

**U.S. District Court**  
**Southern District of New York (Foley Square)**  
CIVIL DOCKET FOR CASE #: 1:02-cv-03176-MP

In Re: Merrill Lynch & Co., Inc. Internet Strategies Fund  
Research Reports Securities Litigation  
Assigned to: Judge Milton Pollack  
Demand: \$0

Date Filed: 04/24/2002  
Date Terminated: 10/29/2003  
Jury Demand: Plaintiff  
Nature of Suit: 850  
Securities/Commodities  
Jurisdiction: Federal Question

Member cases:

[1:02-cv-04218-MP](#)

[1:02-cv-03931-MP](#)

[1:02-cv-04907-MP](#)

[1:02-cv-04675-MP](#)

[1:02-cv-04679-MP](#)

[1:02-cv-03385-MP](#)

[1:02-cv-05187-MP](#)

[1:02-cv-05432-MP](#)

Cause: 15:77 Securities Fraud

**Lead Plaintiff**

**Ruth Manton**

represented by **Jill Sharyn Abrams**  
Abbey Spanier Rodd Abrams & Paradis,  
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*LEAD ATTORNEY*

**Plaintiff**

**Richard Sherman**

represented by **Mark Casser Gardy**  
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*LEAD ATTORNEY*

**Plaintiff**

**Linda Sherman**

*on behalf of themselves and all others  
similarly situated*

represented by **Mark Casser Gardy**  
(See above for address)  
**LEAD ATTORNEY**

**Consolidated Plaintiff**

**Emily J. Bernstein**

*on behalf of herself and all others  
similarly situated*

represented by **Samuel Howard Rudman**  
Coughlin, Stoia, Geller, Rudman &  
Robbins, LLP(LIs)  
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**LEAD ATTORNEY**

**Steven G. Schulman**

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**LEAD ATTORNEY**

**Consolidated Plaintiff**

**Eric Doebele**

*on behalf of himself and all others  
similarly situated*

represented by **Aaron Lee Brody**  
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**Consolidated Plaintiff**

**Irving Gordon**  
*on behalf of himself and all others  
similarly situated*

represented by **Robert Craig Finkel**  
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**Consolidated Plaintiff**

**Paul V. Hawkins**

represented by **Robert Alan Abrams**  
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*LEAD ATTORNEY*

**Consolidated Plaintiff**

**Scott R. Farris**  
*on behalf of himself and all others  
similarly situated*

represented by **Frederick Taylor Isquith, Sr**  
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*LEAD ATTORNEY*

**Robert Alan Abrams**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Plaintiff**

**Lewis Wilder**

represented by **Jill Sharyn Abrams**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Plaintiff**

**Sudhir Patel**  
*on behalf of himself and all others  
similarly situated*

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

**Gustavo Bruckner**  
(See above for address)  
*LEAD ATTORNEY*

**Robert Alan Abrams**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Plaintiff**

**Stuart M. Sabin**  
*on behalf of himself and all others  
similarly situated*

represented by **Linda P. Nussbaum**  
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*LEAD ATTORNEY*

V.

**Defendant**

**Merrill Lynch & Co., Inc.**

**Defendant**

**Merill Lynch Internet Strategies Fund,  
Inc.**

**Defendant**

**Merrill Lynch Funds Distributor**

**Defendant**

**Terry K. Glenn**

**Defendant**

**Donald C. Burke**

**Defendant**

**Charles C. Reilly**

represented by **David J. Libowsky**  
Bressler, Amery & Ross, P.C.  
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*LEAD ATTORNEY*

**Defendant**

**Roscoe S. Suddarth**

**Defendant**

**Richard R. West**

represented by **David J. Libowsky**  
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*LEAD ATTORNEY*

**Hugo A. Hilgendorff, IV**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**Edward D. Zinbarg**

**Defendant**

**Arthur Zeikel**

**Defendant**

**Paul G. Meeks**

**Defendant**

**Henry Blodget**

**Consolidated Defendant**

**Master Internet Strategies Trust**

**Consolidated Defendant**

**Merrill Lynch Global Technology Fund,  
Inc.**

**Consolidated Defendant**

**Fund Asset Management, L.P.**

**Consolidated Defendant**

**Princeton Services, Inc.**

**Movant**

**Irving Gordon**

represented by **James A. Harrod**  
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*LEAD ATTORNEY*

**Robert Craig Finkel**  
(See above for address)  
*LEAD ATTORNEY*

**Movant**

**Paul Levine**

**Movant**

**Roger Jacobs**

**Movant**

**Paul V. Hawkins**

**Movant**

**John R. Williams**

**Movant**

**Mohmoud Khouja**

represented by **Aaron Lee Brody**  
(See above for address)  
*LEAD ATTORNEY*

**Jules Brody**  
(See above for address)  
*LEAD ATTORNEY*

**William W. Wickersham**  
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*LEAD ATTORNEY*

**Movant**

**Mazem Khouja**

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*LEAD ATTORNEY*

**Jules Brody**  
(See above for address)  
*LEAD ATTORNEY*

**William W. Wickersham**  
(See above for address)  
*LEAD ATTORNEY*

**Movant**

**Howard Schoenberger**

represented by **Aaron Lee Brody**  
(See above for address)  
*LEAD ATTORNEY*

**Jules Brody**  
(See above for address)  
*LEAD ATTORNEY*

**William W. Wickersham**  
(See above for address)  
*LEAD ATTORNEY*

**Movant**

**Eric Doubele**

represented by **Aaron Lee Brody**  
(See above for address)  
*LEAD ATTORNEY*

**Jules Brody**  
(See above for address)  
*LEAD ATTORNEY*

**William W. Wickersham**  
(See above for address)  
*LEAD ATTORNEY*

**Movant**

**Merrill Lynch Internet Strategies  
Group**

| <b>Date Filed</b> | <b>#</b> | <b>Docket Text</b>   |
|-------------------|----------|--|
| 04/24/2002        | 1        | CLASS ACTION COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). FILING FEE \$ 150.00 RECEIPT # 437272. (jol) (Entered: |

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|------------|----|--|
|            |    | 04/25/2002)  |
| 04/24/2002 |    | Magistrate Judge James C. Francis is so designated. (jol) (Entered: 04/25/2002)  |
| 06/06/2002 | 2  | AFFIDAVIT OF SERVICE of summons, class action complain as to Henry Blodget by Cecil Ramsey on 4/26/02 and via first class mail on 4/26/02. Answer due on 5/16/02 for Henry Blodget . (db) (Entered: 06/14/2002)  |
| 06/06/2002 | 3  | AFFIDAVIT OF SERVICE of summons, class action complaint as to Merrill Lynch & Co. by Cecil Ramsey on 4/26/02. Answer on 5/16/02 for Merrill Lynch & Co. . (db) (Entered: 06/14/2002)   |
| 06/06/2002 | 4  | AFFIDAVIT OF SERVICE of summons, class action complaint as to Merill Lynch by Phil Alarstian on 4/29/02 . Answer due on 5/20/02 for Merill Lynch . (db) (Entered: 06/14/2002)  |
| 06/06/2002 | 5  | AFFIDAVIT OF SERVICE of summons, class action complaint as to Merrill Lynch Funds by Phil Alarstian on 4/29/02 . Answer due on 5/20/02 for Merrill Lynch Funds . (db) (Entered: 06/14/2002)  |
| 06/06/2002 | 6  | AFFIDAVIT OF SERVICE of summons, class action complaint as to Terry K. Glenn by Phil Alarstian on 4/29/02 and via first class mail on 4/29/02. Answer due on 5/20/02 for Terry K. Glenn . (db) Modified on 06/14/2002 (Entered: 06/14/2002)  |
| 06/06/2002 | 7  | AFFIDAVIT OF SERVICE of summons, class action complaint as to Donald C. Burke by Phil Alarstian on 4/29/02 and via first class mail on 4/29/02. Answer due on 5/20/02 for Donald C. Burke . (db) (Entered: 06/14/2002)   |
| 06/06/2002 | 8  | AFFIDAVIT OF SERVICE of summons, class action complain as to Arthur Zeikel by affixing to door of Arthur Zeikel on 5/11/02 and via first class mail on 5/15/02. Answer due on 5/31/02 for Arthur Zeikel . (db) (Entered: 06/14/2002)   |
| 06/06/2002 | 9  | AFFIDAVIT OF SERVICE of summons, class action complain as to Edward D. Zinbarg by personal service on 5/11/02. Answer due on 5/31/02 for Edward D. Zinbarg. (db) (Entered: 06/14/2002)   |
| 06/06/2002 | 10 | AFFIDAVIT OF SERVICE of summons, class action complaint as to Paul G. Meeks by Cecil Ramsey on 4/26/02 and via first class mail on 4/26/02. Answer due on 5/16/02 for Paul G. Meeks. (db) (Entered: 06/14/2002)  |
| 06/25/2002 | 11 | NOTICE OF MOTION by Irving Gordon pursuant to Section 27(a)(3)(B) of the Securities Act of 1933, 15 U.S.C. 77z(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995, for an Order consolidating cases 02cv3176, 02cv3385, 02cv3931, 02cv4218, 02cv4396 and 02cv4675 and any subsequently filed related actions , appointing Gordon as lead plaintiff in this action and in any consolidated related action and, approving his selection of Wolf Popper LLP as lead counsel . Return Date not indicated. Declaration of James A. Harrod in support of motion and Proposed Order attached. (yv) Modified on 07/01/2002 (Entered: 07/01/2002) |
| 06/25/2002 | 12 | MEMORANDUM OF LAW by Irving Gordon in support of [11-1] motion pursuant to Section 27(a)(3)(B) of the Securities Act of 1933, 15 U.S.C. 77z(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995,  |

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|            |    | for an Order consolidating cases 02cv3176, 02cv3385, 02cv3931, 02cv4218, 02cv4396 and 02cv4675 and any subsequently filed related actions, [11-2] motion appointing Gordon as lead plaintiff in this action and in any consolidated related action, [11-3] motion approving his selection of Wolf Popper LLP as lead counsel . (yv) (Entered: 07/01/2002)   |
| 06/25/2002 | 13 | NOTICE OF MOTION by Mohmoud Khouja, Mazem Khouja, Howard Schoenberger, Eric Doubele for an order consolidating this action with action numbers 02cv3385, 02cv3931, 02cv4218, 02cv4675 and 02cv4679 , for an order appointing said movants as lead plaintiffs , for the approval of selection of lead counsel . Return Date not indicated. Proposed order attached. (dle) (Entered: 07/02/2002)  |
| 06/25/2002 | 14 | MEMORANDUM OF LAW by Mohmoud Khouja, Mazem Khouja, Howard Schoenberger, Eric Doubele in support of [13-1] motion for an order consolidating this action with action numbers 02cv3385, 02cv3931, 02cv4218, 02cv4675 and 02cv4679, [13-2] motion for an order appointing said movants as lead plaintiffs, [13-3] motion for the approval of selection of lead counsel . (dle) (Entered: 07/02/2002)   |
| 06/25/2002 | 15 | DECLARATION of William W. Wickersham by Mohmoud Khouja, Mazem Khouja, Howard Schoenberger, Eric Doubele in support Re: [13-1] motion for an order consolidating this action with action numbers 02cv3385, 02cv3931, 02cv4218, 02cv4675 and 02cv4679, [13-2] motion for an order appointing said movants as lead plaintiffs, [13-3] motion for the approval of selection of lead counsel . (dle) (Entered: 07/02/2002)   |
| 06/25/2002 | 16 | NOTICE OF MOTION by the McConnell Family (David and Brent McConnell); for an order to consolidate related actions ; appointing the McConnell Family as Lead Plaintiff in this action ; approving the McConnell Family's selection of the law firms of Cohen, Milstein, Hausfeld & Toll, P.L.L.C. and Shapiro Haber & Urmy, LLP as Co-Lead Counsel ; Return Date 7/25/02 at 10:00. (pl) (Entered: 07/03/2002)  |
| 06/25/2002 | 17 | MEMORANDUM OF LAW in support of [16-1] motion for an order to consolidate related actions, [16-2] motion appointing the McConnell Family as Lead Plaintiff in this action, [16-3] motion approving the McConnell Family's selection of the law firms of Cohen, Milstein, Hausfeld & Toll, P.L.L.C. and Shapiro Haber & Urmy, LLP as Co-Lead Counsel . (pl) (Entered: 07/03/2002)  |
| 06/25/2002 | 18 | DECLARATION of Susan R. Schwaiger in support of Re: [16-1] motion for an order to consolidate related actions, [16-2] motion appointing the McConnell Family as Lead Plaintiff in this action, [16-3] motion approving the McConnell Family's selection of the law firms of Cohen, Milstein, Hausfeld & Toll, P.L.L.C. and Shapiro Haber & Urmy, LLP as Co-Lead Counsel . (pl) (Entered: 07/03/2002)  |
| 06/25/2002 | 19 | NOTICE OF MOTION by Merrill Lynch Group for an Order consolidating case nos. 02cv3176, 02cv3385, 02cv3931, 02cv4218, 02cv4396, 02cv4675 and 02cv4907 purs. to Rule 42(a) and any subsequently filed related cases , and for an Order appointing The Merrill Lynch Internet Strategies Group Lead Plaintiff in the consolidated action and any subsequently filed related cases , and for an Order approving its selection of Abbey Gardy, LLP as Lead Counsel . No Return Date. |

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|            |    | Proposed Order attached. (sb) (Entered: 07/03/2002)   |
| 06/25/2002 | 20 | MEMORANDUM OF Points and Authorities by Merrill Lynch Group in support of [19-1] motion for an Order consolidating case nos. 02cv3176, 02cv3385, 02cv3931, 02cv4218, 02cv4396, 02cv4675 and 02cv4907 purs. to Rule 42(a) and any subsequently filed related cases, [19-2] motion for an Order appointing The Merrill Lynch Internet Strategies Group Lead Plaintiff in the consolidated action and any subsequently filed related cases, [19-3] motion for an Order approving its selection of Abbey Gardy, LLP as Lead Counsel . (sb) (Entered: 07/03/2002)  |
| 06/25/2002 | 21 | DECLARATION of Nancy Kaboolian by Merrill Lynch Group in support Re: [20-1] support memorandum, [19-1] motion for an Order consolidating case nos. 02cv3176, 02cv3385, 02cv3931, 02cv4218, 02cv4396, 02cv4675 and 02cv4907 purs. to Rule 42(a) and any subsequently filed related cases, [19-2] motion for an Order appointing The Merrill Lynch Internet Strategies Group Lead Plaintiff in the consolidated action and any subsequently filed related cases . (sb) (Entered: 07/03/2002)  |
| 06/25/2002 | 22 | NOTICE OF MOTION by Paul Levine, Roger Jacobs, Paul V. Hawkins, John R. Williams for an order pursuant to Section 21D of the Securities Exchange Act of 1934 as amended by the Private Securities Litigation Reform Act of 1995, to consolidate cases filed on behalf of purchasers of the securities of Internet Strategies between 3/14/00 and 10/15/01 , to appoint Paul Levine, Roger Jacobs, Paul Hawkins and John R. Williams as lead plaintiffs in the related actions , and to approve Schiffrin & Barroway, LLP and Wolf Haldenstein Adler Freeman & Herz, LLP the firms selected and retained by above mentioned movants, as co-Lead Counsel . Proposed order attached. Return Date not indicated. Received in night deposit on 6/25/02 at 6:05 p.m. (moc) (Entered: 07/08/2002)          |
| 06/25/2002 | 23 | MEMORANDUM OF LAW by Paul Levine, Roger Jacobs, Paul V. Hawkins, John R. Williams in support of [22-1] motion for an order pursuant to Section 21D of the Securities Exchange Act of 1934 as amended by the Private Securities Litigation Reform Act of 1995, to consolidate cases filed on behalf of purchasers of the securities of Internet Strategies between 3/14/00 and 10/15/01, [22-2] motion to appoint Paul Levine, Roger Jacobs, Paul Hawkins and John R. Williams as lead plaintiffs in the related actions, [22-3] motion to approve Schiffrin & Barroway, LLP and Wolf Haldenstein Adler Freeman & Herz, LLP the firms selected and retained by above mentioned movants, as co-Lead Counsel. Received in night deposit on 6/25/02 at 6:05 p.m. (moc) (Entered: 07/08/2002)            |
| 06/25/2002 | 24 | AFFIDAVIT of Darren J. Check by Paul Levine, Roger Jacobs, Paul V. Hawkins, John R. Williams in support of [22-1] motion for an order pursuant to Section 21D of the Securities Exchange Act of 1934 as amended by the Private Securities Litigation Reform Act of 1995, to consolidate cases filed on behalf of purchasers of the securities of Internet Strategies between 3/14/00 and 10/15/01, [22-2] motion to appoint Paul Levine, Roger Jacobs, Paul Hawkins and John R. Williams as lead plaintiffs in the related actions, [22-3] motion to approve Schiffrin & Barroway, LLP and Wolf Haldenstein Adler Freeman & Herz, LLP the firms selected and retained by above mentioned movants, as co-Lead Counsel. Received in night deposit on 6/25/02 at 6:05 p.m. (moc) (Entered: 07/08/2002) |
| 07/02/2002 | 25 | Notice of Case Reassignment to Judge Milton Pollack . Copy of notice and judge's  |

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|            |    | rules mailed to Attorney(s) of record: William Wendell Wickersham, Aaron Lee Brody, Jules Brody, James A. Harrod, Robert C. Finkel, Marian Probst Rosner, Mark C. Gardy . (gmo) (Entered: 07/10/2002)   |
| 07/03/2002 | 26 | Notice of Case Reassignment to Judge Milton Pollack . Copy of notice and judge's rules mailed to Attorney(s) of record: William Wendell Wickersham, Aaron Lee Brody, Jules Brody, James A. Harrod, Robert C. Finkel, Marian Probst Rosner, Mark C. Gardy . (gmo) (Entered: 08/06/2002)  |
| 07/03/2002 |    | Case accepted as related to 1:21mc96. (gmo) (Entered: 08/07/2002)   |
| 09/27/2002 | 27 | NOTICE of attorney appearance for Charles C. Reilly, Roscoe S. Suddarth, Richard R. West, Edward D. Zinbarg by David J. Libowsky, Hugo A. Hilgendorff IV. (gf) (Entered: 10/02/2002)  |
| 12/09/2002 |    | CASE MANAGEMENT ORDER #1, consolidating cases The following actions on behalf of purchasers of shares of the Merrill Lynch Internet Strategies Fund, Inc. are hereby consolidated for all purposes: Bernstein v. Merrill Lynch & Co., Inc. et al. 02-CV-4218(MP) Doebele v. Merrill Lynch & Co., Inc. et al. 02-CV-4679(MP) Farris v. Merrill Lynch & Co., Inc. et al. 02-CV-5432(MP) Gordon v. Merrill Lynch & Co., Inc. et al. 02-CV-3385(MP) Hawkins v. Merrill Lynch & Co., Inc. et al. 02-CV-3931(MP) Manton v. Merrill Lynch & Co., Inc. et al. 02-CV-4907(MP) Patel v. Merrill Lynch & Co., Inc. et al. 02-CV-5187(MP) Sabin v. Merrill Lynch & Co., Inc. et al. 02-CV-4675(MP) Sherman v. Merrill Lynch & Co., Inc. et al. 02-CV-3176(MP) The consolidated actions shall be carried in the Clerk's office and known as the In re Merrill Lynch & Co., Inc. Internet Strategies Fund Securities Litigation, 02-CV-3176(MP). The Clerk shall administratively close all of the actions listed above, other than 02-CV-3176 (MP). If there is significant duplication of damages sought between the consolidated complaint in the Merrill Lynch Global Technology Fund, Inc. actions and the consolidated in the Internet Strategies Fund, Inc. actions, defendants reserve the right to move the Court to seek consolidation this action with the Merrill Lynch Global Technology Fund, Inc. action or for other relief, which plaintiffs reserve the right to oppose. . ( signed by Judge Milton Pollack ); (ORIGINAL FILED IN 02md1484 AS DOCUMENT #133) (rag) Modified on 01/16/2003 (Entered: 12/24/2002) |
| 12/09/2002 |    | Consolidated Lead Case. (rag) (Entered: 12/24/2002)   |
| 01/17/2003 | 28 | ORDER; that Michael L. Dagley, Esq. of the Firm Berry & Sims, P.C. shall be and hereby is admitted pro hac vice as atty. for defendants in this action upon payment of \$25.00 fee to Clerk; a copy of this Order shall be served upon counsel for plaintiff within 10 days of the date hereof . ( signed by Judge Milton Pollack ); forwarded this document to the Attorney Admissions Clerk. (pl) Modified on 01/17/2003 (Entered: 01/17/2003)  |
| 02/10/2003 | 29 | NOTICE of attorney appearance for Charles C. Reilly, Roscoe S. Suddarth, Richard R. West, Edward D. Zinbarg by David J. Libowsky of Bressler Amery & Ross (cd) (Entered: 02/14/2003)  |
| 02/10/2003 |    | CASHIER'S OFFICE REMARK on [28-1] order that Michael L. Dagley, Esq. of the Firm Berry & Sims, P.C. shall be and hereby is admitted pro hac vice as atty. for defendants in this action upon payment of \$25.00 fee to Clerk; a copy of this Order shall be served upon counsel for plaintiff within 10 days of the date hereof,  |

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|            |    | [28-2] relief in the amount of \$25.00 paid on 2/10/03 Receipt # 464573. (db) (Entered: 02/24/2003)   |
| 03/14/2003 | 30 | AMENDED COMPLAINT by Richard Sherman, Linda Sherman (Answer due 3/24/03 for Princeton Services, for Fund Asset, for Merrill Lynch Global, for Master Internet, for Henry Blodget, for Paul G. Meeks, for Arthur Zeikel, for Edward D. Zinbarg, for Richard R. West, for Roscoe S. Suddarth, for Charles C. Reilly, for Donald C. Burke, for Terry K. Glenn, for Merrill Lynch Funds, for Merill Lynch, for Merrill Lynch & Co. ) amending [1-1] complaint ; Summons issued. (gmo) (Entered: 03/24/2003)   |
| 07/17/2003 |    | NOTICE OF MOTION by the undersigned defendants, (This Document relates to 02-3176, 02-10221, 03-0291, 03-0555, 03-1217 & 03-2852), to dismiss 02-3176, 02-10221, 03-291, 03-0555, 03-1217 and 03-2852 ; and; to join in the motion filed on 7/17/03 by Defts. Merrill Lynch & Co., Inc. and Merrill Lynch Pierce Fenner & Smith Inc. to dismiss actions, 02-3176, 02-10221, 03-0291, 03-0555, 03-1217 & 03-2852 . Proposed Order attached. Return date not indicated. (Received in night deposit box on 7/17/03, at 5:03 p.m.). ORIGINAL DOCUMENT ENTERED IN CASE #02-MDL-1484, DOC. #289. (tp) (Entered: 08/07/2003) |
| 09/03/2003 |    | MEMORANDUM OF LAW lead plaintiffs in opposition to [0-1] motion to dismiss 02-3176, 02-10221, 03-291, 03-0555, 03-1217 and 03-2852. (Orig. entry docketed in 02 MDL 1484 as doc. #304). (kw) (Entered: 09/08/2003)  |
| 09/26/2003 | 31 | REPLY MEMORANDUM by Merrill Lynch Funds, Terry K. Glenn, Donald C. Burke, Arthur Zeikel, Paul G. Meeks, Fund Asset, Princeton Services in support re: motion to dismiss the consolidated amended complaint. (yv) (Entered: 09/30/2003)  |
| 10/29/2003 |    | ORDER NO. 22 (ON MOTION TO DISMISS) Plaintiff's Consolidated Amended Complaint is dismissed in its entirety, with prejudice. This Document relates to 02-3176. ( signed by Judge Milton Pollack ). (ae) (Entered: 11/17/2003)   |
| 10/29/2003 |    | Case closed. (ae) (Entered: 11/17/2003)   |
| 11/24/2003 |    | NOTICE OF APPEAL by Lead Plaintiffs from Order of Dismissal.. Filing fee \$ 255, receipt number E492101. Copies of Notice of Appeal mailed to Attorney(s) of Record: Edward J. Yodowitz, Esq., Andrew J. Levander, Esq., Edward Haber, Esq., Jacwueline Sailer, Esq., Hugo A. Hilgendorff, Esq., Mark Holland, Esq., Herbert Milstein, Esq. and Fred Fox, Esq.. I(Original Doc. # 349 Filed In 02 Md 1484). (dt, ) (Entered: 12/04/2003)  |
| 12/04/2003 |    | Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: Notice of Appeal,. (dt, ) (Entered: 12/04/2003)  |
| 12/04/2003 |    | Transmission of Notice of Appeal to the District Judge re: Notice of Appeal,. (dt, ) (Entered: 12/04/2003)  |
| 02/04/2004 | 32 | AMENDED NOTICE OF APPEAL re: Notice of Appeal,, Order of Dismissal. Document filed by Ruth Manton. Copies of Amended Notice of Appeal mailed to Attorney(s) of Record: Edward J. Yodowitz, Esq., Andrew J. Levander, Esq., Mark Holland, Esq., Hugo A. Hilgendorff, Esq., Edward Haber, Esq., Herbert Milstein, Esq., Jacqueline Sailer, Esq. and Fred Fox, Esq.. (dt, ) (Entered: 02/05/2004)  |
| 02/05/2004 |    | Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court   |

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|            |    | of Appeals re: [32] Amended Notice of Appeal,. (dt, ) (Entered: 02/05/2004)  |
| 02/05/2004 |    | Transmission of Notice of Appeal to the District Judge re: [32] Amended Notice of Appeal,. (dt, ) (Entered: 02/05/2004)  |
| 02/19/2004 | 33 | Appeal Record Sent to USCA (Index). Notice that the Original index to the record on Appeal for Notice of Appeal,, [32] Amended Notice of Appeal, filed by Ruth Manton USCA Case Number 03-9286, 3 Copies of the index, Certified Clerk Certificate and Certified Docket Sheet were transmitted to the U.S. Court of Appeals. (pr, ) (Entered: 02/20/2004)  |
| 10/30/2006 |    | Objection to the Proposed Class Action Settlement. Document filed by Daniel Harris. Original document filed in case no. 02md1484, doc. #422. (kkc, ) (Entered: 11/02/2006)   |
| 11/03/2006 | 34 | MANDATE of USCA WITHDRAWING APPEAL (Certified Copy) as to Notice of Appeal, USCA Case Number 03-9286-cv. Stipulation of withdrawal from active consideration. Thomas W. Asreen, Acting Clerk USCA. Certified: 11/1/2006. (nd, ) (Entered: 11/06/2006)  |
| 11/06/2006 |    | Transmission of USCA Mandate/Order to the District Judge re: [34] USCA Mandate Withdrawing Appeal. (nd, ) (Entered: 11/06/2006)  |
| 11/21/2006 | 35 | MEMORANDUM OF LAW in Support of the proposed class action settlement. Document filed by Arthur Zeikel, Paul G. Meeks, Merrill Lynch & Co., Inc., Fund Asset Management, L.P., Princeton Services, Inc., Merrill Lynch Internet Strategies Fund, Inc., Merrill Lynch Funds Distributor, Terry K. Glenn, Donald C. Burke. (jmi, ) (Entered: 11/22/2006)  |
| 11/21/2006 | 36 | RESPONSE to lead plaintiff manton's request for a seprate award. Document filed by Arthur Zeikel, Paul G. Meeks, Merrill Lynch & Co., Inc., Fund Asset Management, L.P., Princeton Services, Inc., Merrill Lynch Internet Strategies Fund, Inc., Merrill Lynch Funds Distributor, Terry K. Glenn, Donald C. Burke. (jmi, ) (Entered: 11/22/2006)   |
| 11/22/2006 | 37 | LETTER addressed to Mr. Feffer from Mark Holland dated 11/21/06 re: letter confirming that the release in the proposed settlement of the Merrill Lynch Mutual Fund Reserarch Reports Litigations is not intended to, and shall not be deemed to, release any claims asserted in Scalisi v. Fund Asset Management L.P.. Document filed by Arthur Zeikel, Paul G. Meeks, Merrill Lynch & Co., Inc., Fund Asset Management, L.P., Princeton Services, Inc., Merrill Lynch Funds Distributor, Terry K. Glenn, Donald C. Burke.(dj, ) (Entered: 11/30/2006) |
| 12/12/2006 | 38 | THE FUND ADVISER DEFENDNAT'S REPLY MEMORANDUM in Response to Lead Plaintiff Manton's Request for a Separate Award. Document filed by Arthur Zeikel, Paul G. Meeks, Fund Asset Management, L.P., Princeton Services, Inc., Merrill Lynch Funds Distributor, Terry K. Glenn, Donald C. Burke. (jmi, ) (Entered: 12/20/2006)  |
| 01/11/2007 |    | AFFIDAVIT of Cerline Mellowses. Original document filed under case #: 02-md-1484, document # 438. (tro) (Entered: 04/05/2007)  |
| 02/05/2007 |    | ORDER AND FINAL JUDGMENT settling action (Orig. filed in case no. 02 MD 1484 as doc. # 431). (Signed by Judge John F. Keenan on 2/5/07) Filed In   |

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|            |                    | Associated Cases: 1:02-cv-03176-MP et al.(ml) (Entered: 02/06/2007)   |
| 11/13/2007 | <a href="#">39</a> | MANDATE of USCA WITHDRAWING APPEAL (Certified Copy) as to Notice of Appeal, [32] Amended Notice of Appeal, filed by Ruth Manton USCA Case Number 03-9286-cv. The undersigned counsel for the parties hereby stipulate that the above-captioned appeal is hereby withdrawn in light of the Stipulation of Settlement. Withdrawal of the appeal shall not operate as a dismissal of the appeal under FRAP 42(b) Catherine O'Hagan Wolfe, Clerk USCA. Issued As Mandate: 11/9/2007. (nd) (Entered: 11/13/2007) |
| 11/13/2007 |                    | Transmission of USCA Mandate/Order to the District Judge re: <a href="#">39</a> USCA Mandate,. (nd) (Entered: 11/13/2007)   |

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