

**US District Court for the
Southern District of New York**

(Foley Square - NYC)

1:01cv10831

Sequenom, Inc IPO, et al v. Sequenom, Inc, et al

| | |
|---------------------------------------|---------------------------|
| Date Filed: 11/30/2001 | Class Code: RELATED |
| Assigned To: Judge Shira A Scheindlin | Closed: No |
| Referred To: | Statute: <u>15:78m(a)</u> |
| Nature of suit: Securities (850) | Jury Demand: Plaintiff |
| Cause: Securities Exchange Act | Demand Amount: \$0 |
| Lead Docket: None | |
| Other Docket: None | |
| Jurisdiction: Federal Question | |

Litigants

Collegeware Mgt
PLAINTIFF

Attorneys

Melvin I Weiss
[COR LD NTC]
Milberg, Weiss, Bershad, Hynes & Lerach, LLP
One Pennsylvania Plaza
New York , NY 10119-0165
USA
(212) 594-5300

Stanley David Bernstein
[COR LD NTC]
Bernstein, Liebhard & Lifshitz, LLP
10 East 40TH Street
22ND Floor
New York , NY 10016
USA
(212) 779-1414
Email: Bernstein@bernlieb.com

v.

Sequenom, Inc
DEFENDANT

URS Warburg LLC

Jeffrey A Rosenthal

DEFENDANT

[COR LD NTC]
Cleary, Gottlieb, Steen & Hamilton
One Liberty Plaza
New York , NY 10006
USA
(212) 225-3999
Email: Maofiling@cgsh.com

Fleetboston Robertson Stephens, Inc
DEFENDANT

SG Cowen Securities Corporation
DEFENDANT

Scott D Musoff
[COR LD NTC]
Skadden, Arps, Slate, Meagher & Flom, LLP
4 Times Square
New York , NY 10022-3897
USA
(212) 735-3000

Bear, Stearns & Co Inc
DEFENDANT

Donaldson, Lufkin & Jenrette Securities Corporation
DEFENDANT

Chase H&Q (Hambrecht & Quist LLC)
DEFENDANT

Lehman Brothers, Inc
DEFENDANT

Andrew Tauber
[COR LD NTC]
1285 Avenue of the Americas
New York , NY 10019
USA
(212) 315-3082
Email: Atauber@paulweiss.com

Andrew Tauber
[COR LD NTC]
Paul, Weiss, Rifkind, Wharton & Garrison LLP
1285 Avenue of the Americas
New York , NY 10019-6064
USA
(212) 373-3000
Email: Atauber@paulweiss.com

Moses Silverman
[COR LD NTC]
1285 Avenue of the Americas
New York , NY 10019
USA

(212) 315-3082

Merrill Lynch, Pierce, Fenner & Smith Incorporated
DEFENDANT

Mark Holland
[COR LD NTC]
Clifford Chance Rogers & Wells
200 Park Avenue
New York , NY 10166-0153
USA
(212)878-8000

Morgan Stanley Dean Witter & Co, Incorporated
DEFENDANT

Steven G Bradbury
[COR LD NTC]
Kirkland & Ellis
655 Fifteenth Street, NW
Washington , DC 20005
USA
(202) 879-5000

Hubert Koster
DEFENDANT
[Term: 10/15/2002]

Stephen L Zaniboni
DEFENDANT
[Term: 10/15/2002]

Helmut Schuhsler
DEFENDANT
[Term: 10/15/2002]

Robertson Stephens, Inc
DEFENDANT

Andrew J Frackman
[COR LD NTC]
O'Melveny & Myers, LLP
153 East 53RD Street
New York , NY 10022
USA
(212) 326-2000
Email: Afrackman@omm.com

Brendan Joseph Dowd
[COR LD NTC]
O'Melveny & Myers, LLP
153 East 53RD Street
New York , NY 10022-4611
USA
(212) 326-2000
Email: Bdowd@omm.com

Dillon Read
DEFENDANT

Credit Suisse First Boston Corp
DEFENDANT

JP Morgan SEC
DEFENDANT

Joseph Michael McLaughlin
[COR LD NTC]
Simpson Thacher & Bartlett LLP (NY)
425 Lexington Avenue
New York , NY 10017
USA
212-455-2000
Fax : 212-455-2502
Email: Jmclaughlin@stblaw.com

| Date | # | Proceeding Text |
|------------|-----------|--|
| 11/30/2001 | <u>1</u> | CLASS ACTION COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). FILING FEE \$ 150.00 RECEIPT # 424127. (kkc) (Entered: 12/05/2001) |
| 11/30/2001 | -- | Case accepted as related to 1:21mc92. (kkc) (Entered: 12/05/2001) |
| 11/30/2001 | -- | Magistrate Judge Gabriel W. Gorenstein is so designated. (kkc) (Entered: 12/05/2001) |
| 11/30/2001 | <u>2</u> | RULE 1.9 CERTIFICATE filed by Collegeware USA Inc. (kkc) (Entered: 12/05/2001) |
| 01/03/2002 | <u>5</u> | RULE 1.9 CERTIFICATE filed by Bear, Stearns & Co. (sac) (Entered: 01/22/2002) |
| 01/04/2002 | <u>3</u> | RULE 1.9 CERTIFICATE filed by Chase H&Q . (bai) (Entered: 01/09/2002) |
| 01/04/2002 | <u>4</u> | RULE 1.9 CERTIFICATE filed by Morgan Stanley Dean . (gmo) (Entered: 01/21/2002) |
| 01/04/2002 | <u>6</u> | RULE 1.9 CERTIFICATE filed by Merrill Lynch. (sac) (Entered: 01/30/2002) |
| 01/07/2002 | <u>7</u> | RULE 1.9 CERTIFICATE filed by Robertson Stephens. (sac) (Entered: 02/07/2002) |
| 01/08/2002 | <u>8</u> | AFFIDAVIT OF SERVICE of Summons & Complaint as to Donaldson, Lufkin by Susan M. Steffen, Asst. V.P./Legal & Compliance Dept. on 1/7/02. (sac) (Entered: 02/12/2002) |
| 01/08/2002 | <u>9</u> | AFFIDAVIT OF SERVICE of Summons & Complaint as to Merrill Lynch by Ethel Lambert, receptionist on 1/7/02. (sac) (Entered: 02/12/2002) |
| 01/08/2002 | <u>10</u> | AFFIDAVIT OF SERVICE of Summons & Complaint as to FleetBoston Inc. by Andrew J. Frackman on 1/7/02. (sac) (Entered: 02/12/2002) |
| 01/08/2002 | <u>11</u> | AFFIDAVIT OF SERVICE of Summons & Complaint as to Morgan Stanley Dean by Steven Bradbury on 1/8/02. (sac) (Entered: 02/12/2002) |
| 01/11/2002 | <u>12</u> | AFFIDAVIT OF SERVICE of Summons & Complaint as to SG Cowen Securities by John P. Bardakjy, an Analyst in the Legal Dept., on 1/10/02. Answer due on 1/30/02 for SG Cowen Securities. (sac) (Entered: 02/13/2002) |
| 01/14/2002 | <u>13</u> | RULE 1.9 CERTIFICATE filed by Lehman Brothers Inc. (sac) (Entered: 02/15/2002) |

01/14/2002 13 NOTICE of attorney appearance for Lehman Brothers Inc. by Andrew Tauber. (sac) (Entered: 02/15/2002)

01/18/2002 14 RULE 1.9 CERTIFICATE filed by UBS Warburg LLC. (rec'd in the night deposit box on 1/18/02 at 5:26 p.m.) (sac) Modified on 02/15/2002 (Entered: 02/15/2002)

02/08/2002 15 NOTICE OF MOTION by Collegeware USA Inc. for an order, appointing Movant as Lead Pltff ; for an order, approving Movant's selection of the IPO Securities Litigation Pltffs' Executive Committee to serve as Lead Counsel ; Return date not indicated. (rec'd in the night deposit box on 2/1/02 at 10:49 p.m.) (sac) (Entered: 03/04/2002)

02/08/2002 16 MEMORANDUM OF LAW by Collegeware USA Inc. in support of [15-1] motion for an order, appointing Movant as Lead Pltff, [15-2] motion for an order, approving Movant's selection of the IPO Securities Litigation Pltffs' Executive Committee to serve as Lead Counsel. (sac) (Entered: 03/04/2002)

02/08/2002 17 DECLARATION of Ian T. Stoll by Collegeware USA Inc. in support Re: [15-1] motion for an order, appointing Movant as Lead Pltff, [15-2] motion for an order, approving Movant's selection of the IPO Securities Litigation Pltffs' Executive Committee to serve as Lead Counsel. (sac) (Entered: 03/04/2002)

04/19/2002 -- OMNIBUS ORDER, granting [15-1] motion for an order, appointing Movant as Lead Pltff, granting [15-2] motion for an order, approving Movant's selection of the IPO Securities Litigation Pltffs' Executive Committee to serve as Lead Counsel. (signed by Judge Shira A. Scheindlin); Copies mailed. (orig. doc. filed in 21 mc 92, doc. #4319) (sac) (Entered: 06/05/2002)

04/19/2002 21 AMENDED COMPLAINT by Collegeware Mgt. amending [1-1] complaint ; Summons issued. (ac) (Entered: 07/18/2002)

04/19/2002 -- MASTER ALLEGATIONS by Collegeware Asset Management RE: Amended Complaint, doc.# 21, Filed on April 19, 2002. (ac) (Entered: 08/19/2002)

05/06/2002 18 RETURN OF SERVICE of S&C executed as to Helmut Schuhsler by Linda Jonkers-Yocum, paralegal, on 4/25/02. (sac) (Entered: 07/17/2002)

05/06/2002 19 RETURN OF SERVICE of S&C executed as to Stephen L. Zaniboni by Linda Jonkers-Yocum, Paralegal on 4/25/02. (sac) (Entered: 07/17/2002)

05/09/2002 20 AFFIDAVIT OF SERVICE of S&C as to Bear, Stearns & Co. by Andrew Donellan, managing director, on 5/9/02. (sac) (Entered: 07/18/2002)

08/22/2002 22 RULE 1.9 CERTIFICATE filed by Sequenom, Inc. (sac) (Entered: 08/23/2002)

10/15/2002 -- (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 Hubert Koster, Stephen Zaniboni, Helmut Schuhsler. (Orig. filed and signed by Judge Scheindlin in 21 mc 92.) (sac) (Entered: 03/11/2003)

04/04/2003 23 NOTICE of Firm Registration as an LLP and Name Change by Lehman Brothers Inc. (sac) (Entered: 04/08/2003)

07/21/2003 24 ANSWER by Bear, Stearns & Co. to [21-1] amended complaint. (Attorney Randy M. Mastro from the Firm: Gibson, Dunn & Crutcher, LLP). (sac) (Entered: 08/07/2003)

07/21/2003 25 ANSWER by Lehman Brothers Inc. to [21-1] amended complaint. (Attorney Moses Silverman from the Paul, Weiss, Rifkind, Wharton & Garrison, LLP). (sac) (Entered: 08/08/2003)

07/21/2003 26 ANSWER by UBS Warburg LLC to [21-1] amended complaint. (Attorney Jeffrey A. Rosenthal from the Cleary, Gottlieb, Steen & Hamilton).. rec'd in the night deposit box on 7/21/03 at 7:48 p.m.). (sac) (Entered: 08/11/2003)

07/21/2003 27 ANSWER by J.P. Morgan Sec. to [21-1] amended complaint. (Attorney Joseph M. McLaughlin from the Simpson, Thacher & Bartlett, LLP)... rec'd in the night deposit box on 7/21/03 at 6:36 p.m. (sac) (Entered: 08/13/2003)

07/21/2003 28 ANSWER by Robertson Stephens to [21-1] amended complaint. (Attorney Brendan Joseph Dowd from the O'Melveny & Myers, LLP)... rec'd in the night deposit box on 7/21/03 at 7:09 p.m. (sac) (Entered: 08/18/2003)

07/22/2003 29 ANSWER by SG Cowen Securities to [21-1] amended complaint . (Attorney Scott D. Musoff from the Skadden, Arps, Slate, Meagher & Flom, LLP). (sac) (Entered: 08/22/2003)

07/22/2003 30 ANSWER by Merrill Lynch to [21-1] amended complaint . (Attorney Mark Holland from the Firm: Clifford Chance US LLP). (sac) (Entered: 08/27/2003)

07/29/2003 31 ANSWER by Morgan Stanley Dean to [21-1] amended complaint . (Attorney Steven G. Bradbury from the Firm: Kirkland and Ellis). (moc) (Entered: 11/22/2003)