U.S. District Court

Southern District of New York (Foley Square)

CIVIL DOCKET FOR CASE #: 1:98-cv-01748-JSM

Cerrato, Inc., et al v. Neoware Systems, Inc, et al
Assigned to: Judge John S. Martin
Demand: $0
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 03/11/1998
Jury Demand: Plaintiff
Nature of Suit: 850 Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

Cerrato, Inc. represented by **Steven Altman**
Ziegler, Ziegler & Associates, L.L.P
570 Lexington Avenue
New York, NY 10022
(212) 319-7600
LEAD ATTORNEY

Plaintiff

5 Star Financial Group, Inc. represented by **Eric Peter Rosenberg**
Altman & Company P.C.
260 Madison Avenue, 22nd Floor
NEW YORK, NY 10016
(212) 683-7600
Fax: (212) 683-7655
Email: erosenberg@altmanco.net
LEAD ATTORNEY

Steven Altman
(See above for address)
LEAD ATTORNEY

Plaintiff

Teledata, Inc. represented by **Eric Peter Rosenberg**
(See above for address)
LEAD ATTORNEY

Steven Altman
(See above for address)
LEAD ATTORNEY

V.

Defendant

Neoware Systems, Inc. represented by **Lisa Klein Wager**
Morgan Lewis & Bockius
101 Park Avenue
New York, NY 10178
212-309-6000
LEAD ATTORNEY

Defendant

Arthur R. Spector represented by **Lisa Klein Wager**
(See above for address)
LEAD ATTORNEY

Defendant

Scott Holland represented by **Lisa Klein Wager**
(See above for address)
LEAD ATTORNEY

Date Filed	#	Docket Text
03/11/1998	1	COMPLAINT filed; Summons issued and Notice pursuant to 28 U.S.C. 636(c); FILING FEE $ 150.00 RECEIPT # 310808 (pl) (Entered: 03/16/1998)
03/11/1998	2	Rule 9 certificate filed by Cerrato, Inc., 5 Star Financial, Teledata, Inc. (pl) (Entered: 03/16/1998)
03/11/1998		Magistrate Judge Bernikow is so Designated. (pl) (Entered: 03/16/1998)
03/11/1998	3	CERTIFICATION of Dennis Cerrato by Cerrato, Inc., 5 Star Financial Re: pursuant to 15 U.S.C. section 78u-4 (ae) (Entered: 03/19/1998)
04/02/1998	4	Affidavit of service of summons and complaint as to Neoware Systems, Inc by Edward Lock, on 3/23/98. Answer due on 4/13/98 for Neoware Systems, Inc (djc) (Entered: 04/03/1998)
04/02/1998	5	Affidavit of service of summons and complaint as to Scott Holland by Tracy Driehaus on 3/23/98. Answer due on 4/13/98 for Scott Holland (djc) (Entered: 04/03/1998)
05/01/1998	6	AMENDED COMPLAINT by Cerrato, Inc., 5 Star Financial, Teledata, Inc. , (Answer due 5/14/98 for Scott Holland, for Arthur R. Spector, for Neoware Systems, Inc) amending [1-1] complaint; Summons issued. (jp) (Entered: 05/05/1998)
05/15/1998	7	Rule 1.9 certificate filed by Neoware Systems, Inc (djc) (Entered: 05/18/1998)

05/15/1998	8	NOTICE of attorney appearance for Neoware Systems, Inc, Arthur R. Spector, Scott Holland by Lisa Klein Wager (djc) (Entered: 05/19/1998)
06/05/1998	9	ORDER FOR MODIFICATION OF PRE-TRIAL DEADLINES; defts' time to serve a motion to dismiss or otherwise respond to the complaint is adjourned until 45-days after the filing of a consolidated complaint by lead pltff (signed by Judge John S. Martin); Copies mailed (sac) (Entered: 06/08/1998)
07/17/1998	10	NOTICE OF MOTION Josshua S. Galitzer, etc. for an order appointed them lead plaintiffs pursuant to 21D(a)(3)(B) of the Securities Exchange Act of 1934, and for appointment of Lead Counsel (kw) (Entered: 07/20/1998)
07/17/1998	11	AFFIDAVIT in support by Mark C. Gardy of Re: [10-1] motion for an order appointed them lead plaintiffs pursuant to 21D(a)(3)(B) of the Securities Exchange Act of 1934, and for appointment of Lead Counsel. (kw) (Entered: 07/20/1998)
07/17/1998	12	MEMORANDUM in support of [10-1] motion for an order appointed them lead plaintiffs pursuant to 21D(a)(3)(B) of the Securities Exchange Act of 1934, and for appointment of Lead Counsel. (kw) (Entered: 07/20/1998)
08/19/1998	13	NOTICE OF MOTION by Cerrato, Inc., 5 Star Financial, Teledata, Inc. appointing the Cerrato plntfs and the Jaeger plntfs as lead plntfs ; approving their counsel, Ziegler, Ziegler & Altman as lead counsel for all plntfs and all members of the proposed classed in this action ; Return date not indicated; attached are papers in support (cd) (Entered: 08/20/1998)
08/19/1998	14	MEMORANDUM by Cerrato, Inc., 5 Star Financial, Teledata, Inc. in support of [13-1] motion appointing the Cerrato plntfs and the Jaeger plntfs as lead plntfs, [13-2] motion approving their counsel, Ziegler, Ziegler & Altman as lead counsel for all plntfs and all members of the proposed classed in this action (cd) (Entered: 08/20/1998)
08/24/1998	15	CERTIFICATION of Edward Jaeger Re: on behalf of the Pension Scheme, Delia, Sharon, Michael, and Ian Jaeger and myself, I am willing to serve as a representative party on behalf of a class, incl. providing testimony at deposition and trial, if necessary; following are all of the transactions in Neoware securities in which I have engaged on behalf of the Pension Scheme, Delia Jaeger, Michael Jaeger, Sharon Jaeger, Ian Jaeger, and myself (ls) (Entered: 08/25/1998)
08/26/1998	16	SUPPLEMENTAL AFFIDAVIT by counsel for Joshua S. Galitzer, as Executor in support of Mark C. Gardy Re: [10-1] motion for an order appointed them lead plaintiffs pursuant to 21D(a)(3)(B) of the Securities Exchange Act of 1934, and appointment of Lead Counsel (djc) (Entered: 08/27/1998)
08/26/1998	17	MEMORANDUM in further support of Galitzer Movants' [10-1] motion for an order appointed them lead plaintiffs pursuant to 21D(a)(3)(B) of the Securities Exchange Act of 1934, and for appointment of Lead Counsel (djc) (Entered: 08/27/1998)
09/03/1998	18	SUPPLEMENTAL DECLARATION in support by Steven Altman of Cerrato, Inc., 5 Star Financial, and Teledata, Inc.'s [13-1] motion appointing the Cerrato plntfs and the Jaeger plntfs as lead plntfs, and [13-2] motion approving their counsel, Ziegler, Ziegler & Altman as lead counsel for all plntfs and all members of the

		proposed classed in this action. (kw) (Entered: 09/04/1998)
09/03/1998	19	MEMORANDUM by Cerrato, Inc., 5 Star Financial, and Teledata, Inc. in support of [13-1] motion appointing the Cerrato plntfs and the Jaeger plntfs as lead plntfs, and [13-2] motion approving their counsel, Ziegler, Ziegler & Altman as lead counsel for all plntfs and all members of the proposed classed in this action. (kw) (Entered: 09/04/1998)
10/15/1998	20	STIPULATION and ORDER granting [13-1] motion appointing the Cerrato plntfs and the Jaeger plntfs as lead plntfs, granting [13-2] motion approving their counsel, Ziegler, Ziegler & Altman as lead counsel for all plntfs and all members of the proposed classed in this action. Galitzer Movants select Abbey, Gardy & Squitieri, LLP and Savett, Frukin, Podell & Ryan, P.C. as Co-Lead Counsel in charge of the Galitzer Class. The Galitzer Movants and the Cerrato Movants agree to (i) jointly move and obtain from the US District Court of Pennsylvania approval of an Order in the Pennsylvania Action modifying the 8/25/95 Order to reflect the agreement set forth in this Stipulation, and (ii) consolidate this action with the Pennsylvania Action. The Stipulation and Order is specifically conditioned on the approval of all of the terms set forth herein regarding the appointment of lead plaintiffs and lead counsel in the Pennsylvania Action. (signed by Judge John S. Martin). (kw) (Entered: 10/16/1998)
10/15/1998		Memorandum of Judge Martin's Chambers that the attached stipulation disposes of the motions with the following document numbers: 10 and 13. (ae) (Entered: 10/20/1998)
11/12/1998	21	NOTICE OF MOTION by Cerrato, Inc. to transfer case to the Eastern District of Pennsylvania , Return date not indicated (cd) (Entered: 11/16/1998)
11/12/1998	22	AFFIDAVIT in support of Nancy Kaboolian by Cerrato, Inc. Re: [21-1] motion to transfer case to the Eastern District of Pennsylvania (cd) (Entered: 11/16/1998)
11/12/1998	23	MEMORANDUM by Cerrato, Inc. in support of [21-1] motion to transfer case to the Eastern District of Pennsylvania (cd) (Entered: 11/16/1998)
12/08/1998	24	MEMORANDUM ORDER; granting [21-1] motion to transfer case to the Eastern District of Pennsylvania; (signed by Judge John S. Martin); copies mailed (ls) Modified on 12/11/1998 (Entered: 12/09/1998)
12/08/1998		Interdistrict transfer to the United States District Court Eastern District of Pennsylvania; Sent via Federal Express AIRBILL #4453034246 on 12/15/98 (ls) (Entered: 12/09/1998)

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