2/26/03 501 DECLARATION by David A. Jenkins re memorandum [499-1] on behalf of Robert W. Mills, et al [4:97-cv-01622] (cp) [Entry date 02/27/03] [Edit date 02/27/03]

2/26/03 502 DECLARATION by Brett A. Margolin, Ph.D. re memorandum [499-1] on behalf of Robert W. Mills, et al [4:97-cv-01622] (cp) [Entry date 02/27/03] [Edit date 02/27/03]

2/26/03 503 DECLARATION by David A. Jenkins re: history of the action on behalf of Robert W. Mills, et al [4:97-cv-01622] (cp) [Entry date 02/27/03] [Edit date 02/27/03]

2/26/03 504 PROOF OF SERVICE filed by Robert W. Mills, et al of declaration [503-1], declaration [502-1], declaration [501-1], declaration [500-1], memorandum [499-1] [4:97-cv-01622] (cp) [Entry date 02/27/03] [Edit date 02/27/03]

3/4/03 505 MOTION before Judge Claudia Wilken by Intervenor for modifications to order setting briefing schedule [4:97-cv-01622] (cp) [Entry date 03/05/03]

3/5/03 506 REPLY by Intervenors to opposition to motion for modifications to order setting briefing schedule [505-1] [4:97-cv-01622] (cp) [Entry date 03/07/03]

3/5/03 507 RESPONSE by attorneys Robert W. Mills, Smith, Katzenstein & Furlo re motion for modifications to order setting briefing schedule [505-1] [4:97-cv-01622] (cp) [Entry date 03/07/03]

3/6/03 508 ORDER by Judge Claudia Wilken granting in part and denying in part Intervenors' motion for modifications to order setting briefing schedule [505-1] (Date Entered:

3/10/03) (cc: all counsel) [4:97-cv-01622] (cp)
[Entry date 03/10/03]

3/17/03 509 Supplemental DECLARATION by Robert W. Mills in support of memorandum [499-1] [4:97-cv-01622] (kc)
[Entry date 03/18/03]

3/31/03 510 MOTION before Judge Claudia Wilken by Intervenors for order allowing limited discovery [4:97-cv-01622] (kc)
[Entry date 04/02/03]

3/31/03 511 DECLARATION by Michael I. Spiegel on behalf of Intervenors in support of motion for order allowing limited discovery [510-1] [4:97-cv-01622] (kc) [Entry date 04/02/03]

4/2/03 -- REFERRAL: referring case for discovery to Mag. Judge Maria-Elena James [4:97-cv-01622] (wh)

4/2/03 512 ORDER by Judge Claudia Wilken referring the motion for order allowing limited discovery [510-1] to a Magistrate Judge (Date Entered: 4/7/03) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 04/07/03]

4/7/03 513 Notice of reference and ORDER by Mag. Judge Maria-Elena James re motion for order allowing limited discovery [510-1] (Date Entered: 4/9/03) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 04/09/03]

4/22/03 514 REQUEST before Judge Claudia Wilken by Intervenors for modification to briefing schedule [4:97-cv-01622] (kc)

4/22/03 515 DECLARATION by Michael I. Spiegel on behalf of Intervenor in support of request for modification to briefing schedule [514-1] [4:97-cv-01622] (kc)

4/22/03 516 REQUEST before Mag. Judge Maria-Elena James by Intervenors for telephonic discovery conference [4:97-cv-01622] (kc)

4/22/03 517 DECLARATION by Michael I. Spiegel on behalf of Intervenors in support of request for telephonic discovery conference [516-1] [4:97-cv-01622] (kc)

4/24/03 518 LETTER dated 4/23/03 from Michael I. Spiegel re:request for a telephonic conference [4:97-cv-01622] (oh)
[Entry date 04/25/03]

4/30/03 519 RENEWED MOTION before Judge Claudia Wilken by Spiegel Liao & Kagay for pre-appeal attorneys' fees [4:97-cv-01622] (cp)

4/30/03 520 DECLARATION by Charles M. Kagay on behalf of Spiegel Liao & Kagay re motion for pre-appeal attorneys' fees [519-1] [4:97-cv-01622] (cp)

4/30/03 521 RESPONSE by Intervenors Joel M. Boyden, et al to application for award of fees and costs to class counsel [4:97-cv-01622] (cp)

4/30/03 522 DECLARATION by Charles M. Kagay on behalf of Intervenors Joel M. Boyden, et al re response [521-1] [4:97-cv-01622] (cp)

4/30/03 523 DECLARATION by William H. Bode on behalf of Intervenors Joel M. Boyden, et al [4:97-cv-01622] (cp)

5/1/03 524 Renewed MOTION before Judge Claudia Wilken by Intervenors for pre-appeal attorneys' fees [4:97-cv-01622] (kc) [Entry date 05/05/03]

5/1/03 525 MOTION before Judge Claudia Wilken by Intervenors to exclude declaration of Brett A. Margolin [4:97-cv-01622] (kc) [Entry date 05/05/03]

5/1/03 526 ORDER by Judge Claudia Wilken GRANTING motion for modification to briefing schedule [514-1] (Date Entered: 5/5/03) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 05/05/03]

5/15/03 527 REQUEST by Price Intervenors for a telephonic discovery conference, or in the alternative, a ruling on request for order allowing limited discovery [4:97-cv-01622] (cp) [Entry date 05/16/03]

5/15/03 528 DECLARATION by Michael I. Speigel on behalf of Intervenors re request [527-1] [4:97-cv-01622] (cp) [Entry date 05/16/03]

5/15/03 529 ORDER by Mag. Judge Maria-Elena James re [516-1]; parties to appear for courtroom meet and confer session at 2:00pm on 5/22/03; (Date Entered: 5/19/03) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 05/19/03]

5/19/03 530 STIPULATION and ORDER by Judge Claudia Wilken: modifying briefing schedule on motion for attorneys' fees (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 05/20/03]

5/22/03 531 PROOF OF SERVICE of order [530-2] [4:97-cv-01622] (kc) [Entry date 05/23/03]

5/23/03 532 Joint submission of meet and confer LETTER dated 5/22/03 from Intervenor [4:97-cv-01622] (kc) [Entry date 05/27/03]

5/27/03 533 ORDER by Mag. Judge Maria-Elena James re: discovery disputes (Date Entered: 5/29/03) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 05/29/03]

5/27/03 -- Docket Modification (Administrative) to order [533-1] granting motion for order allowing limited discovery [510-1] [4:97-cv-01622] (cp) [Entry date 11/12/03]

6/11/03 534 Second supplemental DECLARATION by Robert W. Mills in support of application for award of fees and costs to class counsel [4:97-cv-01622] (cp) [Entry date 06/12/03]

6/25/03 535 MOTION before Mag. Judge Maria-Elena James by Intervenor Joel M. Boyden, et al for a telephonic discovery conference [4:97-cv-01622] (cp)

6/25/03 536 DECLARATION by Michael I. Spiegel on behalf of Intervenor Joel M. Boyden, et al re motion for a telephonic discovery conference [535-1] [4:97-cv-01622] (cp)

6/25/03 537 LETTER dated 6/25/03 from Jonathan R. Bass re: response to Michael Spiegel's ex parte submission [4:97-cv-01622] (cp) [Entry date 06/30/03]

7/1/03 -- RECEIVED ex parte application and proposed order for extension of time to file and serve briefs on pending motions, to August 22, 2003 by class counsel [4:97-cv-01622] (kc) [Entry date 08/01/03]

7/2/03 538 ORDER by Mag. Judge Maria-Elena James re: Price Intervenor's request for a telephonic discovery conference; Court finds that a telephonic conference is unnecessary; (Date Entered: 7/7/03) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 07/07/03]

7/28/03 539 Supplemental RESPONSE by Intervenor to motion for pre-appeal attorneys' fees [524-1] [4:97-cv-01622] (kc) [Entry date 07/29/03]

7/28/03 540 DECLARATION by Michael I. Spiegel on behalf of Intervenor in support of response [539-1] [4:97-cv-01622] (kc) [Entry date 07/29/03]

7/28/03 541 Special DECLARATION by Randy Price on behalf of Intervenor in support of supplemental response [539-1]

[4:97-cv-01622] (kc) [Entry date 07/29/03]

8/1/03 542 DECLARATION by Jonathan R. Bass of behalf of class counsel in support of ex parte application for extension of time [4:97-cv-01622] (kc)

8/1/03 543 PROOF OF SERVICE by class counsel of declaration [542-1] [4:97-cv-01622] (kc)

8/6/03 544 Ex parte application by class counsel and ORDER by Judge Claudia Wilken extending time to file and serve briefs in pending fee applications of class counsel to 8/22/03; (Date Entered: 8/7/03) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 08/07/03]

8/19/03 545 NOTICE by Robert W. Mills, Smith Katzenstein of change of address [4:97-cv-01622] (cp)

8/22/03 546 MEMORANDUM by Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein in opposition to motion for pre-appeal attorneys' fees [524-1] [4:97-cv-01622] (kc)

8/22/03 547 MEMORANDUM by Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein in opposition to motion to exclude declaration of Brett A. Margolin [525-1] [4:97-cv-01622] (kc)

8/22/03 548 REPLY memorandum by Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein in support of application for award of fees and costs to class counsel [4:97-cv-01622] (kc)

8/22/03 549 Reply DECLARATION by Robert W. Mills on behalf of Miscellaneous in support of application for award of fees and costs to class counsel [4:97-cv-01622] (kc)

8/22/03 550 REPLY DECLARATION by Jonathan R. Bass on behalf of Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein in support of application for award of fees and costs to class counsel [4:97-cv-01622] (kc)

8/22/03 551 REPLY DECLARATION by Brett A. Margolin, PH.D. on behalf of Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein [4:97-cv-01622] (kc)

8/27/03 552 STIPULATED request for order changing time for Price Intervenors to reply to plaintiffs' counsel's opposition to motions to exclude declaration and for pre appeal attorneys' fees [4:97-cv-01622] (kc)

8/28/03 553 ORDER by Judge Claudia Wilken changing time pursuant to stipulation request; Price Intervenors' reply brief re: motions to exclude declaration and for pre-appeal fees is enlarged to 9/5/03 (Date Entered: 8/29/03) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 08/29/03]

8/29/03 554 ERRATA by Intervenors to response [539-1] [4:97-cv-01622] (kc)

8/29/03 555 Objections to and MOTION before Judge Claudia Wilken by Intervenor to strike declaration [549-1] [4:97-cv-01622] (kc)

9/5/03 556 REPLY by Intervenors Joel M. Boyden, et al to opposition to motion for pre-appeal attorneys' fees [524-1] [4:97-cv-01622] (cp) [Entry date 09/09/03]

9/5/03 557 REPLY by Intervenors Joel M. Boyden, et al to opposition to motion to exclude declaration of Brett A. Margolin [525-1] [4:97-cv-01622] (cp) [Entry date 09/09/03]

9/10/03 558 RESPONSE to objection to, and motion to strike, reply declaration of Robert W. Mills; request for oral argument on application of class counsel for award of fees and costs filed by Robert W. Mills, Smith Katzenstein [4:97-cv-01622] (cp) [Entry date 09/11/03]

9/11/03 559 REPLY by Intervenors on motion to strike declaration of Robert W. Mills [555-1], and response to request for oral argument [4:97-cv-01622] (cp) [Entry date 09/12/03]

3/5/04 560 STATUS REPORT and copy of invoice of liquidating trustee for Synthetics Industries LLP filed by Trustee Frederick S. Wyle [4:97-cv-01622] (cp) [Entry date 03/10/04]

10/14/04 561 ORDER by Judge Claudia Wilken granting motion for pre-appeal attorneys' fees [524-1]; granting motion to strike declaration [549-1] [555-1]; denying request for oral argument or an evidentiary hearing on renewed fee application [558-1]; granting motion for pre-appeal attorneys' fees [519-1]; denying motion to exclude declaration of Brett A. Margolin [525-1] (Date Entered: 10/15/04) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 10/15/04]

10/21/04 562 NOTICE by Attorneys fo Intervenors of change of address [4:97-cv-01622] (kc) [Entry date 10/25/04]

10/27/04 563 MOTION before Judge Claudia Wilken by Robert W. Mills, Smith Katzenstein to revise briefing schedule established by order regarding attorney's fees [4:97-cv-01622] (kc) [Entry date 10/28/04]

10/27/04 564 DECLARATION by Jonathan R. Bass on behalf of Robert W. Mills, Smith Katzenstein in support of motion to revise briefing schedule established by order regarding attorney's fees [563-1] [4:97-cv-01622] (kc) [Entry date 10/28/04]

10/27/04 565 PROOF OF SERVICE by Robert W. Mills, Smith Katzenstein of declaration [564-1], motion to revise briefing schedule established by order regarding attorney's fees [563-1] [4:97-cv-01622] (kc) [Entry date 10/28/04]

11/1/04 566 OBJECTIONS by Intervenors Joel M. Boyden, et al to motion to revise briefing schedule established by order regarding attorney's fees [563-1] [4:97-cv-01622] (cp) [Entry date 11/04/04]

11/2/04 567 ORDER by Judge Claudia Wilken granting motion to revise briefing schedule established by order regarding attorney's fees [563-1] (Date Entered: 11/05/04) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 11/05/04]

11/3/04 568 NOTICE by Madison Liquidity of attorney's change of address [4:97-cv-01622] (kc) [Entry date 11/05/04]

12/2/04 569 Supplemental MEMORANDUM by Smith Katzenstein, Robert W. Mills in support of application for award fees and costs to class counsel [4:97-cv-01622] (cp) [Entry date 12/06/04]

12/2/04 570 DECLARATION by John H. Small on behalf of Robert W. Mills, Smith Katzenstein in support of application for award of fees and costs to class counsel [4:97-cv-01622] (cp) [Entry date 12/06/04]

12/2/04 571 DECLARATION by Richard M. Pearl on behalf of Robert W. Mills, Smith Katzenstein in support of application for award fees and costs to class counsel [4:97-cv-01622] (cp) [Entry date 12/06/04]

12/2/04 572 DECLARATION by Jonathan R. Bass on behalf of Robert W. Mills, Smith Katzenstein in support of application for award of fees and costs to class counsel [4:97-cv-01622] (cp) [Entry date 12/06/04]

12/2/04 573 DECLARATION by Robert W. Mills on behalf of Robert W. Mills, Smith Katzenstein in support of application for award fees and costs to class counsel [4:97-cv-01622] (cp) [Entry date 12/06/04]

12/2/04 574 DECLARATION by Craig B. Smith on behalf of Robert W. Mills, Smith Katzenstein in support of application for award of

fees and costs to class counsel [4:97-cv-01622] (cp)
[Entry date 12/06/04]

- 12/2/04 575 PROOF OF SERVICE by Robert W. Mills, Smith Katzenstein of declaration [574-1], declaration [573-1], declaration [572-1], declaration [571-1], declaration [570-1], memorandum [569-1] [4:97-cv-01622] (cp)
[Entry date 12/06/04]
- 12/16/04 576 RESPONSE by Intervenors Joel M. Boyden, et al re supplemental memorandum [569-1] [4:97-cv-01622] (cp)
[Entry date 12/20/04]
- 12/16/04 577 DECLARATION by Mark Zvonkovic on behalf of Intervenors Joel M. Boyden, et al re response [576-1] [4:97-cv-01622] (cp)
[Entry date 12/20/04]
- 12/16/04 578 DECLARATION by Charles M. Kagay on behalf of Intervenors Joel M. Boyden, et al re response [576-1] [4:97-cv-01622] (cp) [Entry date 12/20/04]
- 12/23/04 579 REPLY Memorandum in support of Application for Award of Fees and Costs to Class Counsel by Robert W. Mills, Smith Katzenstein [4:97-cv-01622] (kc) [Entry date 12/27/04]
- 12/23/04 580 Reply DECLARATION by David A. Jenkins on behalf of Robert W. Mills, Smith Katzenstein in support of Application for Award of Fees and Costs to Class Counsel [4:97-cv-01622] (kc) [Entry date 12/27/04]
- 12/23/04 581 DECLARATION by Robert W. Mills on behalf of Robert W. Mills, Smith Katzenstein in support of Application for Award of Fees and Costs to Class Counsel [4:97-cv-01622] (kc) [Entry date 12/27/04]
- 12/23/04 582 PROOF OF SERVICE by Robert W. Mills, Smith Katzenstein of declaration [581-1], declaration [580-1], reply [579-1] [4:97-cv-01622] (kc) [Entry date 12/27/04]
- 1/3/05 583 MOTION before Judge Claudia Wilken by Intervenors Joel M. Boyden, et al for leave to file surreply [4:97-cv-01622] (cp)
- 1/12/05 584 RESPONSE by Robert W. Mills, Smith Katzenstein & Furlow LLP re motion for leave to file surreply [583-1] [4:97-cv-01622] (cp) [Entry date 01/14/05]
- 1/19/05 585 ORDER by Judge Claudia Wilken denying motion for leave to file surreply [583-1] (Date Entered: 1/24/05) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 01/24/05]

2/28/05 586 ORDER by Judge Claudia Wilken awarding attorneys' fees in the amount of \$2,063,000.04 and costs in the amount of \$262,233.80 to the Mills Firm and attorneys' fees in the amount of \$402,500.75 and costs in the amount of \$29,573.31 to the Smith Firm; (Date Entered: 3/2/05) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 03/02/05]

3/14/05 587 BRIEF filed by Intervenors on the issue of interest owed by and owed to Plaintiffs' counsel [4:97-cv-01622] (kc) [Entry date 03/15/05]

3/14/05 588 DECLARATION by Charles M. Kagay on behalf of Intervenors in support of brief [587-1] [4:97-cv-01622] (kc) [Entry date 03/15/05]

3/28/05 589 MEMORANDUM by Counsel for Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein on the issue of interest [4:97-cv-01622] (kc) [Entry date 03/31/05]

3/28/05 590 DECLARATION by Robert W. Mills in support of memorandum [589-1] [4:97-cv-01622] (kc) [Entry date 03/31/05]

3/28/05 591 DECLARATION by David A. Jenkins re: Interest [4:97-cv-01622] (kc) [Entry date 03/31/05]

3/29/05 592 ERRATA by Miscellaneous Robert W. Mills, Miscellaneous Smith Katzenstein to Memorandum [589-1] [4:97-cv-01622] (kc) [Entry date 03/31/05]

3/29/05 593 ERRATA by Robert W. Mills, Smith Katzenstein to Declaration [591-1] [4:97-cv-01622] (kc) [Entry date 03/31/05]

4/4/05 594 REPLY by Intervenors Joel M. Boyden, et al on the issue of interest owed by and owed to plaintiffs' counsel [4:97-cv-01622] (cp)

4/22/05 595 ORDER by Judge Claudia Wilken regarding interest on attorneys' fees (Date Entered: 4/26/05) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 04/26/05]

5/2/05 596 DECLARATION by Frederick S. Wyle on behalf of Frederick S. Wyle re interest due Synthetic Industries LP under the court's order of 4/22/05 [4:97-cv-01622] (cp) [Entry date 05/04/05]

5/24/05 597 MOTION before Judge Claudia Wilken by Intervenors Joel M. Boyden, et al for briefing schedule on fee petition and order to trustee re retention of funds [4:97-cv-01622] (cp)

[Entry date 05/25/05]

- 5/27/05 598 JUDGMENT: by Judge Claudia Wilken awarding attorney fees in the amount of \$2,063,000.04 to Robert W. Mills; in the amount of \$402,500.75 to the firm of SMith, Katzenstein & Furlow, LLP; foregoing attorneys' fees shall be offset in the sum of \$645,024.72, \$539,722.41 shall be deducted from the amount to be paid to Robert W. Mills and \$105,302.31 shall be deducted from the amount to be paid to Smith, Katzenstein & Furlow, LLP. Net fees to be paid to Robert W. Mills shall be \$1,523,277.63 and \$297,198.44 paid to Smith, Katzenstein & Furlow, LLP. Post judgment interest rate on net fees shall accrue from 2/28/05. Costs in the amount of \$262,233.80 are awarded to Robert W. Mills. Costs in the amount of \$29,573.31 are awarded to the firm of Smith, Katzenstein & Furlow, LLP. Post judgment interest rate on costs shall accrue from 12/20/02 (Date Entered: 5/31/05) (cc: all counsel) [4:97-cv-01622] (kc) [Entry date 05/31/05]
- 5/27/05 599 ORDER by Judge Claudia Wilken on briefing schedule for Price counsel petition for fees and costs, and order to trustee re retention of funds [597-1] (Date Entered: 6/1/05) (cc: all counsel) [4:97-cv-01622] (cp) [Entry date 06/01/05]
- 6/1/05 600 PROOF OF SERVICE by Intervenors Joel M. Boyden, et al of order [599-1] [4:97-cv-01622] (cp) [Entry date 06/02/05]
- 6/2/05 601 NOTICE by Robert W. Mills, Smith Katzenstein of entry of [598-2] judgment [4:97-cv-01622] (cp) [Entry date 06/03/05]
- 6/15/05 602 NOTICE OF APPEAL by Intervenor from Dist. Court decision judgment [598-2]; Fee status paid [4:97-cv-01622] (kc)
- 6/15/05 -- Docket fee notification form and case information sheet to USCA [602-1] [4:97-cv-01622] (kc)
- 6/15/05 -- Copy of notice of appeal and docket sheet to all counsel [4:97-cv-01622] (kc)
- 6/17/05 603 MOTION before Judge Claudia Wilken by Intervenors for appeal and post-appeal attorney fees and costs [4:97-cv-01622] (kc) [Entry date 06/20/05]
- 6/17/05 604 DECLARATION by Charles Kagay on behalf of Intervenors in support of motion for appeal and post-appeal attorney fees and costs [603-1] [4:97-cv-01622] (kc) [Entry date 06/20/05]
- 6/17/05 605 DECLARATION by William A. Roberts, III on behalf of

Intervenors [4:97-cv-01622] (kc) [Entry date 06/20/05]

6/17/05 606 DECLARATION by Randy Price on behalf of Intervenors
[4:97-cv-01622] (kc) [Entry date 06/20/05]

6/17/05 607 DECLARATION by Gregory Stoia on behalf of Intervenors
[4:97-cv-01622] (kc) [Entry date 06/20/05]

6/17/05 608 DECLARATION by William H. Bode on behalf of Intervenors
[4:97-cv-01622] (kc) [Entry date 06/20/05]

6/17/05 609 COMPENDIUM of prior Court Orders by Intervenors presented
in support of [603-1] motion for appeal and post-appeal
attorney fees and costs [4:97-cv-01622] (kc)
[Entry date 06/20/05]

6/20/05 -- NOTIFICATION by Circuit Court of Appellate Docket Number
05-16107 [4:97-cv-01622] (cp)

6/24/05 610 TRANSCRIPT DESIGNATION and Ordering Form filed by
Intervenor Joel M. Boyden, et al for dates NOT DESIGNATING
; ; appeal [602-1] [4:97-cv-01622] (cp)
[Entry date 06/29/05]

6/29/05 -- CERTIFICATE of Record mailed to USCA, counsel notified.
[4:97-cv-01622] (cp)

7/1/05 611 Memorandum in RESPONSE by Miscellaneous Robert W. Mills,
defendant Synthetic Management re motion for appeal and
post-appeal attorney fees and costs [603-1] [4:97-cv-01622]
(kc) [Entry date 07/05/05]

7/1/05 612 DECLARATION by Jonathan R. Bass in support of response
[611-1] [4:97-cv-01622] (kc) [Entry date 07/05/05]

7/8/05 613 REPLY by the Price Intervenors on motion for appeal and
post-appeal attorney fees and costs [603-1] [4:97-cv-01622]
(cp) [Entry date 07/11/05]

7/8/05 614 DECLARATION by Charles Kagay on behalf of the Price
Intervenors re motion reply [613-1] [4:97-cv-01622] (cp)

[Entry date 07/11/05]

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