

U.S. District Court
Central District Of California
(Western Division - Los Angeles)
CIVIL DOCKET FOR CASE #: 2:99-cv-03755-DT-RC

David Lyons, et al v. Protection One Inc, et al
Assigned to: Judge Dickran Tevrizian
Referred to: Magistrate Rosalyn M. Chapman
Demand: \$0
Cause: 15:0078m(a) Securities Exchange Act

Date Filed: 04/07/1999
Jury Demand: Both
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

David Lyons
*on behalf of himself and all others
similarly situated*

represented by **Burton H Finkelstein**
Finkelstein Thompson & Loughran
Duvall Foundry
1050 30th St NW
Washington, DC 20007
202-337-8000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Donald J Enright
Finkelstein Thompson & Loughran
Duvall Foundry
1050 30th St NW
Washington, DC 20007
202-337-8000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Douglas R Britton
Milberg Weiss Bershad Hynes & Lerach
401 B Street, Ste 1700
San Diego, CA 92101-4297
619-231-1058
LEAD ATTORNEY

James Evan Tullman
Weiss & Yourman
10940 Wilshire Blvd
24th Fl
Los Angeles, CA 90024
310-208-2800
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin J Yourman

Yourman Alexander and Parekh
3601 Aviation Boulevard, Suite 300
Manhattan Beach, CA 90266
310-601-4108
Email: service@yaplaw.com
LEAD ATTORNEY

Willem F Jonckheer

Schubert & Reed
2 Embarcadero Ctr
Ste 1660
San Francisco, CA 94111
415-788-4220
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Ronald Cats

Lead Plaintiff

TERMINATED: 10/19/1999

represented by **Juden Justice Reed**

Schubert & Reed
2 Embarcadero Ctr
Ste 1660
San Francisco, CA 94111
415-788-4220
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert

Schubert & Reed
2 Embarcadero Ctr
Ste 1660
San Francisco, CA 94111
415-788-4220
Fax: 415-788-0161
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Alec Garbini

represented by **Juden Justice Reed**

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Randall Karkutt

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

David Shaev

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Michael Ringel

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Maryellnn Meninger Barrett

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Louis A DeSantis

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Joseph F Farina

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Willem F Jonckheer
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

Rhonda Goldsmith

represented by **Juden Justice Reed**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert C Schubert
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Willem F Jonckheer
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

M O Huntress

represented by **Juden Justice Reed**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert C Schubert
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Willem F Jonckheer
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

John Kuykendall

represented by **Juden Justice Reed**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert C Schubert

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Nest LLP

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Eric Rubin

*on behalf of themselves & all others
similarly situated*

represented by **Juden Justice Reed**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert C Schubert
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Willem F Jonckheer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Protection One Inc

represented by **David G Januszewski**
Cahill Gordon & Reindel

80 Pine St
New York, NY 10005-1702
212-701-3000
Fax: 212-269-5420
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jill E Olofson
Keesal Young & Logan
400 Oceangate
P O Box 1730
Long Beach, CA 90801-1730
562-436-2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
Keesal Young & Logan
400 Oceangate
P O Box 1730
Long Beach, CA 90801-1730
562-436-2000
Fax: 562-436-7416
LEAD ATTORNEY

Samuel A Keesal
Keesal Young & Logan
400 Oceangate
P O Box 1730
Long Beach, CA 90801-1730
562-436-2000
LEAD ATTORNEY

Defendant

Western Resources Inc

Defendant

James M Mackensie, Jr

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jill E Olofson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan

(See above for address)
LEAD ATTORNEY

Samuel A Keesal
(See above for address)
LEAD ATTORNEY

Defendant

John W Hesse

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jill E Olofson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY

Samuel A Keesal
(See above for address)
LEAD ATTORNEY

Defendant

John E Mack, III
TERMINATED: 10/19/1999

represented by **David G Januszewski**
(See above for address)
TERMINATED: 10/19/1999
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jill E Olofson
(See above for address)
TERMINATED: 10/19/1999
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
TERMINATED: 10/19/1999
LEAD ATTORNEY

Samuel A Keesal
(See above for address)
TERMINATED: 10/19/1999
LEAD ATTORNEY

Defendant

Protection One Alarm Monitoring Inc

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
Howrey Simon Arnold & White
2020 Main St, Ste 1000
Irvine, CA 92614-8200
949-721-6900
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Westar Capital Inc

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Peter C Brown

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Robert M Chefitz

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Howard A Christensen

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ben M Enis

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joseph J Gardner

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephanie M Byerly
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

William J Gremp

represented by **David G Januszewski**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert H Logan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Samuel A Keesal
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephanie M Byerly
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Steven L Kitchen

represented by **David G Januszewski**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert H Logan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Samuel A Keesal
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Carl M Koupal, Jr

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John C Nettels

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Jane Dresner Sadaka

represented by **David G Januszewski**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert H Logan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Samuel A Keesal
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephanie M Byerly
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

James Q Wilson

represented by **David G Januszewski**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Robert H Logan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Samuel A Keesal
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephanie M Byerly
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Arthur Andersen LLP
TERMINATED: 09/18/2001

represented by **Eric N Landau**
McDermott Will & Emery
18191 Von Karman Ave, Ste 400
Irvine, CA 92612-0187
949-851-0633
*TERMINATED: 09/18/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Miles N Ruthberg
Latham & Watkins
633 W 5th St, Ste 4000
Los Angeles, CA 90071-2007
213-485-1234
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert W Perrin
Latham & Watkins
633 W 5th St, Ste 4000
Los Angeles, CA 90071-2007
213-485-1234
Email: robert.perrin@lw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Terry N Christensen
Christensen Miller Fink Jacobs Glaser
Weil & Shapiro
10250 Constellation Blvd, 19th Fl
Los Angeles, CA 90067
310-553-3000
TERMINATED: 09/18/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Arthur Anderson

represented by **Robert W Perrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Protection One Inc
TERMINATED: 02/27/2001

represented by **David G Januszewski**
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal

(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Western Resources Inc
TERMINATED: 02/27/2001

represented by **David G Januszewski**
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
TERMINATED: 02/27/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

James M Mackenzie, Jr

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John W Hesse

represented by **David G Januszewski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert H Logan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samuel A Keesal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie M Byerly
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/07/1999	1	COMPLAINT filed Summons(es) issued referred to Discovery Rosalyn M. Chapman; jury demand (jp) (Entered: 04/08/1999)
04/09/1999		NOTICE Pro Hac Vice Application mailed to Counsels Burton H Finkelstein and Donald J. Enright on 4/9/99 (jp) (Entered: 04/09/1999)
05/05/1999	4	PROOF OF SERVICE executed upon defendants John E Mack III, John W. Hesse, James M Mackensie, JR & Protection One Inc, on 4/27/99, by personal svc to Samara Rivas, Receptionist, by delivering S/C, Ntc of assignment to US Mag Judge, Litigation guidelines, Ntc of right to consent to disposition of a civil cases by a US Mag, Ntc to cnsl. & by mail on 05/04/99. declaration of diligence is attached. (yc) (Entered: 05/18/1999)
05/14/1999	2	APPLICATION AND ORDER of Non-Resident Attorney to Appear in a Specific Case filed for plaintiff David Lyons by Burton H Finkelstein. Designating Kevin

		Yourman as local counsel. Approved by Judge Dickran Tevrizian. (Fee pd) (jag) (Entered: 05/17/1999)
05/14/1999	3	APPLICATION AND ORDER of Non-Resident Attorney to Appear in a Specific Case filed for plaintiff David Lyons by Donald J Enright. Designating Kevin Yourman as local counsel. Approved by Judge Dickran Tevrizian . (Fee pd) (jag) (Entered: 05/17/1999)
05/25/1999		LODGED APPL OF NON-RES ATTY submitted by defendant Protection One Inc, defendant James M Mackensie Jr, defendant John W Hesse, defendant John E Mack III FEE PAID (FWD TO CRD) (pj) Modified on 05/27/1999 (Entered: 05/27/1999)
05/26/1999	5	STIPULATION and ORDER: that all dfts time to move, ans or otherwise resp to the cp in this actn is ext to 7/9/99. by Judge Dickran Tevrizian (pj) (Entered: 05/27/1999)
05/26/1999	6	APPLICATION AND ORDER of Non-Resident Attorney David Januszewski to Appear in a Specific Case filed for defendants Protection One Inc, James M Mackensie Jr, John W Hesse, John E Mack IIIby . Designating Jill E Olofson as local counsel. Approved by Judge Dickran Tevrizian . (Fee pd) (yc) (Entered: 05/27/1999)
05/26/1999	7	NOTICE by defendant Protection One Inc of related case(s) CV 99-3798 CBM (RNBx), CV 99-4147 WDK (RCx) (rn) (Entered: 06/04/1999)
05/27/1999	8	NOTICE by plaintiff David Lyons of related case(s) CV 99-04147 WDK (RCx) (rn) (Entered: 06/08/1999)
06/07/1999	9	NOTICE by plaintiff David Lyons of related case(s) CV 99-3798 CBM (RNBx), CV 99-4147 WDK (RCx), CV 99-5534 CAS (MANx) (rn) (Entered: 06/18/1999)
06/07/1999	10	NOTICE OF MOTION AND MOTION by plaintiff David Lyons for consolidation of all related actns , and for appointment of lead plf & of counsel ; motion hearing set for 10:00 7/26/99 Lodged order (jag) (Entered: 06/21/1999)
06/07/1999	11	MEMORANDUM IN SUPPORT by plaintiff David Lyons of motion for consolidation of all related actns [10-1], motion for appointment of lead plf & of counsel [10-2] (jag) (Entered: 06/21/1999)
06/07/1999	12	DECLARATION of BEHRAM V PAREKH by plaintiff David Lyons in suppt of motion for consolidation of all related actns [10-1], motion for appointment of lead plf & of counsel [10-2] (jag) (Entered: 06/21/1999)
06/07/1999	14	PROOF OF SERVICE by plaintiff David Lyons of motion & motion for consolidation & appointment of cnsl, memo of P&A in suppt, decl of Behram V Parekh in suppt; served upon attached svc list on 6/7/99 by mail (jag) (Entered: 06/21/1999)
06/08/1999	13	NOTICE by plaintiff David Lyons of cont of hrg on motion for consolidation of all related actns & apptmnt of lead plf & lead cnsl (jag) (Entered: 06/21/1999)
07/12/1999	15	STIPULATION and ORDER: Dft sh not be req to resp the cmp currently on fil in this amtter & Dfts sh have 30 dys after the filing & svc of the Consol Class Actn

		Cmp to resp. IT IS SO ORD. by Judge Dickran Tevrizian (pj) (Entered: 07/14/1999)
07/23/1999	16	NTC OF NON-OPP by defendant Protection One Inc, defendant Western Resources, defendant James M Mackensie Jr, defendant John W Hesse, defendant John E Mack III to motion for consolidation of all related actns [10-1], motion for appointment of lead plf & of counsel [10-2] (pj) (Entered: 07/26/1999)
08/02/1999	17	ORDER by Judge Dickran Tevrizian GRANTING motion for consolidation of all related actns [10-1] 2:99-cv-3755 with member cases 2:99-cv-3798, 2:99-cv-4147, 2:99-cv-5534. Subsequent docs fld with this Crt relating to the Lyons Actn, the Karkutt Actn, the Shaev Actn or the Ringel Actn should be fld under case no. CV 99-3755 DT(RCx) with Ronald Cats designated as the Lead Plf. GRANTING the motion for appointment of lead plf & of lead counsel (Schubert & Reed) [10-2] (pj) (Entered: 08/03/1999)
08/02/1999		PLACED IN FILE - NOT USED; [Propsd] Ord Consol All Relate Actions & Appt Lead plf & Lead Cnsl by David Lyons; Lodged on 6/7/99 (jp) (Entered: 08/03/1999)
08/02/1999	18	STIPULATION and ORDER: Plfs will file their mot for class cert 45 dys after plfs' Consol Class Actn Cmp is fld. by Judge Dickran Tevrizian (pj) (Entered: 08/03/1999)
08/02/1999	19	MINUTES: GRANTING Plf's motion for consolidation of all related actns CV-99-3798-DT; CV 99-4147-DT & CV 99-5534-DT & [10-1], for appointment of lead plf & lead counsel [10-2]. Cnsl of plf to file 1sta /c within 60 dys. by Judge Dickran Tevrizian CR: Lori Muraoka (pj) (Entered: 08/03/1999)
08/06/1999	20	PROOF OF SVC OF S/C executed upon defendant Western Resources Inc by personal svc on Douglas Will auth agent on 6/17/99 (pj) (Entered: 08/09/1999)
09/24/1999	21	STIPULATION and ORDER: Good Cause appearing it is hereby ord that Plfs will file their Consol Amd Class Actn Cmp in this actn on or before 10/15/99. by Judge Dickran Tevrizian (pj) (Entered: 09/28/1999)
10/15/1999	22	PROOF OF SERVICE by plaintiff David Lyons on 10/15/99 of proof of svc of consol amd class actn cmp & summons (see svc lst) (pj) (Entered: 10/21/1999)
10/15/1999	23	CONSOLIDATED AMENDED CLASS ACTION COMPLAINT [1-1] by plaintiff David Lyons; jury demand. Summons not issued (Can not see caption to add parties) (pj) (Entered: 10/22/1999)
10/19/1999	24	NOTICE by plaintiffs OF FILING OF CORRECTIED CAPTION PAGE OF PLFS 1ST CONSOL AMENDED CLASS ACTN CMP (pj) (Entered: 10/22/1999)
10/19/1999	25	FIRST by plaintiffs correcting consol amended class actn cmp complaint [23-1] (pj) (Entered: 10/22/1999)
10/19/1999	26	PROOF OF SVC OF CORRECTED SUMMONS ON 1ST CONSOL CLASS ACTN CMP; CORRECTED CAPTION PAGE; NTC OF FILING CORRECTED CAPTION PAGE upon defendant Protection One Inc in 2:99-cv-03755 by mail by servin dfts cnsl David Januszewski, & Keesal & Young & Logan, defendant Western Resources by serving Douglas Will by mail in 2:99-cv-03755, defendant

		James M Mackensie Jr in 2:99-cv-03755, defendant John W Hesse in 2:99-cv-03755, defendant John E Mack III in 2:99-cv-03755 by serving attys David G. Janusezewski, & Keesal Young & Logan on 10/19/99 (pj) (Entered: 11/02/1999)
11/05/1999	27	Proof of service of corrected 1st amd S/C executed upon defendant Western Resources on 10/25/99, by leaving with Erin Dudley, paralegal of the within named corporation. (bp) (Entered: 11/10/1999)
11/05/1999	28	Proof of service of corrected caption page of first consolidated amd S/C executed upon defendant Protection One Alarm on 10/27/99, by svng C.T. Corporation Systems, by personally svng Maria Sanchez, authorized agent to accept svc of process. (bp) (Entered: 11/10/1999)
11/05/1999	29	NOTICE of flng corrected caption page of first consolidated amended cmp by plaintiff David Lyons (bp) (Entered: 11/10/1999)
11/05/1999	30	PROOF OF SERVICE by plaintiff David Lyons on 10/25/99 of corrected sms, 1st amd cmp & ntc of flng corrected caption page (see doc for details) (bp) (Entered: 11/10/1999)
11/05/1999	31	PROOF OF SERVICE by plaintiff David Lyons on 10/25/99 of declaration of due diligence re dft Arthur Andersen, LLP. (bp) (Entered: 11/10/1999)
11/17/1999	32	STIPULATION and ORDER by Judge Dickran Tevrizian extending time to answer amended complaint [23-1] to 1/31/00 as to defendants' Protection One Inc, Western Resources, James M Mackensie Jr, John W Hesse, Protection One Alarm, Westar Capital Inc, Peter C Brown, Robert M Chefitz, Howard A Christensen, Ben M Enis, Joseph J Gardner, William J Grep, Steven L Kitchen, Carl M Koupal Jr, John C Nettels, Jane Dresner Sadaka, James Q Wilson (bp) (Entered: 11/29/1999)
11/29/1999	34	NOTICE OF MOTION AND MOTION by plaintiff to certify class action ; motion hearing set for 10:00 1/10/00 (bp) (Entered: 12/10/1999)
11/29/1999	35	DEMAND for jury trial by plaintiff (bp) (Entered: 12/10/1999)
12/03/1999	33	STIPULATION and ORDER by Judge Dickran Tevrizian extending time to answer amended complaint [23-1] to 1/31/00 as to defendant Arthur Andersen LLP (bp) (Entered: 12/09/1999)
12/17/1999	36	STIPULATION and ORDER by Judge Dickran Tevrizian resetting hearing on motion to certify class action [34-1] 4/17/00; on or befr 1/31/00 plas will fi a 2nd a/c; on or befr 3/31/00 dfts will ans 2nd a/c; the parties shall complete discovery relating to plas motion for class certification on or befr 2/29/00 & dft shall fi any opp to plas' motion for class certification on or befr 3/15/00 (bg) (Entered: 01/10/2000)
02/02/2000	37	STIPULATION and ORDER by Judge Dickran Tevrizian; IT IS HEREBY ORD that plfs will file a 2nd amd class actn cmp on/before; Dfts will move, ans/otherwise respond to the 2nd amd class actn cmp; The hearing on plfs motion to certify class action [34-1] shall be adjourned to 5/15/00; The pty's shall complete any discov relating to plfs mot for class cert on/before 3/30/00; & dft shall file any opp to plfs mot for calss cer on/before 4/14/00 (jp) (Entered: 02/03/2000)
03/03/2000	38	PROOF OF SERVICE by plaintiff on 3/3/00 of Second Amended Complaint (ir)

		(Entered: 03/06/2000)
03/03/2000	39	SECOND CONSOLIDATED CLASS ACTION COMPLAINT [23-1] by plaintiff; adding Protection One Inc, Western Resources, James M Mackenzie Jr, John W Hesse; jury demand. Summons not issued (pj) (Entered: 03/06/2000)
03/06/2000	40	STIPULATION and ORDER: Plfs will file their 2nd a/c class actn cmp on or before 3/3/00. by Judge Dickran Tevrizian (pj) (Entered: 03/07/2000)
03/08/2000	41	NOTICE by plaintiffs OF ENTRY OF ORD CONT DATE TO FILE PLFS 2ND AMD CLASS ACTN CMP (pj) (Entered: 03/09/2000)
03/23/2000	42	STIPULATION and ORDER by Judge Dickran Tevrizian Dfts sh file their resp to plfs 2nd Amd Class Actn Cmp on or before 5/5/00. Plfs sh file opp to dfts rep to plfs 2nd amd class cmp on or before 7/10/00. rply 8/11/00. taking Plfs' motion to certify class action [34-1] off calendar w/o prej. Plfs sh file anew mot for class cert following the crt's ruling on dfts mot to dismiss. All discovery sh be styaed pending the Crt' s ord on dfts mot to dismiss. (pj) (Entered: 03/24/2000)
03/29/2000	43	NOTICE OF ENTRY OF ORDER by plaintiff (pj) (Entered: 03/30/2000)
04/28/2000	44	STIPULATION and ORDER On or before 6/5/00 dft sh move, answer or otherwise repond to the 2nd a/c consol class action cmp. Plfs opp 4/10/00. Dfts rply 9/7/00. DFt sh req a hrg date of 9/18/00 10am. by Judge Dickran Tevrizian (pj) (Entered: 05/01/2000)
05/03/2000	45	NOTICE regarding hrng on mot for class certification by defendant Protection One Inc (bp) (Entered: 05/09/2000)
06/01/2000	46	STIPULATION and ORDER memo to be fld by Protection One Dfts in suppt of their mtns to dismiss is hereby extended to 50 pages in length by Judge Dickran Tevrizian (pj) (Entered: 06/06/2000)
06/06/2000	47	STIPULATION and ORDER by Judge Dickran Tevrizian extending time to rep to amended complaint [23-1] to as to Protection One Inc, Western Resources, James M Mackensie Jr, John W Hesse, Protection One Alarm, Westar Capital Inc, Peter C Brown, Robert M Chefitz, Howard A Christensen, Ben M Enis, Joseph J Gardner, William J Grep, Steven L Kitchen, Carl M Koupal Jr, John C Nettels, Jane Dresner Sadaka, James Q Wilson time to srv ot to dismiss amd cmplt ext to 6/9/00 and Arthur Andersen time to srv mot todism a/C shl be ext to 6/12/00; plfs time tosrv opp to Protection one defts' mot to dismiss & Aa mot to dismiss ext to 8/17/00; 9/7/00 date fr srv of Protection One Defts rply paperes & 9/18/00hrg dte shl remain same; AA time to srv reply ext to 9/7/00 & 9/18/00 hrg date on AA mot to dismiss remain unchanged (lc) (Entered: 06/12/2000)
06/12/2000	48	NOTICE OF MOTION AND MOTION by defendant Arthur Andersen LLP to dismiss count 3 of the 2nd Amd consol class actn cmp ; Decl of Eric Landau; motion hearing set for 10:00 9/18/00 (yl) (Entered: 06/14/2000)
06/12/2000	49	MEMORANDUM OF P/A'S IN SUPPORT by defendant Arthur Andersen LLP of motion to dismiss count 3 of the 2nd Amd consol class actn cmp [48-1] (yl) (Entered: 06/14/2000)
06/12/2000	50	NOTICE OF MOTION AND MOTION by defendant Protection One Inc to

		dismiss in part the 2nd consolidated amd cmp ; motion hearing set for 10:00 9/18/00 (bp) (Entered: 06/15/2000)
06/12/2000	51	MEMORANDUM IN SUPPORT by defendant Protection One Inc of motion to dismiss in part the 2nd consolidated amd cmp [50-1] (bp) (Entered: 06/15/2000)
06/12/2000	52	DECLARATION of David G. Januszewski by defendant Protection One Inc in suppt of motion to dismiss in part the 2nd consolidated amd cmp [50-1] (bp) (Entered: 06/15/2000)
07/17/2000	53	STIPULATION and ORDER by Judge Dickran Tevrizian. Plfs opp 8/31/00. Dfts replies 9/28/00. cont hearing on motion to dismiss in part the 2nd consolidated amd cmp [50-1] [48-1] 10/16/00 (pj) (Entered: 07/19/2000)
08/31/2000	54	STIPULATION and ORDER by Judge Dickran Tevrizian allowg filing in excess of page limitation of plf opp to defts mots to dism 2nd A/C, not to excd 50 pgs (lc) (Entered: 09/01/2000)
08/31/2000	55	OPPOSITION by plaintiff David Lyons to motion to dismiss in part the 2nd consolidated amd cmp [50-1], motion to dismiss count 3 of the 2nd Amd consol class actn cmp [48-1] (bp) (Entered: 09/06/2000)
08/31/2000	56	DECLARATION of Leigh A. Parker by plaintiff David Lyons in suppt of opp to motion to dismiss in part the 2nd consolidated amd cmp [50-1], motion to dismiss count 3 of the 2nd Amd consol class actn cmp [48-1] (bp) (Entered: 09/06/2000)
08/31/2000	57	PROOF OF SERVICE by plaintiff David Lyons on 8/31/00 of opp to mot to dism (bp) (Entered: 09/06/2000)
09/14/2000	58	PROOF OF SERVICE by plaintiff David Lyons on 9/14/00 of ntc of mot & mot for sub of lead Plf & memo of p&a (pj) (Entered: 09/20/2000)
09/14/2000	59	NOTICE OF MOTION AND MOTION by plaintiff for sub of lead plf ; motion hearing set for 10:00 11/13/00 Lodged ord (pj) (Entered: 09/20/2000)
09/27/2000	60	NOTICE OF RECENTLY DECIDED AUTH IN OPP by plaintiff to dfts mot to dism [50-1], [48-1] (pj) (Entered: 09/28/2000)
09/27/2000	61	PROOF OF SERVICE by plaintiff on 9/27/00 of ntc of recently decided auth in opp to dfts mot to dism (pj) (Entered: 09/28/2000)
09/28/2000	62	PROOF OF SERVICE by defendant on 9/28/00 of decl of stephanie M vilichih in suppt of the protection one dfts mot to dismf etc (pj) (Entered: 09/29/2000)
09/28/2000	63	REPLY MEMO OF LAW IN SUPPT by defendants to motion to dismiss in part the 2nd consolidated amd cmp [50-1] (pj) (Entered: 09/29/2000)
09/28/2000	64	DECLARATION of STEPHANIE M VILICIH IN SUPPT by defendant re motion to dismiss in part the 2nd consolidated amd cmp [50-1] (pj) (Entered: 09/29/2000)
09/28/2000	65	REPLY BRIEF by defendant Arthur Andersen LLP in suppt to motion to dismiss count 3 of the 2nd Amd consol class actn cmp [48-1] (pj) (Entered: 09/29/2000)
10/13/2000	66	MINUTES: hearing on Dft Arthur Andersen's motion to dismiss in part the 2nd consolidated amd cmp [50-1] 10:00 11/13/00, hearing on Protection One

		Dfts'motion to dismiss count 3 of the 2nd Amd consol class actn cmp [48-1] 10:00 11/13/00 by Judge Dickran Tevrizian (P Send) (pj) (Entered: 10/13/2000)
10/17/2000	67	NTC of recently decied auth in opp by plaintiff to motion to dismiss in part the 2nd consolidated amd cmp [50-1] (pj) (Entered: 10/17/2000)
10/30/2000	68	MEMORANDUM of Law filed by defendant Protection One Inc in opposition to Plfs' motion for sub of lead plf [59-1] (ir) (Entered: 10/30/2000)
10/30/2000	69	DECLARATION of David G Januszewski by defendant Protection One Inc in opp to Plfs' motion for sub of lead plf [59-1] (ir) (Entered: 10/30/2000)
10/30/2000	70	JOINDER by defendant Arthur Andersen LLP in Protection One's opp to mot for sub of lead plf (pj) (Entered: 10/31/2000)
11/06/2000	71	REPLY MEMO by plaintiffs in suppt to response to motion for sub of lead plf [59-1] (pj) (Entered: 11/06/2000)
11/06/2000	72	DECLARATION of ROBERT C SCHUBERT IN SUPPT by plaintiff re motion for sub of lead plf [59-1] (pj) (Entered: 11/06/2000)
11/06/2000	73	PROOF OF SERVICE by plaintiff on 11/6/00 of rply memo in suppt of plfs mot for sub of lead plf; decl of Robert C. Schubert (pj) (Entered: 11/07/2000)
11/13/2000	74	ORDER by Judge Dickran Tevrizian denying Plfs motion for sub of lead plf [59-1], taking Protection One Dfts'motion to dismiss in part the 2nd consolidated amd cmp [50-1] off calendar, taking Arthur Anderson's motion to dismiss count 3 of the 2nd Amd consol class actn cmp [48-1] off calendar (send) (pj) (Entered: 11/14/2000)
11/13/2000	75	MINUTES: denying plfs motion for sub of lead plf [59-1], taking Dft Anderson & Protection One motions to dismiss [50-1] [48-1]. CRT signs & files same in open crt. Fur Status conf 2/5/01 10am Judge Dickran Tevrizian CR: Lori Muraoka (send) (pj) Modified on 11/16/2000 (Entered: 11/16/2000)
12/15/2000	76	DECLARATION of JUDEN JUSTICE REED RE PUBLICATION OF NTC by plaintiff (pj) (Entered: 12/18/2000)
01/04/2001	77	RECEIPT OF TRANSCRIPT of proceedings for the following date(s): 11/13/00 CR: Lori Muraoka (Dorothy Babykin) (dlu) (Entered: 01/09/2001)
01/04/2001		TRANSCRIPT filed for proceedings held on 11/13/00 (dlu) (Entered: 01/09/2001)
02/01/2001	78	STATUS CONFERENCE STATEMENT by plaintiffs (jp) (Entered: 02/02/2001)
02/05/2001	79	MINUTES before Judge Dickran Tevrizian: Further status conference held . CRT identifies the lead plf as the share holders. Plf is ord to file an A/C w/in 15 days from the date of this Ord. Dfts shall file their responsive pldg 30 days from date of svc of the A/C. CR: Lori Muraoka (jp) (Entered: 02/07/2001)
02/05/2001	80	ORDER FOR JURY TRIAL by Judge Dickran Tevrizian 1) Establishing a discovery cutoff date of N/A; 2) Setting the Final pretrial conference for N/A; 3) Setting N/A as the trial date; 4) Re: preparation for jury trial (jp) (Entered: 02/07/2001)
02/05/2001		PLACED IN FILE - NOT USED: Prospd Order granting plfs notice of motion &

		motion for class certification; Lodged 11/29/99 (jp) (Entered: 02/07/2001)
02/05/2001		PLACED IN FILE - NOT USED: Proposed Order by plaintiffs; Lodged 9/14/00 (jp) (Entered: 02/07/2001)
02/21/2001	81	STIPULATION and ORDER by Judge Dickran Tevrizian that plf third A/C shall be fld & srvd on/before 2/27/01 & dfts mots to dismiss plfs third A/C shall be fld & srvd on/before 4/9/01 (jp) (Entered: 02/23/2001)
02/27/2001	82	THIRD CONSOLIDATED AMENDED CLASS ACTION COMPLAINT [39-1] terminating defendants Western Resources, Protection One Inc; jury demand. Summons not issued (jp) (Entered: 02/28/2001)
02/27/2001	83	RECEIPT OF TRANSCRIPT of proceedings for the following date(s): 2/05/01 (Re:) CR: Dorothy Babykin (weap) (Entered: 02/28/2001)
02/27/2001		TRANSCRIPT filed for proceedings held on 2/5/01 (related to CV 99-3798, CV 99-4147 & CV 5534) (weap) (Entered: 02/28/2001)
03/20/2001	84	STIPULATION and ORDER by Judge Dickran Tevrizian that the page limitation of protection one dfts Memo of P/A's in suppt of thier mot to dismi plfs 3rd A/C is ext to fifty (50) pages; & plfs will file a single Memo in Opp to the Protection One dfts & Arthur Andersen's mots to dism not to exceed sixty (60) Pages (Send) (jp) (Entered: 03/21/2001)
04/09/2001	85	NOTICE OF ASSOCIATION of Counsel for defendant Arthur Andersen LLP by attorney Robert W Perrin, Miles N Ruthberg (jp) (Entered: 04/10/2001)
04/09/2001	86	NOTICE OF MOTION AND MOTION by defendant Arthur Andersen LLP to dismiss third consolidated A/C purs to FRCP 12(b)(6); motion hearing set for 10:00 6/4/01 (jp) (Entered: 04/10/2001)
04/09/2001	87	DECLARATION of ROBERT W. PERRIN by defendant Arthur Andersen LLP in suppt of motion to dismiss third consol A/C [86-1] (jp) (Entered: 04/10/2001)
04/12/2001	88	NOTICE OF MOTION AND MOTION by the Protection One defendants to dismiss in part the 3rd consolidated Amd class actn cmplt ; motion hearing set for 10:00 6/4/01 (el) (Entered: 04/16/2001)
04/12/2001	90	DECLARATION of David G Januszewski in suppt by Protection One defendants re motion to dismiss in part the 3rd consolidated Amd class actn cmplt [88-1] (el) (Entered: 04/16/2001)
04/12/2001	91	STIPULATION and ORDER by Judge Dickran Tevrizian that on or bef 5/11/01, plfs will srv their opp to dfts' mot to dism; on or bef 5/25/01 dfts will srv their reply; the hearing on motion to dismiss in part the 3rd consolidated Amd class actn cmplt [88-1] and on motion to dismiss third consolidated A/C [86-1] shl be 10:00 6/4/01 and upon iss of its ruling, the ptys shl agree to a date for dfts to file their resp to all remaining clms (el) (Entered: 04/16/2001)
04/16/2001	89	MEMORANDUM OF LAW IN SUPPORT by Protection One defendants of motion to dismiss in part the 3rd consolidated Amd class actn cmplt [88-1] (el) (Entered: 04/16/2001)
05/11/2001	92	OPPOSITION by plaintiffs to motion to dismiss third consolidated A/C [86-1] (jp)

		(Entered: 05/14/2001)
05/11/2001	93	DECLARATION of LEIGH A. PARKER by plaintiffs in suppt of plfs opposition to motion to dismiss third consolidated A/C [86-1] (jp) (Entered: 05/14/2001)
05/11/2001	94	PROOF OF SERVICE by plaintiffs on 5/11/01 of Plfs Opposition to mots to dismiss plfs 3rd consol A/C; Decl of Leigh A. Parker in suppt of plf's opp (jp) (Entered: 05/14/2001)
05/25/2001	95	REPLY Memo of Law by defendant Protection One Inc in suppt of its' motion to dismiss in part the 3rd consolidated Amd class actn [88-1] (ir) (Entered: 05/29/2001)
05/25/2001	96	DECLARATION of David G. Januszewski by defendant Protection One Inc in fur suppt of its' motion to dismiss in part the 3rd consolidated Amd class actn cmplt [88-1] (ir) (Entered: 05/29/2001)
05/25/2001	97	REPLY MEMORANDUM by defendant Arthur Andersen LLP re motion to dismiss third consolidated A/C [86-1] (jp) (Entered: 05/30/2001)
06/04/2001	98	ORDER by Judge Dickran Tevrizian GRANT in part DENY in part motion to dismiss in part the 3rd consolidated Amd class actn cmplt [88-1]. Specifically, this Crt: (1) Grants the mot w/prej & w/o lv to amd w/respect to the bondholder clms; (2) Grants the mot w/o prej & w/30 days lv to amd w/respect to the scienter element for the fol allegations of the fraud clms: (1) allegations concerning specific accounting issues; (2) allegations concerning Protection One's internal controls; & (3) allegations concerning missed earnings projections; & (3) Denies the mot w/respect to the falsity element of the 11/99 change in amortization accounting principles. (See foonote s.) (ENT: 06/05/01) (PSEND) (jp) (Entered: 06/05/2001)
06/04/2001	99	ORDER by Judge Dickran Tevrizian GRANTING defendant Arthur Andersen motion to dismiss third consolidated A/C [86-1] dismissing the third consolidated amended complaint [82-1] w/prej & w/o lv to amend. (ENT: 06/05/01) (Send) (jp) (Entered: 06/05/2001)
06/04/2001	100	MINUTES: Hrg is held. Crt adopts & signs tentative ruling GRANTING w/prej Dft Arthur Andersons' motion to dismiss third consolidated A/C [86-1]. Crt also GRANTS in part DENIES in part Dft Protection One's motion to dismiss in the 3rd consolidated Amd class action cmp [88-1]. Crt Ord ptys 45 days to amend by Judge Dickran Tevrizian CR: Lori Muraoka (ir) (Entered: 06/06/2001)
06/19/2001	101	NOTICE OF MOTION AND MOTION by plaintiffs for reconsideration of order granting w/prej dft Arthur Andersen's motion to dismiss 3rd consolidated A/C ; motion hearing set for 10:00 8/27/01 (jp) (Entered: 06/19/2001)
06/19/2001	102	MEMORANDUM OF POINTS & AUTH by plaintiffs in suppt of motion for reconsideration of order granting w/prej dft Arthur Andersen's motion to dismiss 3rd consolidated A/C [101-1] (jp) (Entered: 06/19/2001)
06/26/2001	103	NOTICE OF CHANGE Of Address filed by attys Robert C Schubert, Juden Justice Reed Willem F Jonckheer for plaintiffs that the law firm of Schubert & Reed LLP will be moving new office adres of July 1, 2001 is: Schubert & Reed LLp 2 Embarcadero Center, Ste 1660, San Francisco, CA 94111. Telephone & Fax numbers remain unchanged. (jp) (Entered: 06/28/2001)

07/16/2001	104	STIPULATION and ORDER that plf will file & serve their 4th consolidated Class Action Cmp nlt 15 days after the entry of the Crt's order resolving plfs mot for reconsideration of the Crt's 6/5/01 order dismissing plfs' claims against dft Andersen with prej by Judge Dickran Tevrizian (pj) (Entered: 07/18/2001)
08/08/2001	105	RECEIPT OF TRANSCRIPT of proceedings for the following date(s): 6/4/01 (Re:) CR: Lori Muraoka (Dorothy Babykin/Crt House Svcs) (pjap) (Entered: 08/09/2001)
08/08/2001		TRANSCRIPT filed for proceedings held on 6/4/01 (pjap) (Entered: 08/09/2001)
08/13/2001	106	OPPOSITION by defendant Arthur Andersen LLP to motion for reconsideration of order granting w/prej dft Arthur Andersen's motion to dismiss 3rd consolidated A/C [101-1] (jp) (Entered: 08/13/2001)
08/20/2001	107	REPLY MEMORANDUM by plaintiffs in suppt of motion for reconsideration of order granting w/prej dft Arthur Andersen's motion to dismiss 3rd consolidated A/C [101-1] (jp) (Entered: 08/21/2001)
08/20/2001	108	PROOF OF SERVICE by plaintiffs on 8/20/01 of Reply memo in suppt of mot for recon of ord gr w/prej dft Arthur Andersen's mot to dismiss 3rd consol A/C. (jp) (Entered: 08/21/2001)
08/27/2001	109	ORDER by Judge Dickran Tevrizian DENYING plfs motion for reconsideration of order granting w/prej dft Arthur Andersen's motion to dismiss 3rd consolidated A/C [101-1] (ENT: 08/29/01) (PSEND) (jp) (Entered: 08/29/2001)
08/27/2001	110	MINUTES before Judge Dickran Tevrizian: Plf's motion for reconsideration of order granting w/prej dft Arthur Andersen's motion to dismiss 3rd consolidated A/C [101-1] is DENIED. CR: Lori Muraoka (jp) (Entered: 08/29/2001)
09/07/2001	111	PROOF OF SERVICE by plaintiffs on 9/7/01 of stip & propsd ord ext time to file 4th A/C (rrey) (Entered: 09/10/2001)
09/13/2001	112	STIPULATION and ORDER by Judge Dickran Tevrizian that the filing date for the 4th A/C is CONTINUED for 90 days to 12/10/01. (Send) (jp) (Entered: 09/14/2001)
09/14/2001	113	PROOF OF SERVICE by plaintiff David Lyons on 9/14/01 of Jgm dismissing w/prej clms agnst dft Arthur Andersen, LLP; Propsd Ord for separate jgm dismissing w/prej all clms agnst dft Arthur Andersen, LLP. (jp) (Entered: 09/17/2001)
09/18/2001	114	ORDER by Judge Dickran Tevrizian that the Crt expressly determines that there is ot just reason for delay in entering final judgment on Count III of the 3rd consol A/C, which dismiss w/prej all claims agnst defendant Arthur Andersen LLP . The Clk of this Crt is directed to enter a final judgment for Arthur Andersen, LLP on Count III of the 3rd Consol A/C & directing that plfs take nothing by this Crt. (ENT: 09/20/01) (PSEND) (jp) (Entered: 09/20/2001)
09/18/2001	115	JUDGMENT DISMISSING W/PREJ CLAIMS AGNST DEFENDANT ARTHUR ANDERSEN, LLP: by Judge Dickran Tevrizian that Count III of the 3rd Consol A/C is dismissed w/prej against defendant Arthur Andersen LLP & that the plfs take nothing by this Crt. (ENT: 09/20/01) (PSEND) (jp) (Entered: 09/20/2001)

09/28/2001	116	STIPULATION and ORDER plaintiffs shall file their motion for class certification no later than thirty (30) days after the entry of the court's ruling on defendants' motion to dismiss plaintiffs' fourth consolidated amended complaint; and the parties shall confer in good faith to determine dates for plaintiffs to serve their responses to defendants' discovery concerning class certification and for the completion of discovery relating to plaintiffs' motion for class certification by Judge Dickran Tevrizian (bp) (Entered: 10/01/2001)
10/16/2001	117	NOTICE OF APPEAL/REPRESENTATION STATEMENT by plaintiff Alec Garbini, plaintiff Nest LLP, plaintiff Randall Karkutt, plaintiff David Lyons, plaintiff David Shaev, plaintiff Michael Ringel, plaintiff Maryellnn Meninger Barrett, plaintiff Louis A DeSantis, plaintiff Joseph F. Farina, plaintiff Rhonda Goldsmith, plaintiff M.O. Huntress, plaintiff John Kuykendall, plaintiff Eric Rubin to 9th C/A from Dist. Court Jgm fld 9/18/01 & ent 9/20/01 [115-1] (cc: Aaron H. Darsky; Schubert & Reed; Finkelstein, Thompson & Loughran; Leo W. Desmond; Rabin & Peckel; Weiss & Yourman; Goodkind, Labaton, Rudoff & Sucharow; Lionel Z. Glancy; Latham & Watkins) Fee: Billed (weap) (Entered: 10/18/2001)
10/22/2001	118	NOTICE OF CHANGE Of Address filed by atty Donald J Enright for plaintiffs that the new address is: FINKELSTEIN, THOMPSON & LOUGHRAN, Duvall Foundry, 1050 30th St., NW, Washington, D.C. 20007; Telephone: 202-337-8000; FAX: 202-337-8090. (jp) (Entered: 10/24/2001)
10/29/2001	119	TRANSCRIPT DESIGNATION and ordering form for dates: 08/27/01, 06/04/01 re transcript [105-1] CR: Lori Muraoka. (cbr) (Entered: 10/30/2001)
10/31/2001		Appeal Fee Paid re [117-1] fee in amount of \$ 105.00 (dlu) (Entered: 10/31/2001)
11/05/2001	120	RECEIPT OF TRANSCRIPT of proceedings for the following date(s): 8/27/01 (Re: [117-1]) CR: Lori Muraoka (Toni Hudson/Exceptional Reporting Svcs) (pjap) (Entered: 11/05/2001)
11/05/2001		TRANSCRIPT filed for proceedings held on 8/27/01 (pjap) (Entered: 11/05/2001)
11/16/2001	121	NOTIFICATION by Circuit Court of Appellate Docket Number appeal [117-1] 01-56965 (weap) (Entered: 11/16/2001)
11/30/2001	122	CERTIFICATE of Record Transmitted to USCA (cc: all parties) (weap) (Entered: 11/30/2001)
12/05/2001	123	STIPULATION and ORDER by Judge Dickran Tevrizian that the filing date for the 4th A/C is CONTINUED for sixty (60) days to & including 02/08/02 (jp) (Entered: 12/06/2001)
02/07/2002	124	STIPULATION and ORDER by Judge Dickran Tevrizian continuing time to file & Serve 4th Amended complaint to 02/22/02 ; Protection One dfts shall file & serve their Mot to dismiss the 4th AC on or before 4/5/02; plafs shall file & serve their opposition to the Mot dismiss on or before 05/10/02; Protection One dfts' reply brief shall be fld & served on or before 05/31/02; and Protection One dfts' motion to dismiss shall be heard on 6/10/02 (pc) (Entered: 02/08/2002)
02/22/2002	125	FOURTH SUPPLEMENTAL and AMENDED CLASS ACTN COMPLAINT [39-1] by plaintiffs; jury demand. Summons not issued (jp) (Entered: 02/26/2002)

02/22/2002	126	PROOF OF SERVICE by plaintiff on 2/22/02 of Fourth suppl & amd class actn cmp (jp) (Entered: 02/26/2002)
04/03/2002	127	STIPULATION and ORDER by Judge Dickran Tevrizian that the Memorandum of Law in suppt of the protection one (1) dfts motion to dismiss the 4th supplemental & amd class actn cmp shall not exceed fifty (50) pages, exclusive of tables & exhs; & plfs mem of PA in opp to the Protection One dfts mot to dismiss shall not exceed fifty (50) pages, exclusive of tables & exhs. (jp) (Entered: 04/05/2002)
04/05/2002	128	NOTICE OF MOTION AND MOTION by defendants to dismiss the 4th supplemental , and amended class actn complaint ; motion hearing set for 10:00 6/10/02 (jp) (Entered: 04/09/2002)
04/05/2002	129	MEMORANDUM OF LAW by defendants in suppt of motion to dismiss the 4th supplemental [128-1], and amended class actn complaint [128-2] (jp) (Entered: 04/09/2002)
04/05/2002	130	DECLARATION of DAVID G. JANUSZEWSKI by defendants in suppt of motion to dismiss the 4th supplemental [128-1], amended class actn complaint [128-2] (jp) (Entered: 04/09/2002)
04/05/2002	131	NOTICE OF LODGING OF AUTH CITED by defendants in suppt of motion to dismiss the 4th supplemental [128-1], and amended class actn complaint [128-2] (jp) (Entered: 04/09/2002)
04/18/2002	132	ORDER FROM USCA: applnts' unopposed mot for an ext of time to file reply brief is GR. (01-56965) (weap) (Entered: 04/22/2002)
05/10/2002	133	PROOF OF SERVICE by plaintiffs on 5/10/02 of Memo of PA in opp to mot to dismiss; Decl of Leigh A. Parker in suppt of memo of PA in opp to mot dismiss. (jp) (Entered: 05/13/2002)
05/10/2002	134	DECLARATION of LEIGH A. PARKER by plaintiff David Lyons in suppt of plfs opp to dfts motion to dismiss the 4th supplemental [128-1], and amended complaint [128-2] (jp) (Entered: 05/13/2002)
05/10/2002	135	MEMORANDUM OF POINTS & AUTH IN OPPOSITION by plaintiffs to motion to dismiss the 4th supplemental [128-1], and amended class actn complaint [128-2] (jp) (Entered: 05/13/2002)
05/31/2002	136	REPLY MEMORANDUM OF LAW by Protection One Inc, dfts in fur suppt of the motion to dismiss the 4th supplemental [128-1], & amended class actn complaint [128-2] (nhac) (Entered: 06/03/2002)
06/04/2002	137	MINUTES: The hearing on the motion to dismiss the 4th supplemental [128-1] is continued to 10:00 7/8/02, hearing on motion amended class complaint [128-2] is continued 10:00 7/8/02 by Judge Dickran Tevrizian CR: N/A (bp) (Entered: 06/04/2002)
06/04/2002	138	REVISED PROOF OF SERVICE by dfts Protection One Inc, Western Resources, James M Mackensie Jr, John W Hesse, Protection One Alarm, Westar Capital Inc, Peter C Brown, Robert M Chefitz, Howard A Christensen, Ben M Enis, Joseph J Gardner, William J Gremp, Steven L Kitchen, Carl M Koupal Jr, John C Nettels, Jane Dresner Sadaka, James Q Wilson on 5/31/02 of Reply Memo of Law in

		further support of the protection one Dfts Motion to dismiss the 4th supplemental & amended class action complaint (pc) Modified on 06/05/2002 (Entered: 06/05/2002)
06/17/2002	139	Notice of settlement of class action and ORDER. The settling parties intend to file a fully executed stipulation of settlement with the court as soon as practicable, effectively terminating this matter as to the Protection One defendants. Plaintiffs request that all dates and deadlines in this case pertaining to the Protection One defendants, including but not limited to the hearing on the Protection One defendants' motion to dismiss currently calendared for July 8, 2002, be continued and set aside pending the court's approval of this settlement by Judge Dickran Tevrizian (bp) (Entered: 06/19/2002)
08/20/2002	141	STIPULATION filed stipulation of settlement (bp) (Entered: 08/21/2002)
08/20/2002	142	PROOF OF SERVICE on 8/20/02 of stipulation of settlement (bp) (Entered: 08/21/2002)
08/21/2002	140	CLERK'S record on appeal transmitted to Circuit [117-1] vols: 8 transcripts: 4. (4 brown folders docs #56, 64, 90 & 130). (weap) (Entered: 08/21/2002)
08/21/2002	143	PRELIMINARY ORDER IN CONNECTION W/SETTLEMENT PROCEEDINGS by Judge Dickran Tevrizian that purs to FRCP Rles 23(a) & 23(b)(3) this actn is hereby certified as a class actn, for the purposes of stlmt only, on behalf of all persons & entities who purchased/otherwise acquired Protection One, Inc (see doc for fur detail). A hearing (the "settlement hearing") purs to FRCP 23(e) is hereby schedlued to be held before the Crt on 10/21/02 @ 10:00 for the fol purposes: To finally determine, for the purposes of thhis stlmt, whether this Actn satis the applicable prerequisites for calss actn treatment under FRCP under Rules 23(a) & (b)(3). Whether the Ord & Final Jgm as provided under the Stip should be entered, dismiss the actn on the merits & w/prej, & to determine whether the release by the Class (see doc for fur detail). The Crt reserves the right to ext any of the foregoing dates & to adjourn the Stlmt Hrg w/o fur ntc to the Class. The Crt retains exclusive jurisdiction over the Act to consider all fur mtrs arising out of/in connection w/the Stlmt. (jp) (Entered: 08/22/2002)
09/05/2002	144	MINUTES: On the court's own motion, the settlement conference is continued to 10:00 11/4/02 by Judge Dickran Tevrizian CR: N/A (bp) (Entered: 09/06/2002)
10/28/2002	145	MEMORANDUM of points and authorities in support of applicatin for an award of attorneys' fees and reimbursement of expenses by plaintiffs' (bp) (Entered: 10/30/2002)
10/28/2002	146	DECLARATION of Robert C. Schubert in support of (1) final approval of settlement and (2) application for award of attorneys fees by plaintiffs' (bp) (Entered: 10/30/2002)
10/28/2002	147	PROOF OF SERVICE by plaintiff on 10/28/02 of memorandum of points and authorities in support of motion for final approval of settlement. (bp) (Entered: 10/30/2002)
10/28/2002	148	MEMORANDUM of points & authorities by plaintiff David Lyons in support of stipulation of settlement [141-1] (bp) (Entered: 10/30/2002)

10/28/2002	149	DECLARATION of Cheryl Washington re A) mailing of notice pendency of class action, hearing on proposed settlement and application for award of attorneys' fees and expenses, and right to share in settlement fund and proof of claim and release from and B) publication of summary notice by plaintiff (bp) (Entered: 10/30/2002)
10/28/2002	150	Plaintiffs' Compendium of unreported cases and declarations in support of application for an award of attorneys' fees and reimbursement of expenses. (bp) (Entered: 10/30/2002)
10/28/2002	151	PROOF OF SERVICE by plaintiff on 10/28/02 of plaintiff's memorandum of points and authorities in support of motion for final approval of settlement. (bp) (Entered: 10/30/2002)
11/04/2002	152	ORDER AND FINAL JUDGMENT by Judge Dickran Tevrizian that the Court has jurisdiction over the subject matter of the Action, the Lead Plaintiffs and all members of the Class and Defendants (see document for further details), Plaintiffs Lead Counsel are hereby awarded 30 percent of the Settlement Fund as attorneys fees, which sum the Court finds to be fair and reasonable, and \$255,927.62 in reimbursement of expenses; plus the interest earned on such attorneys fees and expenses as set forth in the Stipulation, which shall be paid to plaintiff Lead counsel from the Settlement Fund (see document for further details). There is no just reason for delay in the entry of this Order and Final Judgment, and immediate entry by the Clerk of the Court is expressly directed pursuant to Rule 54(b) of the FRCP, terminating case (MD JS-6) (jp) (Entered: 11/08/2002)
11/04/2002	153	MINUTES before Judge Dickran Tevrizian: Settlement hearing is held. Court signs Order and Final Judgment. CR: Lori Muraoka (jp) (Entered: 11/08/2002)
11/18/2002		LODGED CC 9TH CCA JGM of said Dist Crt reversed. (FWD TO CRD) (01-56965) (wdc) (Entered: 11/21/2002)
11/19/2002	154	RECEIPT OF TRANSCRIPT of proceedings for the following date(s): 11/04/02 (Re: [117-1], CR: Toni Hudson. (wdc) (Entered: 11/20/2002)
11/19/2002		TRANSCRIPT filed for proceedings held on 11/04/02. (wdc) (Entered: 11/20/2002)
11/21/2002	155	CERTIFIED COPY of Appellate Court Order: reversing decision of the District Court [Appeal [117-1] (pc) (Entered: 11/26/2002)
11/21/2002	156	MINUTES: Filing & spreading judgment of the 9th CCA REVERSING is hereby filed & spread upon the minutes of this District Court; The record reflects that costs of the prevailing party were taxed by 9th CCA in the amount of \$979.73 on 11/5/02; Case reopened (MD JS-5) , ; status conference set for 10:00 12/30/02 by Judge Dickran Tevrizian CR: Not Present (pc) (Entered: 11/26/2002)
12/20/2002	157	STIPULATION and ORDER by Judge Dickran Tevrizian, continuing status conference set for 10:00 3/24/03 (bp) (Entered: 12/30/2002)
01/08/2003	158	COURT'S INVITATION TO ATTEND A SETTLEMENT CONFERENCE & ORDER by Judge Dickran Tevrizian; The Court on its own motion hereby requests that a settlement conference be held before the undersigned, as a trial judge, in the above captioned matter, providing all counsel and parties mutually agree and consent; Participation in the settlement conference is purely voluntary; In the event

		all counsel mutually agree to participate in the proceeding, counsel should communicate their joint consent to my secretary, Collis Culbertson, at 213-894-4047; Thereafter, a settlement conference will be scheduled by the Court for a Tuesday or Thursday afternoon commencing at 4:15 pm; All counsel must have settlement authority and bring their respective client(s) to this conference or have their client(s) available by telephone. (nhac) (Entered: 01/10/2003)
02/19/2003	159	JOINT RESPONSE to Court's settlement conference invitation (jp) (Entered: 02/20/2003)
03/20/2003	160	JOINT STIPULATION and ORDER TO RESCHEDULE STATUS CONFERENCE by Judge Dickran Tevrizian ; scheduling conf set for 10:00 5/19/03 (pj) (Entered: 03/24/2003)
05/12/2003	161	STIPULATION and ORDER: Plaintiffs' hereby inform the court that plaintiffs and defendant Arthur Andersen LLP have reached a tentative agreement to settle the above-captioned matter and have executed a confidential memorandum of understanding. Andersen is the only defendant remaining in this case following the court's final approval of the settlement between plaintiffs and the Protection One defendants on November 8, 2002. The settling parties intend to file a fully executed stipulation of settlement with the court as soon as practicable, effectively in this case, including but not limited to the status conference currently calendared for May 19, 2003, be continued and set aside pending the court's approval of this settlement by Judge Dickran Tevrizian terminating case (MD JS-6) (bp) Modified on 05/15/2003 (Entered: 05/15/2003)
09/10/2003	163	PROOF OF SERVICE by plaintiff David Lyons on 9/10/03 of Stipulation of settlement; Preliminary order in connection with settlement proceedings. (jp) (Entered: 09/15/2003)
09/11/2003	162	PRELIMINARY ORDER in connection with settlement proceedings by Judge Dickran Tevrizian. A hearing pursuant to Federal Rules of Civil Procedure 23(e) is hereby scheduled to be held before the court IN COURT HEARING RE: settlement set on 10:00 10/6/03 . To finally determine whether the proposed settlement is fair, reasonable, adequate and in the best interest of the class and should be approved by the court. (bp) (Entered: 09/12/2003)
09/16/2003	164	MINUTES (IN CHAMBERS) before Judge Dickran Tevrizian: SETTLEMENT HEARING; The settlement hearing date of 10/06/03 @ 10:00 is VACATED. The settlement hearing date is 11/17/03 @ 10:00 as reflected in the Amended Preliminary Order in Connection with Settlement Proceedings signed by the Court and filed this date. CR: Not Present (jp) (Entered: 09/18/2003)
09/16/2003	165	AMENDED PRELIMINARY ORDER IN CONNECTION WITH SETTLEMENT PROCEEDINGS by Judge Dickran Tevrizian that a hearing (the "Settlement Hearing") pursuant to Federal Rules of Civil Procedure 23(e) is scheduled to be held before the Court on 11/17/03 @ 10:00 (see document for further details). (jp) (Entered: 09/18/2003)
11/10/2003	166	NOTICE OF MOTION AND MOTION by plaintiff Alec Garbini, plaintiff Nest LLP for final approval of settlement and plan of allocation ; motion hearing set for 10:00 12/1/03 (mch) (Entered: 11/12/2003)

11/10/2003	167	MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT by plaintiff Alec Garbini, plaintiff Nest LLP of motion for final approval of settlement and plan of allocation [166-1] (mch) (Entered: 11/12/2003)
11/10/2003	168	NOTICE OF MOTION AND MOTION by plaintiff Alec Garbini, plaintiff Nest LLP for Order Authorizing Distribution of Net Settlement Consideration to Class Members ; motion hearing set for 10:00 12/1/03; Lodged Order (mch) (Entered: 11/12/2003)
11/10/2003	169	MEMORANDUM IN SUPPORT by plaintiff Alec Garbini, plaintiff Nest LLP of motion for Order Authorizing Distribution of Net Settlement Consideration to Class Members [168-1] (mch) (Entered: 11/12/2003)
11/10/2003	170	DECLARATION of Robert C Schubert by plaintiff Alec Garbini, plaintiff Nest LLP in support of motion for Order Authorizing Distribution of Net Settlement Consideration to Class Members [168-1] (mch) (Entered: 11/12/2003)
11/10/2003	171	NOTICE OF MOTION AND MOTION by plaintiff Alec Garbini, plaintiff Nest LLP for award of attorneys fees and reimbursement of expenses ; motion hearing set for 10:00 12/1/03 (mch) (Entered: 11/12/2003)
11/10/2003	172	MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT by plaintiff Alec Garbini, plaintiff Nest LLP of motion for award of attorneys fees and reimbursement of expenses [171-1] (mch) (Entered: 11/12/2003)
11/10/2003	173	DECLARATION of Robert C Schubert by plaintiff Alec Garbini, plaintiff Nest LLP in support of motion for final approval of settlement and plan of allocation [166-1] and motion for award of attorneys fees and reimbursement of expenses [171-1] (mch) (Entered: 11/12/2003)
11/10/2003	174	DECLARATION of Cheryl Washington by plaintiff Alec Garbini, plaintiff Nest LLP Re A) Mailing of Notice of Hearing on Proposed Settlement of Class Action and Application for Award of Attorneys Fees and Expenses and Right to share in Settlement Fund and B) Publication of Summary Notice (mch) (Entered: 11/12/2003)
11/10/2003	175	DECLARATION of D Lee Janvrin by plaintiff Alec Garbini, plaintiff Nest LLP Re Administration and Processing of Proof of Claim Forms (mch) (Entered: 11/12/2003)
11/10/2003	176	PROOF OF SERVICE by plaintiff Alec Garbini, plaintiff Nest LLP on 11/10/03 of Plaintiffs Notice of Motion and Motion for Final Approval of Settlement and Plan of Allocation; Plaintiffs Memorandum of Points and Authorities in Support of Motion for final approval of settlement and plan of allocation; Plaintiffs Notice of Motion and Motion for an award of attorneys fees and reimbursement of expenses (see document for further details) (mch) (Entered: 11/12/2003)
11/19/2003	177	STIPULATION and ORDER by Judge Dickran Tevrizian that the hearing on the motion for final approval of settlement and plan of allocation [166-1], the motion for award of attorneys fees and reimbursement of expenses [171-1], the motion for Order authorizing distribution of Net Settlement Consideration to Class Members [168-1] shall be conducted on 12/1/03 @ 10:00. (jp) (Entered: 11/21/2003)
11/21/2003	178	STIPULATION OF SETTLEMENT (to be filed "Nunc Pro Tunc as of 09/11/03");

		IT IS SO ORDERED by Judge Dickran Tevrizian (jp) (Entered: 11/24/2003)
12/01/2003	179	MINUTES before Judge Dickran Tevrizian: (1) Plaintiff's motion for final approval of settlement and plan of allocation [166-1]; (2) motion for an award of attorneys fees and reimbursement of expenses [171-1]; (3) motion for Order Authorizing Distribution of Net Settlement Consideration to Class Members [168-1] are GRANTED. CR: Cynthia Mizzell (jp) (Entered: 12/03/2003)
12/05/2003	180	ORDER authorizing distribution of net settlement consideration to class members by Judge Dickran Tevrizian. Ordered that costs of administering the settlement, including the fee of the settlement administrator and taxes and tax preparation fees, be paid from the settlement fund, and that the net settlement consideration be distributed as soon as practicable after lead plaintiffs' settlement with Anderson becomes effective, pursuant to the terms of the stipulation of settlement entered into between lead plaintiffs and Andersen on September 3, 2003, to the claimants and in the percentages listed on exhibit A hereto; and it is further Ordered that, if there is any balance remaining after six months from the date of distribution (whether by reason of tax refunds, uncashed checks or otherwise), lead counsel shall donate any such balance to a non-sectarian, not for profit, 501(c)(3) organization designated by lead counsel; and it is further Ordered that this court retain jurisdiction over any further application or matter which may arise in connection with this action. (bp) Modified on 12/08/2003 (Entered: 12/08/2003)
12/05/2003	181	ORDER And Final Judgment: It is hereby Ordered that: The court has jurisdiction over the subject matter of the action, the lead plaintiffs and all members of the class and Andersen. Notice of pendency of this action as a class action and of the proposed settlement was given to all class members who could be identified with reasonable effort, and a publication notice was published in a nationally circulated publication. The form and method of notifying the class of pendency of the action as a class action and of the settlement and its terms and conditions met the requirements of rule 23 of the federal rules of civil procedure and due process, constituted the best notice practicable under the circumstances, and constituted due and sufficient notice to all persons and entities entitled thereto by Judge Dickran Tevrizian (bp) (Entered: 12/08/2003)
04/16/2004	182	NOTICE OF MOTION AND MOTION for Entry of Amended Order authorizing distribution of net settlement consideration to class members filed by plaintiffs Maryellnn Meninger Barrett, Louis A DeSantis, Joseph F Farina, Alec Garbini, Rhonda Goldsmith, M O Huntress, Randall Karkutt, John Kuykendall, David Lyons, Nest LLP, Michael Ringel, Eric Rubin, David Shaev. Motion set for hearing on 5/10/2004 at 10:00 AM before Honorable Dickran Tevrizian. Lodged Proposed Order. (jp,) (Entered: 04/21/2004)
04/16/2004	183	SUPPLEMENTAL Declaration of D. Lee Janvrin Re Administration and Processing of Proof of Claim Forms [175] filed by Plaintiffs Maryellnn Meninger Barrett, Louis A DeSantis, Joseph F Farina, Alec Garbini, Rhonda Goldsmith, M O Huntress, Randall Karkutt, John Kuykendall, David Lyons, Nest LLP, Michael Ringel, Eric Rubin, David Shaev. (jp,) (Entered: 04/21/2004)
04/16/2004	184	PROOF OF SERVICE filed by plaintiffs Maryellnn Meninger Barrett, Louis A DeSantis, Joseph F Farina, Alec Garbini, Rhonda Goldsmith, M O Huntress, Randall Karkutt, John Kuykendall, David Lyons, Nest LLP, Michael Ringel, Eric

		Rubin re [182] MOTION for Entry of Amended Order authorizing distribution of net settlement consideration to class members, [183] Supplemental Declaration of D. Lee Janvrin Re Administration and Processing of Proof of Claim Forms, was served on 4/16/2004. (jp,) (Entered: 04/21/2004)
05/10/2004	185	AMENDED ORDER AUTHORIZING Distribution of Net Settlement Consideration to Class Members by Judge Dickran Tevrizian. It is ORDERED that costs of administering the settlement be paid from Settlement Fund and that the net settlement consideration be distributed as soon as practicable to the claimants proportionately. It is ORDERED that if there is any balance remaining after six months from the date of distribution, lead counsel shall donate any such balance to a non-sectarian, not for profit organization designated by lead counsel. It is further ORDERED that this court retain jurisdiction over any further application or matter.(de,) (Entered: 05/13/2004)
05/10/2004	186	MINUTES OF Motion Hearing held before Judge Dickran Tevrizian : Granting MOTION for Entry of Amended Order Authorizing distribution of net settlement consideration to class members [182] Court Reporter: none specified. Court Recorder: Lori Muraoka (de,) (Entered: 05/13/2004)

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