

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:01-cv-03483-SAS**

In Re: Marimba, Inc. IPO, et al v. Marimba, Inc., et al

Date Filed: Apr. 24, 2001
Status: Open
Nature of suit: 850 Securities/Commodities
Demand: \$0
Assigned to: Judge Shira A. Scheindlin
Cause: 15:78m(a) Securities Exchange Act
Jurisdiction: Federal Question
Jury demand: Plaintiff
Member cases: 1:01-cv-03833-SAS
1:01-cv-03858-SAS
1:01-cv-04104-SAS
1:01-cv-05126-SAS
1:01-cv-04206-SAS
1:01-cv-04289-SAS
1:01-cv-05723-SAS
Related cases: 1:21-mc-00092-SAS

Parties and Attorneys

Plaintiff

Vernon Easley
on behalf of himself and all others similarly situated
TERMINATED: 04/19/2002

Attorneys and Firms

Melvyn I. Weiss
*Milberg Weiss Bershad & Schulman
LLP (NYC)*
One Pennsylvania Plaza
New York, NY 10119
(212) 594-5300
Fax: (212) 868-1229
mweiss@milbergweiss.com
TERMINATED: 04/19/2002
LEAD ATTORNEY

Peter Edward Seidman
*Milberg Weiss Bershad & Schulman
LLP (NYC)*
One Pennsylvania Plaza
New York, NY 10119
(212) 613-5625
Fax: (212) 868-1229
pseidman@milbergweiss.com
TERMINATED: 04/19/2002
LEAD ATTORNEY

Samuel Howard Rudman
*Coughlin, Stoia, Geller, Rudman &
Robbins, LLP(LIs)*
58 South Service Road
Suite 200
Melville, NY 11747
(631) 367-7100
Fax: (631) 367-1173
srudman@csgrr.com
TERMINATED: 04/19/2002
LEAD ATTORNEY

Steven G. Schulman
*Milberg Weiss Bershad & Schulman
LLP (NYC)*
One Pennsylvania Plaza
New York, NY 10119
(212) 946-9356
Fax: (212) 273-4406
sschulman@milbergweiss.com
TERMINATED: 04/19/2002
LEAD ATTORNEY

Plaintiff

Clay Demattei

Attorneys and Firms

Melvyn I. Weiss
(See above for address)
LEAD ATTORNEY

Plaintiff

Michael Kaylor

Attorneys and Firms

Melvyn I. Weiss
(See above for address)
LEAD ATTORNEY

Defendant

Marimba, Inc.

Attorneys and Firms

Andrew Brian Clubok
Kirkland and Ellis LLP
153 East 53rd Street
New York, NY 10022
(202) 879-5173
Fax: (202) 879-5200
aclubok@kirkland.com
LEAD ATTORNEY

Defendant

Morgan Stanley & Co., Incorporated

Defendant

Credit Suisse First Boston Corporation

Defendant

Bear Stearns & Co. Inc.

Attorneys and Firms

Randy M. Mastro

*Gibson, Dunn & Crutcher LLP
(NYC)*

200 Park Avenue, 48th Floor

New York, NY 10166

(212) 351-3825

Fax: (212) 351-5219

rmastro@gibsondunn.com

LEAD ATTORNEY

Defendant

Kim K. Polese

TERMINATED: 10/15/2002

Defendant

Fred M. Gerson

TERMINATED: 10/15/2002

Defendant

Arthur A. Van Hoff

TERMINATED: 10/15/2002

Intervenor Plaintiff

James R. Weber

TERMINATED: 09/30/2004

Consolidated Plaintiff

John LaSota, Jr.

TERMINATED: 04/19/2002

Attorneys and Firms

Frederick Taylor Isquith, Sr

*Wolf, Handenstein, Adler, Freeman
& Herz, L.L.P.*

270 Madison Avenue

New York, NY 10016

(212) 545-4600

isquith@whafh.com

TERMINATED: 04/19/2002

LEAD ATTORNEY

Gregory Mark Nespole

*Wolf Haldenstein Adler Freeman &
Herz LLP*

270 Madison Avenue

New York, NY 10017

(212) 545-4657

Fax: (212) 545-4693

nespole@whafh.com

TERMINATED: 04/19/2002

LEAD ATTORNEY

Nadeem Faruqi

Faruqi & Faruqi, LLP

369 Lexington Avenue

10th Floor

New York, NY 10017

(212) 983-9330

Fax: (212) 983-9331

nfaruqi@faruqilaw.com

TERMINATED: 04/19/2002

LEAD ATTORNEY

Thomas H. Burt

*Wolf, Haldenstein, Adler, Freeman
& Herz, L.L.P.*

270 Madison Avenue

New York, NY 10016

(212) 545-4600

TERMINATED: 04/19/2002

LEAD ATTORNEY

Plaintiff

Robert Ponce

Lead Pltff

Attorneys and Firms

Andrew L. Barroway

Schiffirin & Barroway, L.L.P.

Three Bala Plaza East

Bala Cynwyd, PA 19004

(610) 667-7706

LEAD ATTORNEY

David R. Buchanan

Seeger Weiss LLP

One William Street, 10th Floor

New York, NY 10004

(212) 584-0700

Fax: (212) 584-0799

dbuchanan@seegerweiss.com

LEAD ATTORNEY

Marc A. Topaz

Schiffirin & Barroway, L.L.P.

Three Bala Plaza East

Suite 500

Bala Cynwyd, PA 19004

(610) 667-7706

LEAD ATTORNEY

Mel E. Lifshitz

*Bernstein, Liebhard & Lifshitz,
L.L.P.*

10 East 40th Street

New York, NY 10016

(212) 779-1414

lifshitz@bernlieb.com

LEAD ATTORNEY

Melvyn I. Weiss

(See above for address)

LEAD ATTORNEY

Michael S. Egan

Bernstein, Liebhard & Lifshitz,

L.L.P.

10 East 40th Street

New York, NY 10016

(212) 779-1414

LEAD ATTORNEY

Paul J. Geller

Cauley & Geller, Bowman & Coates,

L.L.P.

One Boca Place

2255 Glades Road

Suite 421A

Boca Raton, FL 33431

(561) 750-3000

LEAD ATTORNEY

Peter Edward Seidman

(See above for address)

LEAD ATTORNEY

Samuel Howard Rudman

(See above for address)

LEAD ATTORNEY

Stephen Andrew Weiss

Seeger, Weiss, L.L.P.

One William Street

New York, NY 10004

(212) 584-0700

LEAD ATTORNEY

Steven G. Schulman

(See above for address)

LEAD ATTORNEY

Consolidated Plaintiff

Ngoc T. Hoang

TERMINATED: 04/19/2002

Attorneys and Firms

Andrew L. Barroway

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

David R. Buchanan

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Marc A. Topaz

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Mel E. Lifshitz

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Melvyn I. Weiss

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Michael S. Egan

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Paul J. Geller

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Peter Edward Seidman

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Samuel Howard Rudman

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Stephen Andrew Weiss

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Steven G. Schulman

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Consolidated Plaintiff

Neil R. Berger

TERMINATED: 04/19/2002

Attorneys and Firms

Andrew L. Barroway

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

David R. Buchanan

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Marc A. Topaz

(See above for address)

TERMINATED: 04/19/2002

LEAD ATTORNEY

Mel E. Lifshitz

(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Melvyn I. Weiss
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Michael S. Egan
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Paul J. Geller
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Peter Edward Seidman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Samuel Howard Rudman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Stephen Andrew Weiss
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Steven G. Schulman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Daryl L. Wynne
TERMINATED: 04/19/2002

Attorneys and Firms

Andrew L. Barroway
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

David R. Buchanan
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Marc A. Topaz
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Mel E. Lifshitz
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Melvyn I. Weiss
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Michael S. Egan
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Paul J. Geller
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Peter Edward Seidman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Samuel Howard Rudman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Stephen Andrew Weiss
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Steven G. Schulman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Colbert Birnet
LP
TERMINATED: 04/19/2002

Consolidated Plaintiff

Ron Volpe
TERMINATED: 04/19/2002

Attorneys and Firms

Mel E. Lifshitz
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Attorneys and Firms

Jack Gerald Fruchter
Fruchter & Twersky
60 East 42nd Street
47th Floor
New York, NY 10165
(212) 687-6655
TERMINATED: 04/19/2002
LEAD ATTORNEY

Mitchell M.Z. Twersky
Fruchter & Twersky
60 East 42nd Street
47th Floor

New York, NY 10165
(212) 687-6655
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

David J. Steinberg
TERMINATED: 04/19/2002

Attorneys and Firms

Melvyn I. Weiss
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Peter Edward Seidman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Samuel Howard Rudman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Steven G. Schulman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Chaile B. Steinberg
TERMINATED: 04/19/2002

Attorneys and Firms

Melvyn I. Weiss
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Peter Edward Seidman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Samuel Howard Rudman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Steven G. Schulman
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Steven Skoll
TERMINATED: 04/19/2002

Attorneys and Firms

Ira M. Press
Kirby McInerney LLP
830 Third Avenue
10th Floor
New York, NY 10022
(212) 371-6600

Fax: (212) 751-2540
ipress@kmslaw.com
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Anthony Voto
TERMINATED: 04/19/2002

Attorneys and Firms

Frederick Taylor Isquith, Sr
*Wolf, Haldenstein, Adler, Freeman
& Herz, L.L.P.*

270 Madison Avenue
New York, NY 10016
(212) 545-4600
isquith@whafh.com
TERMINATED: 04/19/2002
LEAD ATTORNEY

Gregory Mark Nespole
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Nadeem Faruqi
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Leroy Demuth

Attorneys and Firms

Frederick Taylor Isquith, Sr
(See above for address)
LEAD ATTORNEY

Consolidated Plaintiff

Mary Demuth
TERMINATED: 04/19/2002

Attorneys and Firms

Frederick Taylor Isquith, Sr
(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Jesse Mendez
TERMINATED: 04/19/2002

Attorneys and Firms

Stephen G. Levy
Levy and Levy
245 Park Avenue
39th Floor
New York, NY 10167
(212) 792-4343
TERMINATED: 04/19/2002
LEAD ATTORNEY

Consolidated Plaintiff

Philip Gluckman

Attorneys and Firms

Stephen G. Levy

TERMINATED: 04/19/2002

(See above for address)
TERMINATED: 04/19/2002
LEAD ATTORNEY

Docket Proceedings[Reverse Proceedings](#)

Req #	Filed	#	Docket Text
1	Apr. 24, 2001	1	CLASS ACTION COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). FILING FEE \$ 150.00 RECEIPT # 404208. (db) (Entered: 04/26/2001)
2	Apr. 24, 2001		Magistrate Judge Michael H. Dolinger is so designated. (db) (Entered: 04/26/2001)
3	May 31, 2001	2	RULE 1.9 CERTIFICATE filed by Morgan Stanley & Co. (kkc) (Entered: 06/04/2001)
4	Jun. 01, 2001	3	STIPULATION and ORDER; defts' time to answer, move or respond to the complaint is extended through and including 60 days after the filing of an amended complaint by a court-appointed lead plttf in this action . (signed by Judge Robert W. Sweet) (sn) (Entered: 06/06/2001)
5	Jun. 18, 2001	4	STIPULATION and ORDER, that the time for defts Marimba, Polese, Gersona, and Van Hoff to answer, move or otherwise respond to the Complaint in this action is hereby extended from 6/11/01 to and including the later of 60 days after the assignment of lead plttf and lead counsel; or service of an amended complaint in this action, if any (signed by Judge Robert W. Sweet) (lam) (Entered: 06/18/2001)
6	Jun. 22, 2001	8	NOTICE OF MOTION by John LaSota Jr. appointing John LaSota, Jr. to serve as Lead Plaintiff - Pro Tempore , approving the Lead Plaintiff's selection of Wolf, Haldenstein, Adler, Freeman & Herz, LLP as Lead Counsel and to consolidate case 01cv3483 as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126 . No return date indicated. Proposed Order attached. (Original filed in case 01cv3483(RWS) as Doc# 8 and docketed to 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126.) (dcap) (Entered: 07/25/2001)
7	Jun. 22, 2001	9	DECLARATION of Thomas H. Burt, Esq. by John LaSota Jr. in support Re: [8-1] motion appointing John LaSota, Jr. to serve as Lead Plaintiff - Pro Tempore, [8-2] motion approving the Lead Plaintiff's selection of Wolf, Haldenstein, Adler, Freeman & Herz, LLP as Lead Counsel, [8-3] motion to consolidate case 01cv3483 as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126. (Original filed in case 01cv3483(RWS) as Doc# 9 and docketed to 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126.) (dcap) (Entered: 07/25/2001)
8	Jun. 22, 2001	10	MEMORANDUM OF LAW by John LaSota Jr. in support of [8-1] motion appointing John LaSota, Jr. to as Lead Plaintiff - Pro Tempore, [8-2] motion approving the Lead Plaintiff's selection of Wolf, Haldenstein, Adler, Freeman & Herz, LLP as Lead Counsel, [8-3] motion to consolidate case 01cv3483 as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126. (Original filed in case 01cv3483(RWS) as Doc# 10 and docketed to 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126.) (dcap) (Entered: 07/25/2001)
9	Jun. 25, 2001	11	NOTICE OF MOTION by Robert Ponce, Ngoc T. Hoang, Neil R. Berger

Req #	Filed	#	Docket Text
			and Daryl L. Wynne to consolidate case 01cv3483(RWS) as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126 , appointing them as Lead Plaintiffs and approving their selection of the law firm Milberg, Weiss, Bershad, Hynes & Lerach, LLP, Schiffrin & Barroway, LLP and Bernstein, Liebhard & Lifshitz, LLP to serve as Lead Counsel . No return date indicated. Proposed Order attached. (Received in Night Box on 6/25/01 at 10:11pm) [Original filed in 01cv3483(RWS) as Doc# 11 and docketed in 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126.] (dcap) Modified on 07/25/2001 (Entered: 07/25/2001)
10	Jun. 25, 2001	12	DECLARATION of Samuel H. Rudman by Robert Ponce, Ngoc T. Hoang, Neil R. Berger and Daryl L. Wynne in support Re: [11-1] motion to consolidate case 01cv3483(RWS) as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126, [11-2] motion appointing them as Lead Plaintiffs, [11-3] motion approving their selection of the law firm Milberg, Weiss, Bershad, Hynes & Lerach, LLP, Schiffrin & Barroway, LLP and Bernstein, Liebhard & Lifshitz, LLP to serve as Lead Counsel. (Received in Night Box on 6/25/01 at 10:11pm) [Original filed in 01cv3483(RWS) as Doc# 12 and docketed to 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126.] (dcap) (Entered: 07/25/2001)
11	Jun. 25, 2001	13	MEMORANDUM OF LAW by Robert Ponce, Ngoc T. Hoang, Neil R. Berger and Daryl L. Wynne in support of [11-1] motion to consolidate case 01cv3483(RWS) as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126, [11-2] motion appointing them as Lead Plaintiffs, [11-3] motion approving their selection of the law firm Milberg, Weiss, Bershad, Hynes & Lerach, LLP, Schiffrin & Barroway, LLP and Bernstein, Liebhard & Lifshitz, LLP to serve as Lead. (Received in Night Box on 6/25/01 at 10:11pm) [Original filed in 01cv3483(RWS) as Doc# 13 and docketed to 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126.] (dcap) (Entered: 07/25/2001)
12	Jun. 27, 2001	5	ORDER, the pre-trial conference set for 6/26/01 by order of this Court dated 6/6/01 is hereby adjourned until such time as the Court enters a revised scheduling order following its final decision on deft's motion to dismiss (signed by Judge Robert W. Sweet); Copies mailed. (cd) (Entered: 06/28/2001)
13	Jun. 28, 2001	6	NOTICE OF MOTION by Morgan Stanley & Co.; for an Order pursuant to Local Rule 1.3(c) to admit pro hac vice Steven G. Bradbury on behalf of Morgan Stanley & Co. ; for an Order to admit pro hac vice Andrew B. Clubok ; for an Order to admit pro hac vice Brant W. Bishop ; for an Order to admit pro hac vice Elizabeth L. Deeley . Return date not indicated. Affidavit of Howard Fetner in support attached. Proposed Order attached. (kkc) (Entered: 07/03/2001)
14	Jul. 11, 2001	15	RESPONSE by Marimba, Inc., Kim K. Polese, Fred M. Gerson and Arthur A. Van Hoff Re: [8-1] motion appointing John LaSota, Jr. to serve as Lead Plaintiff - Pro Tempore, [8-2] motion approving the Lead Plaintiff's selection of Wolf, Haldenstein, Adler, Freeman & Herz, LLP as Lead Counsel, [8-3] motion to consolidate case 01cv3483 as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126, [11-

Req #	Filed	#	Docket Text
			1] motion to consolidate case 01cv3483(RWS) as Lead Case with 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289 and 01cv5126, [11-2] motion appointing them as Lead Plaintiffs, [11-3] motion approving their selection of the law firm Milberg, Weiss, Bershad, Hynes & Lerach, LLP, Schiffrin & Barroway, LLP and Bernstein, Liebhard & Lifshitz, LLP to serve as Lead Counsel. [Original filed in 01cv3483(RWS) as Doc# 15 and docketed in 01cv3833, 01cv3858, 01cv4104, 01cv4206, 01cv4289, 01cv5126 and 01cv5723.] (dcap) (Entered: 07/26/2001)
15	Jul. 13, 2001	7	Memo endorsed on motion; granting (on objections) [6-1] motion for an Order pursuant to Local Rule 1.3(c) to admit pro hac vice Steven G. Bradbury on behalf of Morgan Stanley & Co.; granting [6-2] motion for an Order to admit pro hac vice Andrew B. Clubok; granting [6-3] motion for an Order to admit pro hac vice Brant W. Bishop; granting [6-4] motion for an Order to admit pro hac vice Elizabeth L. Deeley; (signed by Judge Robert W. Sweet); Copies mailed. (docmt forwarded to atty admissions clerk) (djc) (Entered: 07/18/2001)
16	Jul. 17, 2001	14	CERTIFICATE OF SERVICE of Admission to Practice Pro hac as to Vernon Easley, Bear Stearns & Co., Credit Suisse First, Marimba, Inc. by facsimile on 7/11/01 . . (pl) (Entered: 07/26/2001)
17	Aug. 09, 2001	16	Notice of Case Reassignment to Judge Shira A. Scheindlin. Copy of notice mailed to Attorney(s) of record. Pursuant to the Order of Chief Judge Mukasey dated August 8, 2001, the above entitled action is reassigned to the calendar of Judge Shira A. Scheindlin for inclusion in the coordinated pretrial proceedings being conducted by that judge. Two originals of all future documents submitted in this action are to be presented in the Clerk's Office for filing. One original is to be filed in this docket number and one original is to be filed in the miscellaneous case number 21mc92 (SAS). Each shall bear the original assigned judge's () initials after the original docket number. Attached is a copy of Judge Mukasey's ORDER re: coordinating the proceedings before Judge Scheindlin. Also attached is a copy of Judge Scheindlin's ORDER re: set initial PTC 09/07/01 and directing all counsel to comply with judge Scheindlin's requirements. [Original Orders docketed in 21mc92 (SAS) as documents numbers 1 and 2] (dcap) Modified on 02/26/2002 (Entered: 08/10/2001)
18	Aug. 09, 2001		Pretrial Conference set at 4:30 9/7/01 before Judge Shira A. Scheindlin. (dcap) (Entered: 08/10/2001)
19	Aug. 27, 2001	17	RULE 1.9 CERTIFICATE filed by Marimba, Inc. (rec'd in the night deposit box on 8/27/01 at 5:01 p.m.) (sac) Modified on 08/29/2001 (Entered: 08/29/2001)
20	Sep. 05, 2001	18	RULE 1.9 CERTIFICATE filed by Bear Stearns & Co. . (bai) (Entered: 09/20/2001)
21	Sep. 06, 2001	19	ORDER,... that all cases involving Marimba in this IPO Securities Litigation, as set forth in the attached Rider (1:01-cv-03833, 1:01-cv-03858, 1:01-cv-04104, 1:01-cv-04206, 1:01-cv-04289, 1:01-cv-05126 and 1:01-cv-05723), shall be consolidated into case number 01 Civ. 3483. The Clerk of Court is hereby ordered to consolidate any future cases that are designated as related to 01 Civ. 3483 ,... the Clerk of Court is further ordered to close all cases that have been consolidated, subject to re-opening at a later date on proper application by a party ... (signed by Judge Shira A.

Req #	Filed	#	Docket Text
			Scheidlin); Copies mailed. [Original filed in 1:01-cv-03483 Document No. 19. Document Docketed in 1:01-cv-03833; 1:01-cv-03858; 1:01-cv-04104; 1:01-cv-04206; 1:01-cv-04289; 1:01-cv-05126; 1:01-cv-05723] (dcap) (Entered: 10/12/2001)
22	Sep. 06, 2001		Consolidated Lead Case. (dcap) (Entered: 10/12/2001)
23	Sep. 20, 2001	20	RULE 1.9 CERTIFICATE filed by Credit Suisse First Boston Corp. (jco) (Entered: 11/07/2001)
24	Sep. 21, 2001	21	RULE 1.9 CERTIFICATE filed by Morgan Stanley Dean Witter & Co., Inc. (jco) (Entered: 11/07/2001)
25	Apr. 19, 2002		OMNIBUS ORDER, Robert Ponce is hereby appointed as lead ptlff and his selection of the Executive Committee to serve as Lead Counsel is approved. All other motions to be appointed lead ptlff and for approval of lead counsel are hereby denied. (signed by Judge Shira A. Scheindlin); Copies mailed. (orig. doc. filed in 21 mc 92, doc. #4319) (sac) (Entered: 05/31/2002)
26	Apr. 19, 2002	22	AMENDED COMPLAINT by Robert Ponce, Leroy Demuth, Clay Demattei, Michael Kaylor amending [1-1] complaint ; Summons issued. (ac) (Entered: 06/11/2002)
27	Apr. 19, 2002		MASTER ALLEGATIONS by Robert Ponce, Leroy Demuth, Clay Demattei, Michael Kaylor RE: Amended Complaint, doc. # 22, Filed on April 19, 2002. (ac) (Entered: 07/30/2002)
28	Oct. 15, 2002		(UNSIGNED) STIPULATION OF DISMISSAL; this action purs. to Stipulation and Order entered in 21 mc 92, doc. #5059, hereby dismisses without prejudice and without costs as to defts Kim K. Polese, Fred M. Gerson and Arthur A. van Hoff. (Orig. filed and signed by Judge Scheindlin in 21 mc 92.) (sac) (Entered: 03/10/2003)
29	Jul. 21, 2003	23	ANSWER by Bear Stearns & Co. to [22-1] amended complaint. (Attorney Randy Mastro from the Firm: Gibson, Dunn & Crutcher, LLP). (sac) (Entered: 08/06/2003)
30	Jul. 29, 2003	24	ANSWER by Morgan Stanley & Co. to [22-1] amended complaint . (Attorney Andrew B. Clubok from the Firm: Kirkland and Ellis, LLP). (sac) (Entered: 11/10/2003)
31	Aug. 13, 2003	25	ANSWER to Consolidated Amended Class Action Complaint. Document filed by Credit Suisse First Boston Corporation. Related document: 22 Amended Complaint filed by Leroy Demuth, Robert Ponce, Clay Demattei, Michael Kaylor.(sac,) (Entered: 03/26/2004)
32	Sep. 04, 2003		NOTICE OF OMNIBUS MOTION (FILED ON SERVICE DATE) to Intervene EACH CLASS MEMBER named on Exhibit 1 attached to Memorandum of Law in Support, as class plaintiffs in those coordinated actions. This Document Relates to: 01cv5902; 01cv2359; 01cv10901; 01cv3360; 01cv6890; 01cv5446; 01cv2858; 01cv10827; 01cv9883; 01cv6397; 01cv6613; 01cv6271; 01cv10839; 01cv5937; 01cv6222; 01cv7669; 01cv10971; 01cv5575; 01cv7044; 01cv10943; 01cv10686; 01cv10105; 01cv5834; 01cv6542; 01cv7000; 01cv10944; 01cv3792; 01cv4942; 01cv11231; 01cv6887; 01cv6242; 01cv7467; 01cv9411; 01cv9414; 01cv6775; 01cv5911; 01cv11246; 01cv7055; 01cv6948; 01cv10164; 01cv10813; 01cv7084; 01cv10738; 01cv10640; 01cv10884; 01cv10741; 01cv6339; 01cv6771; 01cv9743; 01cv62672; 01cv6842; 01cv6277; 01cv9922; 01cv10969; 01cv6084; 01cv3975; 01cv7654;

Req #	Filed	#	Docket Text
			01cv9917; 01cv9349; 01cv 4974; 01cv9417; 01cv 10740; 01cv992; 01cv4147; 01cv6661; 01cv3483; 01cv6757; 01cv10990; 01cv6627; 01cv7726; 01cv9651; 01cv4183; 01cv3910; 01cv7028; 01cv5332; 01cv9798; 01cv11239; 01cv6089; 01cv6004; 01cv10823; 01cv10945; 01cv7280; 01cv10775; 01cv5354; 01cv7032; 01cv9744; 01cv9904; 01cv11217; 01cv10185; 01cv7279; 01cv2261; 01cv6082; 01cv10867; 01cv10160; 01cv10898; 01cv10683; 01cv2712; 01cv6090; 01cv10942; 01cv10120; 01cv11245; 01cv5225; 01cv6950; 01cv9746; 01cv7415; 01cv4941; 01cv10831; 01cv5600; 01cv10941; 01cv9921; 01cv4186; 01cv6846; 01cv6821; 01cv7474; 01cv5267; 01cv6288; 01cv7247; 01cv6110; 01cv10822; 01cv6008; 01cv5269; 01cv9563; 01cv9348; 01cv9604; 01cv5739; 01cv10999; 01cv3450; 01cv5241; 01cv9720; 01cv10040; 01cv6906; 01cv9514; 01cv10833; 01cv10092; 01cv10053; 01cv6768; 01cv10830; 01cv10638; 01cv4779; 01cv5074. Original Document filed in 21MC92, Doc#5191. Document filed by James R. Weber. (sac,) (Entered: 04/06/2004)
<u>33</u>	Sep. 04, 2003		MEMORANDUM OF LAW in Support re: MOTION (FILED ON SERVICE DATE) to Intervene.. Document filed by James R. Weber. Original Document filed in 21 MC 92, Doc#5195.(sac,) (Entered: 04/08/2004)
<u>34</u>	Apr. 21, 2004		MEMORANDUM OF LAW in Support re: MOTION, Doc#5191, (FILED ON SERVICE DATE) to Intervene. Original Document filed in 21mc92, Doc#5279. (sac,) (Entered: 04/23/2004)
<u>35</u>	Sep. 30, 2004		NOTICE OF WITHDRAWAL OF OMNIBUS MOTION FOR INTERVENTION; the Class members listed on Exhibit 1 to this Notice hereby withdraw, without prejudice to renewal, their Omnibus Motion for Intervention (Doc. No. 5191 on Dkt. 21 MC 92) that was filed on 9/2/03. This Document Relates to: 01cv5902; 01cv2359; 01cv10901; 01cv3360; 01cv6890; 01cv5446; 01cv2858; 01cv10827; 01cv9883; 01cv6397; 01cv6613; 01cv6271; 01cv10839; 01cv5937; 01cv6222; 01cv7669; 01cv10971; 01cv5575; 01cv7044; 01cv10943; 01cv10686; 01cv10105; 01cv5834; 01cv6542; 01cv7000; 01cv10944; 01cv3792; 01cv4942; 01cv11231; 01cv6887; 01cv5948; 01cv6242; 01cv7467; 01cv9411; 01cv9414; 01cv6775; 01cv5911; 01cv11246; 01cv7055; 01cv6948; 01cv10164; 01cv10813; 01cv7048; 01cv10738; 01cv10640; 01cv10884; 01cv10741; 01cv6339; 01cv6771; 01cv9743; 01cv6272; 01cv6842; 01cv6277; 01cv9922; 01cv10969; 01cv6084; 01cv3975; 01cv7654; 01cv9917; 01cv9349; 01cv7974; 01cv9417; 01cv10740; 01cv9442; 01cv4147; 01cv6661; 01cv3483; 01cv6757; 01cv10990; 01cv6627; 01cv7726; 01cv9651; 01cv4183; 01cv3910; 01cv7028; 01cv5332; 01cv9798; 01cv11239; 01cv6089; 01cv6004; 01cv10823; 01cv10945; 01cv7280; 01cv10775; 01cv5354; 01cv7032; 01cv9744; 01cv9904; 01cv11217; 01cv10185; 01cv7279; 01cv2261; 01cv6082; 01cv10867; 01cv10160; 01cv10898; 01cv10683; 01cv2712; 01cv6090; 01cv10942; 01cv10120; 01cv11245; 01cv5225; 01cv6950; 01cv9746; 01cv7415; 01cv4941; 01cv10831; 01cv5600; 01cv10941; 01cv9921; 01cv4186; 01cv6846; 01cv6821; 01cv7474; 01cv5267; 01cv6288; 01cv7247; 01cv6110; 01cv10822; 01cv6008; 01cv5269; 01cv9563; 01cv9348; 01cv9604; 01cv5739; 01cv10999; 01cv3450; 01cv5241; 01cv9720;

Req #	Filed	#	Docket Text
36	Jun. 28, 2007		<p>01cv10040; 01cv6906; 01cv9514; 01cv10833; 01cv10092; 01cv10053; 01cv6768; 01cv10830; 01cv10638; 01cv4779; 01cv5074. (Signed by Judge Shira A. Scheindlin on 9/30/04)... Original Document filed in 21-mc-92, Doc#5367.(sac,) (Entered: 10/01/2004)</p> <p>STIPULATION AND ORDER that the Stipulation and Agreement of Settlement with defendant Issuers and Individuals submitted to the Court on 6/10/4, is hereby terminated purs to Paragraph 39 of the Proposed Partial Settlement. However, purs to paragraph 40 of the Proposed Partial Settlement, that paragraph, and the paragraphs referred to therein, shall survive the termination of the Proposed Partial Settlement. This Stipulation resolves (5527) Motion to Approve of Class action settlement. The Clerk of Court is directed to close this motion. This document relates to: All cases listed on Schedule I. (orig fld in 21mc92, #5620). (Signed by Judge Shira A. Scheindlin on 6/25/07) (cd) (Entered: 07/25/2007)</p>