

US District Court Civil Docket as of 02/23/2004

US District Court for the Southern District of Ohio

2:03cv711

Ohio Public Employ, et al v. Freddie Mac FNA Federal Home Loan Mo, et al

Date Filed: 08/08/2003	Class Code: JURY
Assigned To: Edmund A Sargus	Closed: No
Referred To: Magistrate Judge Mark R Abel	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

Ohio Public Employee Retirement System, on
Behalf of Themselves and All Others Similarly
Situating
PLAINTIFF

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PLAINTIFF

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v.

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Date	#	Proceeding Text
08/08/2003	1	COMPLAINT (referred to Mag. Judge Mark R. Abel) (no. pgs: 71 + exh) (sem) (Entered: 08/22/2003)
08/08/2003	2	MOTION by plaintiff Ohio Public Employ, plaintiff State Teachers Retir for appointment as lead plaintiffs and for approval of selection of lead counsel (no pgs: 7 + exh) (sem) (Entered: 08/22/2003)
08/08/2003	--	Filing Fee Paid: on 8/8/03 in the amount of \$ 150.00, receipt # 237496. (sem) (Entered: 08/22/2003)
08/08/2003	--	Summons issued as to defendant Federal Home Loan Mo, defendant Leland C Brendsel, defendant Vaughn Clarke, defendant David W Glenn (sem) (Entered: 08/22/2003)
08/18/2003	--	REPLY IN SUPPORT OF MOTION TO TRANSFER RELATED ACTIONS to the USDC for Eastern Virginia and to consolidate or in the


alternative coordinate, all pretrial proceedings therein(Info copy from MDL case no 1567)(no pgs: 12 + exh) (jh) (Entered: 08/26/2003)


- 08/25/2003 -- NOTICE from MDL case no 1567 of potential TAG-ALONG ACTIONS (no pgs: 4 + exh) (jh) (Entered: 08/26/2003)
- 08/26/2003 3 ORDER by Judge Edmund A. Sargus Jr: status conf held 8/22/03; dft to respond by 8/30/03 to plf motion for appointment (cc: all counsel) (no pgs: 1) (sh) (Entered: 08/27/2003)
- 08/29/2003  5 WAIVER OF SERVICE Returned Executed by Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir, Defendant Leland C Brendsel. Leland C Brendsel waiver sent on 8/11/2003, answer due 10/10/2003. (sh,) (Entered: 09/03/2003)
- 08/29/2003  6 WAIVER OF SERVICE Returned Executed filed by Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir. Vaughn Clarke waiver sent on 8/11/2003, answer due 10/10/2003. (sh,) (Entered: 09/03/2003)
- 08/29/2003  7 STIPULATION ext time by 20 days for dft Fed Home Loan to file ans re [1] Complaint by Defendant Federal Home Loan Mortgage, Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir. (sh,) (Entered: 09/03/2003)
- 08/29/2003  8 RESPONSE in Opposition re [2] Motion for Order to filed by Defendant Federal Home Loan Mortgage. (sh,) (Entered: 09/03/2003)
- 09/02/2003  4 REPLY to Response to Motion re [2] Motion for Order to Appoint Lead Plaintiff filed by Plaintiff Ohio Public Employee Retirement System. (Attachments: # 1 Exhibit "A"# 2 Exhibit "B")(Cummins, James) (Entered: 09/02/2003)
- 09/05/2003  9 NOTICE of "potential tag-along action" MDL Docket No. 1567 (sh,) (Entered: 09/09/2003)
- 09/09/2003  11 WAIVER OF SERVICE Returned Executed by Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir on dft Federal Home Loan Mortgage ; waiver sent on 8/11/2003, answer due 10/10/2003. (sh,) (Entered: 09/11/2003)
- 09/10/2003  10 CORPORATE DISCLOSURE STATEMENT by Defendant Federal Home Loan Mortgage. (Frye, Richard) (Entered: 09/10/2003)
- 09/12/2003 12 TRANSCRIPT of Proceedings held on 8/22/2003 before Judge Sargus. (sh,) (Entered: 09/18/2003)
- 09/30/2003  13 ORDER: Telephone Status Conference set for Monday 10/6/2003, 3:00 PM; Signed by Judge Edmund A Sargus on 9/30/03. (aq) (Entered: 09/30/2003)
- 10/01/2003  14 NOTICE of Appearance by Richard Stuart Wayne Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir (Wayne, Richard) (Entered: 10/01/2003)


10/02/2003 15  NOTICE of Appearance by C William Phillips Defendant Federal Home Loan Mortgage (sh,) (Entered: 10/06/2003)


10/07/2003 16  ORDER rescheduling Telephone Status conference from 10/6/03 to October 8, 2003 at 2pm Signed by Judge Edmund A Sargus on 10/7/03. (aq) (Entered: 10/08/2003)


10/10/2003 18  AGREED MOTION for Extension of Time to 10/30/03 to file response to [1] Complaint. Filed by Defendant Leland C Brendsel. (sln,) (Entered: 10/20/2003)


10/14/2003 19  Motion for Tranfer and Coordination or for Order to consolidate pursuant to 28 USC 1407. Filed by Defendant Federal Home Loan Mortgage. (Attachments: # 1 memo of law in support# 2 exh part 1 of A# 3 exh part 2 of A# 4 exh part 3 of A# 5 exh part 4 of A# 6 exh B# 7 part 1 of exh C# 8 part 2 of exh C# 9 exh D# 10 exh E# 11 exh F,G,H# 12 exh I,J,K# 13 exh L,M,O,P,Q,R# 14 exh S,T,U,V,W)(sln,) (Entered: 10/20/2003)

10/17/2003 17  MOTION for Extension of Time to File Response/Reply as to [1] Complaint by Defendant Vaughn Clarke. (Swetnam, Daniel) (Entered: 10/17/2003)


10/20/2003 20  ORDER granting 17 motion; Defts David Glenn and Vaughn Clarke shall have until 10/30/03 to file response to Complaint; Signed by Judge Edmund A Sargus on 10/20/03. (aq) (Entered: 10/20/2003)


10/22/2003 23  MOTION by Andrews, Delinsky, Downey, and Sullivan for Leave to Appear PHV on behalf of Defendant Leland C Brendsel. (Attachments: # 1 Delinsky application# 2 Downey application# 3 Sullivan application) (fee paid 10/23/03)(sln,) (Entered: 10/24/2003)


10/23/2003 21  NOTICE of Appearance by William Chester Wilkinson Defendant Leland C Brendsel (Wilkinson, William) (Entered: 10/23/2003)

10/23/2003 22  MOTION for Extension of Time to File Answer or Respond to the Complaint by Defendant Federal Home Loan Mortgage. (Attachments: # 1 Affidavit Affidavit of C. William Phillips)(Morrison, Sarah) (Entered: 10/23/2003)













10/23/2003 -- PHV Filing fee: \$ 200.00, receipt number 238651 (for attys Delinsky, Sullivan, Downey, and Andrews) (sln,) (Entered: 10/24/2003)

10/24/2003 24  RESPONSE in Opposition re 22 MOTION for Extension of Time to File Answer or Respond to the Complaint filed by Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir. (Cummins, James) (Entered: 10/24/2003)


10/27/2003 25  ORDER granting 18Defendant Brendsel's Motion for Extension of Time to Answer re [1] Complaint . Signed by Judge Mark R. Abel on 10/27/03. (tto,) (Entered: 10/27/2003)


10/27/2003 26  ORDER granting to the following extent 22Defendant Federal Home Loan Mortgage Corporations Motion for Extension of Time to Answer re [1]


Complaint. Federal Home Loan Mortgage Corporation is ORDERED to file its motion to dismiss on or before 11/24/03 . Signed by Judge Mark R. Abel on 10/27/03. (tto,) (Entered: 10/27/2003)


- 10/27/2003  27 Supplemental Memorandum Supporting Lead Plaintiff Motion by Plaintiff Ohio Public Employee Retirement System. (Attachments: # 1 Firm Resume# 2 Amended Order)(Cummins, James) (Entered: 10/27/2003)
- 10/27/2003  28 MOTION for Extension of Time to File Answer re [1] Complaint or File Responsive Pleading by Defendant Vaughn Clarke. (Swetnam, Daniel) (Entered: 10/27/2003)
- 10/27/2003  29 AFFIDAVIT in Support re 28 MOTION for Extension of Time to File Answer re [1] Complaint or File Responsive Pleading Declaration of Carole J. Yanofsky filed by Defendant Vaughn Clarke. (Swetnam, Daniel) (Entered: 10/27/2003)
- 10/27/2003  30 ORDER granting to the following extent28 Defendant Leland C. Brendsel, Vaughn Clarke, and David W. Glenn Motion for Extension of Time until 12/15/03 to Answer re [1] Complaint. Defendants Brendsel, Clarke and Glenn are ORDERED to file their motion to dismiss on or before 12/5/03. Signed by Judge Mark R. Abel on 10/27/03. (tto,) (Entered: 10/27/2003)
- 10/27/2003  -- TRANSCRIPT filed from 10/8/03 Proceedings (hard copy in file) (sh,) (Entered: 11/12/2003)
- 10/30/2003  31 NOTICE of Appearance by James Rubin Cummins Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir (Cummins, James) (Entered: 10/30/2003)
- 10/30/2003  -- Pro Hac Vice Filing fee: \$ 250.00, receipt number 238735 for C. William Phillips, J. Jay Lobel, Jay T. Smith and Preehthi Krishnamurthy Jul (pl,) (Entered: 11/04/2003)
- 11/04/2003  32 MOTION to Appoint Counsel Pro Hac Vice by Defendant Federal Home Loan Mortgage. (Morrison, Sarah) (Entered: 11/04/2003)
- 11/05/2003  33 ORDER granting 32 Motion to Appoint Counsel Appointed C William Phillips, J.Jay Lobell, Jay T. Smith, Preethi Krishnamurthy and Julie L.B. Johnson for Federal Home Loan Mortgage. Signed by Judge Mark R. Abel on 11/5/03. (tto,) (Entered: 11/05/2003)
- 11/06/2003  34 ORDER granting 23Brendan V. Sullivan, Kevin M. Downey, Eric R. Delinsky, and Stephen D. Andrews Motion for Leave to Appear pro hac vice on behalf of Leland C. Brendsel. Signed by Judge Mark R. Abel on 11/6/03. (tto,) (Entered: 11/06/2003)
- 11/07/2003  35 NOTICE of Appearance by Michael Ryan Barrett Plaintiffs Ohio Public Employee Retirement System, State Teachers Retir (Barrett, Michael) (Entered: 11/07/2003)
- 11/11/2003  NOTICE of Appearance by Michael Joseph Canter Defendant David W


36 Glenn (Canter, Michael) (Entered: 11/11/2003)


11/24/2003  ORDER denying Plaintiff's [2] Motion for Appointment as Lead Plaintiffs
37 and Approval of Selection of Lead Counsel without prejudice to renewal
Signed by Judge Edmund A Sargus on 11/24/03. (aq) (Entered: 11/24/2003)


12/01/2003  AGREED ORDER: Plaintiffs' Amended Complaint due on 1/15/04; Deft
38 Federal Home's Response to Amended Complaint due on 2/23/04; all
remaining defendants' responses due on or before 3/4/04. Signed by Judge
Edmund A Sargus on 12/1/03. (aq) (Entered: 12/02/2003)


12/03/2003  NOTICE of Appearance by Heidi L Yurkiw Defendant David W Glenn
39 (Yurkiw, Heidi) (Entered: 12/03/2003)


01/06/2004  MOTION Transfer Proceedings to E.D. Va. by Defendant Federal Home
40 Loan Mortgage. (Attachments: # 1 Affidavit of Jennifer Roberts# 2 Affidavit
of Julie Johnson# 3 Exhibit unreported case# 4 Exhibit unreported
case)(Morrison, Sarah) (Entered: 01/06/2004)


01/15/2004  AMENDED COMPLAINT For Violations of the Federal Securities Laws
41 against all defendants, filed by Plaintiffs Ohio Public Employee Retirement
System, State Teachers Retir, Defendants Federal Home Loan Mortgage,
Leland C Brendsel, Vaughn Clarke, David W Glenn.(Cummins, James)
(Entered: 01/15/2004)


01/15/2004  MOTION for Leave to Appear pro hac vice by James Schropp and Wendy
42 Fishman for Defendant David W Glenn. (ffee pd \$100.00 rcpt #239716)(sh,
) (Entered: 01/16/2004)


01/20/2004  ORDER Granting 42 James H. Schropp and Wendy P. Fischman's Motion
43 for Leave to Appear pro hac vice on behalf of defendant David W. Glenn on
the condition that they contact Toni Alkire and secure a log-on and password
for electronic filing. Signed by Judge Mark R. Abel on 1/20/04. (tto,)
(Entered: 01/20/2004)


01/27/2004  MOTION for Leave to Appear pro hac vice by atty Alexander R Sussman
45 for Defendant David W Glenn. (ffee pd \$50.00 rcpt #239865)(sh,) (Entered:
01/28/2004)


01/28/2004  RESPONSE in Opposition re 40 MOTION Transfer Proceedings to E.D. Va.
44 filed by Plaintiffs Ohio Public Employee Retirement System, State Teachers
Retir. (Cummins, James) (Entered: 01/28/2004)


01/28/2004  ORDER Granting 45Alexander R. Sussman's Motion for Leave to Appear
46 pro hac vice on behalf of Defendant David W. Glenn on the condition that
Mr. Sussman call Toni Alkire to secure a log-on and password for electronic
filing. Signed by Judge Mark R. Abel on 1/28/04. (tto,) (Entered:
01/28/2004)

02/02/2004  Summons Returned Unexecuted by Plaintiffs' as to Gregory J Parseghian.
47 (did not have a summons included) (sln,) (Entered: 02/03/2004)

02/04/2004 48  Summons Issued as to Gregory J Parseghian. (scot,) (Entered: 02/04/2004)

02/06/2004 49  MOTION for Leave to Appear pro hac vice by Daniel W Loeb for Defendant David W Glenn. (Attachments: \$50.00 receipt)(sh,) (Entered: 02/09/2004)

02/10/2004 50  ORDER Granting 49 Daniel E. Loeb's Motion for Leave to Appear pro hac vice on behalf of Defendant David W. Glenn on the the condition that he register for electronic filing . Signed by Judge Mark R. Abel on 2/10/04. (tto,) (Entered: 02/10/2004)

02/10/2004 51  SUMMONS Returned Executed by Plaintiff Ohio Public Employee Retirement System, Defendant Gregory J Parseghian. Gregory J Parseghian served on 2/7/2004, answer due 2/27/2004. (Attachments: # 1 Affidavit of Service on Defendant Gregory Parseghian)(Cummins, James) (Entered: 02/10/2004)

02/11/2004 52 RESPONSE in Support re 40 MOTION Transfer Proceedings to E.D. Va. filed by Defendant Freddie Mac. (Attachments: # 1 Exhibit unreported case# 2 Exhibit unreported case)(Morrison, Sarah) (Entered: 02/11/2004)

02/19/2004 53 NOTICE of Appearance by Grant Spencer Cowan Defendant Gregory J Parseghian (Cowan, Grant) (Entered: 02/19/2004)

02/23/2004 54 STIPULATION To Extend Time For Defendant Gregory J. Parseghian To Respond To The Amended Complaint by Defendant Gregory J Parseghian. (Cowan, Grant) (Entered: 02/23/2004)

02/23/2004 55 MOTION for Extension of Time to File Answer by Defendant Freddie Mac. (Morrison, Sarah) (Entered: 02/23/2004)