

**United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 3.0 (Chicago)
CIVIL DOCKET FOR CASE #: 1:04-cv-03530**

Petkun v. Bally Total Fitness, et al
Assigned to: Hon. John F. Grady
Demand: \$0
Case in other court: 07-01646
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 05/20/2004
Date Terminated: 02/20/2007
Jury Demand: Plaintiff
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

Gladys Petkun
*on behalf of herself and all others
similarly situated*

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PRO SE

V.

Defendant

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Date Filed	#	Docket Text
05/20/2004	<u>1</u>	COMPLAINT; jury demand - Civil cover sheet - (no summons(es) issued.) (Documents: (1-1 through 1-2)) (gma) Modified on 05/21/2004 (Entered: 05/21/2004)
05/20/2004		RECEIPT regarding payment of filing fee paid; on 5/20/04 in the amount of \$150.00, receipt #10215214. (gma) (Entered: 05/21/2004)
05/21/2004	<u>2</u>	ATTORNEY APPEARANCE for plaintiff by Fay Clayton, Carl Thomas Bergetz (ntf) (Entered: 05/24/2004)
05/21/2004	<u>3</u>	CERTIFICATION by plaintiff; Notice. (ntf) (Entered: 05/24/2004)
07/13/2004	<u>4</u>	ATTORNEY APPEARANCE for Bally Total Fitness, Paul A Toback by Timothy Bunker Hardwicke, Erin S. Shaw, Robert Brian Tanner, Amanda Jean Smith (ntf) (Entered: 07/14/2004)
07/13/2004	<u>9</u>	JOINT STIPULATION by parties. (ntf) (Entered: 07/22/2004)
07/13/2004	<u>10</u>	MOTION by defendants Bally Total Fitness, Paul A Toback to reassign related cases pursuant to Local Rule 40.4 (Attachments); Notice (ntf) (Entered: 07/22/2004)
07/13/2004	<u>11</u>	AGREED MOTION by defendants Bally Total Fitness, Paul A Toback to extend time to answer or otherwise respond to complaint (Attachments); Notice (ntf) Modified on 07/22/2004 (Entered: 07/22/2004)
07/16/2004	<u>5</u>	CORRECTED MOTION by defendants Bally Total Fitness Holding Corporation, Paul A. Toback to reassign related cases 04 C 3713, 04 C 3783, 04 C 3844, 04 C 3864, 04 C 3936, 04 C 4125 and 04 C 4342 pursuant to Local Rule 40.4 . (hp) (Entered: 07/19/2004)

07/16/2004	6	CORRECTED MOTION by defendants Bally Total Fitness, Paul A. Toback, plaintiff Gladys Petkun to extend time to answer or otherwise respond to plaintiff's complaint ; (Attachments). (hp) Modified on 07/19/2004 (Entered: 07/19/2004)
07/16/2004	7	CORRECTED JOINT STIPULATION by defendants Bally Total Fitness, Paul A. Toback and plaintiff regarding [5-1] [6-1]. (hp) (Entered: 07/19/2004)
07/19/2004	8	EXHIBITS A-Q by defendants Bally Total Fitness, Paul A Toback motion to reassign related cases 04 C 3713, 04 C 3783, 04 C 3844, 04 C 3864, 04 C 3936, 04 C 4125 and 04 C 4342 pursuant to Local Rule 40.4 [5-1] (ntf) (Entered: 07/20/2004)
07/21/2004		SCHEDULE set on 7/21/04 by Hon. John F. Grady : Status hearing set to 11:30 on 9/8/04 . No notice (am) (Entered: 07/21/2004)
07/21/2004	12	MINUTE ORDER of 7/21/04 by Hon. John F. Grady : The agreed and corrected agreed motion to extend time to answer or otherwise respond to complaint [6-1], [11-1] is granted. The motion and corrected motion to reassign related cases 04 C 3713, 04 C 3783, 04 C 3844, 04 C 3864, 04 C 3936, 04 C 4125 and C 4342 pursuant to Local Rule 40.4 [5-1], [10-1] is granted. Mailed notice (ntf) (Entered: 07/22/2004)
07/26/2004	13	MOTION by unknown Cosmos Inv Co LLC for consolidation , for appointment as lead plaintiff and for approval of lead plaintiff's selection of lead counsel ; Memorandum of law in support; Notice (ntf) (Entered: 07/27/2004)
07/26/2004	14	MOTION by unknown Genesee Co Emp for consolidation of related actions , appointment as lead plaintiff and approval of selection of lead counsel ; Memorandum of law in support; Notice (ntf) (Entered: 07/27/2004)
07/26/2004	15	MOTION by unknown Earl G Chesson, Richard J Jaffke, Timothy Weise to consolidate actions , to be appointed lead plaintiffs and for approval of lead plaintiffs' selection of lead counsel and liaison counsel ; Memorandum of law in support; (Attachments); Notice (ntf) (Entered: 07/27/2004)
07/26/2004	16	MOTION by unknown David Carlton, Dodie Carlton for appointment as lead plaintiff and for approval of lead plaintiff's selection of lead counsel ; Memorandum of law in support; (Attachments); Notice (ntf) (Entered: 07/27/2004)
07/26/2004	17	MOTION by unknown Sam Pitcher, Sabiheh Sameyah, Shelomoh Sameyah, Marlyn Slenn, Jacob Gerstenfeld for consolidation , appointment as lead plaintiff and approval of selection of lead counsel and liaison counsel ; Memorandum of law in support; (Attachments); Notice (ntf) (Entered: 07/27/2004)
07/26/2004	18	DECLARATION of Douglas Risen in support of motion by the Cosmos Group for consolidation [13-1], motion for appointment as lead plaintiff and for approval of lead plaintiff's selection of lead counsel [13-2] (Attachments). (ntf) (Entered: 07/27/2004)
08/03/2004	19	APPLICATION for leave to appear pro hac vice for Bally Total Fitness, Paul A Toback by Laurie B Smilan; Order entered granting leave by Hon. John F. Grady (ntf) (Entered: 08/04/2004)
08/03/2004	20	ATTORNEY APPEARANCE for Bally Total Fitness, Paul A Toback by Laurie B.

		Smilan. (ntf) (Entered: 08/04/2004)
08/10/2004	27	MOTION by defendants Bally Total Fitness, Paul A Toback to reassign Catherine A. Eads v. Bally Total fitness Holding Corp et,al. 04cv4697, pursuant to Local Rule 40.4 (Attachments); Notice (ntf) (Entered: 09/08/2004)
08/11/2004	21	ATTORNEY APPEARANCE for defendant John W Dwyer by Howard Steven Suskin, William Denby Heinz, Ryan Stacy Stippich, Shyni R Varghese. (gma) (Entered: 08/12/2004)
08/12/2004	22	NOTICE by plaintiff of change of firm name. (jmp) (Entered: 08/16/2004)
08/16/2004	26	MEMORANDUM OF LAW by Cosmos Group's Inv Co LLC in further support of the Cosmos Group's motion for consolidation, for appointment as lead plaintiff and for approval of lead plaintiff's selection of lead counsel and in opposition to the other motions [13-1] (Attachments). (jmm) (Entered: 09/07/2004)
08/24/2004	23	ATTORNEY APPEARANCE for unknown Genesee Co Emp by Jonathan M. Plasse, Christopher J. Keller, Emily Cornelia Komlossy (ntf) (Entered: 08/25/2004)
08/30/2004	24	RESPONSE by defendants Bally Total Fitness, Paul A Toback to motions for the appointment as lead plaintiff [16-1], [15-1], [15-2], [14-2], [13-2] (Attachments). (ntf) (Entered: 08/31/2004)
08/31/2004	25	ATTORNEY APPEARANCE for David Carlton, Dodie Carlton by Laura M. Andracchio, Ramzi Abadou (Attachments). (ntf) (Entered: 09/01/2004)
09/01/2004	28	MINUTE ORDER of 9/1/04 by Hon. John F. Grady : Defendants' motion to reassign Catherine A. Eads v. Bally Total fitness Holding Corp et,al. 04cv4697, pursuant to Local Rule 40.4 [27-1] is granted. Telephoned notice (ntf) (Entered: 09/08/2004)
09/08/2004	29	MINUTE ORDER of 9/8/04 by Hon. John F. Grady : Status hearing held. The parties' motion for consolidation is granted [17-1] and case numbers 04cv3530, 04cv3634, 04cv3713,04cv3783,04c3844,04cv3864,04cv3936,04cv4125, 04cv4342 and 04cv4697 are consolidated for all purposes. Further, these cases shall be referred as In Re Bally Fitness Securities Litigation. All persons seeking to be appointed lead plaintiff in these consolidated cases are given until 09/29/04 to respond to any competing application for appointment; persons filing competing applications and the defendant Bally are given until 10/13/04 to file their replies Case consolidated 1:04-cv-3530 with member cases 1:04-cv-3634, 04cv3713, 04cv3783, 04cv3844, 04cv3864,04cv3936, 04cv4125, 04cv4342 and 04cv4697 . Mailed notice (ntf) (Entered: 09/13/2004)
09/13/2004	30	APPLICATION for leave to appear pro hac vice for David Carlton, Dodie Carlton by Laura M. Andracchio; Order entered granting leave by Hon. John F. Grady (ntf) (Entered: 09/14/2004)
09/13/2004	31	APPLICATION for leave to appear pro hac vice for David Carlton, Dodie Carlton by Ramzi Abadou ; Order entered granting leave by Hon. John F. Grady (ntf) (Entered: 09/14/2004)
09/27/2004	32	NOTICE OF VOLUNTARY DISMISSAL OF CASE by plaintiff pursuant to Rule 41(a)(1); Notice. (ntf) (Entered: 09/28/2004)

09/29/2004	33	MEMORANDUM of law by unknown Cosmos Inv Co LLC in further support of the Cosmos Group's motion for appointment as lead plaintiff and for approval of lead plaintiff's selection of lead counsel [13-2] and in opposition to the other motions (Attachments); Notice. (ntf) (Entered: 09/30/2004)
09/29/2004	34	MEMORANDUM of law by Bally Total Fitness, Earl G Chesson, Richard Jaffke, Timothy Weise in futher support of motion to be appointed lead plaintiffs and for approval of lead plaintiffs' selection of lead counsel and liaison counsel [15-2] and in opposition to competing motions (Attachments); Notice. (ntf) (Entered: 09/30/2004)
09/29/2004	35	MEMORANDUM of law by unknown Genesee Co Emp in opposition to competing motions for appointment as lead plaintiff and approval of selection of lead counsel (Attachments); Notice. (ntf) (Entered: 09/30/2004)
10/13/2004	36	REPLY memorandum by unknown Genesee Co Emp in further support for its motion for appointment as lead plaintiff and approval of selection of lead counsel [14-2]; Notice. (ntf) (Entered: 10/14/2004)
10/13/2004	38	REPLY memorandum of law by Cosmos Inv Co LLC in further support of their motion for appointment as lead plaintiff and for approval of lead plaintiff's selection of lead counsel [13-2]; Notice. (ntf) (Entered: 10/19/2004)
10/13/2004	39	REPLY memorandum of law by Bally Total Fitness, Earl G Chesson, Richard J Jaffke, Timothy Weise in furhter support of their motion to be appointed lead plaintiffs and for approval of lead plaintiffs' selection lead counsel and liaison counsel [15-2]; Notice. (ntf) (Entered: 10/19/2004)
10/14/2004	37	AMENDED reply memorandum by Bally Total Fitness, Earl G Chesson, Richard J Jaffke, Timothy Weise in further support of motion to be appointed plaintiffs and for approval of lead plaintiffs' selection lead counsel and liaison counsel [15-2]; Notice. (ntf) (Entered: 10/18/2004)
11/19/2004	40	MOTION by Bally Total Fitness, Lee S Hillman, John W Dwyer to transfer and coordinate or consolidate for pretrial proceedings ; Memorandum in support; (Attachments); Notice (ntf) (Entered: 11/23/2004)
02/18/2005	41	TRANSCRIPT of Proceedings before Judge John F. Grady held on 09/08/04 (Volumes 1). (ntf,) (Entered: 02/22/2005)
02/24/2005	42	ORDER DENYING TRANSFER: It is therefore ordered that the motion, pursuant to 28 U.S.C. 1407, for centralization of the actions listed on Schedule A is denied. (ntf,) Modified on 7/11/2006 (las,). (Entered: 03/01/2005)
03/15/2005	43	NOTICE of Voluntary Dismissal by plaintiffs pursuant to Rule 41(a)(1); Notice. (ntf,) (Entered: 03/17/2005)
03/15/2005	44	MINUTE entry before Judge John F. Grady : Enter Memorandum Opinion: The motion of the Cosmos Group for appointment as lead plaintiff is denied in part, to the extent that it seeks appointment of the Cosmos Group as a whole, and granted in part, to the extent that the court apoints Cosmos Invesment Company, LLC, managed by Dr. Lokesh Sharma, as lead plaintiff. The court reserves ruling on the appointment of class counsel. Cosmos is directed to submit a brief that addresses proposed staffing and attorneys' fees by 04/04/05. If Bally wishes to comment, it

		may do so by 04/15/05. The motions of Genesee, the Carltons, the Chesson Group, and the Pitcher Group are denied. As status hearing in this case is set for 4/20/2005 at 10:30 AM. Notice mailed by judge's staff (ntf,) (Entered: 03/17/2005)
03/15/2005	45	MEMORANDUM Opinion and Order Signed by Judge John F. Grady on 3/15/2005: Notice mailed by judge's staff (ntf,) (Entered: 03/17/2005)
03/29/2005	46	ATTORNEY Appearance for Defendant Lee S Hillman by Steven L. Bashwiner, Gregory G Ballard, Gregory A Markel (ntf,) (Entered: 03/31/2005)
04/01/2005	47	MOTION by Defendant Bally Total Fitness Holding Corporation for coordination regarding related matters (gma,) (Entered: 04/01/2005)
04/01/2005	48	NOTICE of Motion by Robert Brian Tanner for presentment of MOTION by Defendant Bally Total Fitness Holding Corporation for coordination regarding related matters 47 before Honorable John F. Grady on 4/6/2005 at 10:30 AM. (gma,) (Entered: 04/01/2005)
04/01/2005	51	ATTORNEY Appearance for Defendants Bally Total Fitness Holding Corporation, Paul A Toback by Robert Walter Tarun (ar,) (Entered: 04/05/2005)
04/04/2005	49	MOTION by Defendant Bally Total Fitness Holding Corporation to reschedule status conference and to schedule deadline for filing of consolidated complaint (gma,) (Entered: 04/04/2005)
04/04/2005	50	NOTICE of Motion by Robert Brian Tanner for presentment of MOTION by Defendant Bally Total Fitness Holding Corporation to reschedule status conference and to schedule deadline for filing of consolidated complaint 49 before Honorable John F. Grady on 4/6/2005 at 10:30 AM. (gma,) (Entered: 04/04/2005)
04/04/2005	52	NOTICE of Voluntary Dismissal pursuant to Rule 41(a)(1) by Jeffrey M Rosenberg; Notice. (air,) (Entered: 04/07/2005)
04/04/2005	53	MEMORANDUM of Law by Cosmos Investment Co. LLC in further support of lead plaintiff's motion for approval of selection of lead counsel; Notice. (lxs,) (Entered: 04/07/2005)
04/06/2005	54	MINUTE entry before Judge John F. Grady : Defendant's motion for coordination regarding related matters 47 is taken under advisement. Defendant's motion to reschedule status conference and to schedule deadline for filing of consolidated complaint 49 is granted. Status hearing date of 4/20/2005 is reset for 5/4/2005 at 09:30 AM. Mailed notice (am) (Entered: 04/08/2005)
04/19/2005	55	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to reassign Said v. Toback, et al. 05 C 1981 pursuant to Local Rule 40.4 (gma,) (Entered: 04/20/2005)
04/19/2005	56	NOTICE of Motion by Robert Brian Tanner for presentment of MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to reassign Said v. Toback, et al. 05 C 1981 pursuant to Local Rule 40.4 55 before Honorable John F. Grady on 4/27/2005 at 10:30 AM. (gma,) (Entered: 04/20/2005)
04/19/2005	57	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to withdraw appearance of Timothy B. Hardwicke and to designate new attorney

		for notice (gma,) (Entered: 04/20/2005)
04/19/2005	58	NOTICE of Motion by Robert Brian Tanner for presentment of MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to withdraw appearance of Timothy B. Hardwicke and to designate new attorney for notice 57 before Honorable John F. Grady on 4/27/2005 at 10:30 AM. (gma,) (Entered: 04/20/2005)
04/19/2005	59	SUPPLEMENTAL MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for coordination of related matters (gma,) Modified on 11/14/2006 (las,). (Entered: 04/20/2005)
04/19/2005	60	NOTICE of Motion by Robert Brian Tanner for presentment of SUPPLEMENTAL MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for coordination of related matters 59 before Honorable John F. Grady on 4/27/2005 at 10:30 AM. (gma,) . Modified on 11/14/2006 (las,). (Entered: 04/20/2005)
04/22/2005	61	NOTICE by John W Dwyer of withdrawal of counsel; Notice. (ntf,) (Entered: 04/27/2005)
04/27/2005	62	MINUTE entry before Judge John F. Grady : Defendants Bally's supplemental motion for coordination of related matters 59 is entered and continued to 5/4/2005 at 9:30 a.m. John Dwyer's motion for withdrawal of Ryan S. Stippich as counsel is granted. Defendants' motion to withdraw appearance of Timothy B. Hardwicke and designate Robert W. Tarun as new attorney for notice 57 is granted. Defendants' motion to reassign Said v Toback etal, 05 C 1981 pursuant to local rule 40.4 55 is denied. (ntf,) (Entered: 04/28/2005)
04/28/2005	63	ATTORNEY Appearance for Defendant Lee S Hillman by Dawn Marie Canty, Mary Ellen Hennessy (ntf,) (Entered: 05/09/2005)
05/23/2005	69	MINUTE entry before Judge John F. Grady: Enter Order: It is hereby ordered that Sherrie R. Savett of Berger & Montague is appointed lead counsel on behalf of lead plaintiff Cosmos and the putative class, and Carol V. Gilden of Much Shelist, Freed, Denenberg, Ament & Rubenstein P.C. is appointed local counsel. Plaintiff's counsel may supplement the list of attorneys working on the case as necessary. The consolidated amended complaint to be filed 60 days after the date that Bally Total Fitness Holding Corporation file a restatement with the SEC; responsive pleadings due 60 days thereafter. If motions to dismiss are filed, plaintiff's response due within 60 days; defendants' reply due 30 days later. Mailed notice (ntf,) (Entered: 06/06/2005)
05/23/2005	70	ORDER Signed by Judge John F. Grady on 5/23/2005:Mailed notice(ntf,) (Entered: 06/06/2005)
05/24/2005	65	APPLICATION for Leave to Appear Pro Hac Vice on behalf of Cosmos Investment Co. LLC by Douglas M Risen; Order entered granting leave by Charles R. Norgle Sr.. Filing fee \$ 50 paid, receipt number 10327920 (ntf,) (Entered: 06/01/2005)
05/24/2005	66	APPLICATION for Leave to Appear Pro Hac Vice on behalf of Cosmos Investment Co. LLC by Sherrie R. Savett; Order entered granting leave by Charles

		R. Norgle Sr.. Filing fee \$ 50 paid, receipt number 10327920 (ntf,) (Entered: 06/01/2005)
05/24/2005	67	ATTORNEY Appearance for Unknown Cosmos Investment Co. LLC by Douglas M Risen, Sherrie R. Savett (ntf,) (Entered: 06/02/2005)
05/26/2005	64	NOTICE by plaintiff of withdrawal of counsel. (ntf,) Modified on 6/7/2005 (ntf,). (Entered: 05/31/2005)
05/31/2005	68	ATTORNEY Appearance for Defendant John W Dwyer by Ross M Rosenberg (ntf,) (Entered: 06/02/2005)
06/02/2005	71	NOTICE by plaintiffs of withdrawal of counsel; Notice. (ntf,) Modified on 6/7/2005 (ntf,). (Entered: 06/07/2005)
06/13/2005	72	TRANSCRIPT of Proceedings before Judge John F. Grady held on 04/04/05 (Volumes 1). (ntf,) (Entered: 06/14/2005)
09/14/2005	73	MINUTE entry before Judge John F. Grady : Status hearing set for 9/28/2005 at 09:30 AM. Mailed notice (am) (Entered: 09/14/2005)
09/28/2005	74	MINUTE entry before Judge John F. Grady : ENTER ORDER: Status hearing held and continued to January 25, 2006 at 9:30 a.m. to discuss the motions to dismiss and the most appropriate way to handle them. Bally to file its restatement by November 30, 2005. Plaintiffs shall file a consolidated amended complaint by December 30, 2005 (whether or not a restatement has been filed by Bally). Defendants may have until January 23, 2006 to file a motion or motions to dismiss the consolidated amended complaint. Mailed notice (ntf,) (Entered: 09/29/2005)
09/28/2005	75	ORDER Signed by Judge John F. Grady on 9/28/2005:Mailed notice(ntf,) (Entered: 09/29/2005)
12/30/2005	76	DUPLICATE FILING of document number 77 (Gilden, Carol). Modified on 1/4/2006 (jmp,). Additional attachment(s) added on 1/4/2006 (jmp,). (Entered: 12/30/2005)
01/03/2006	77	<i>CONSOLIDATED AMENDED</i> complaint by Cosmos Investment Co. LLC against all defendants <i>and additional defendant, ERNST & YOUNG, LLP</i> (Gilden, Carol) (Entered: 01/03/2006)
01/03/2006	78	NOTICE of Correction regarding amended complaint 76 . The entry is a duplicate of entry no. 77. (jmp,) (Entered: 01/04/2006)
01/03/2006	79	SUMMONS Issued, original and one copy as to Defendant Ernst & Young, LLP. (jmm,) (Entered: 01/05/2006)
01/10/2006	91	SUMMONS Returned Executed as to Ernst & Young, LLP on 1/5/2006, answer due 1/25/2006. (eav,) (Entered: 01/13/2006)
01/13/2006	80	ATTORNEY Appearance for Defendant Bally Total Fitness Holding Corporation by Michael James Faris (Faris, Michael) (Entered: 01/13/2006)
01/13/2006	81	ATTORNEY Appearance for Defendants Bally Total Fitness Holding Corporation, Paul A Toback by Janet Malloy Link (Link, Janet) (Entered: 01/13/2006)

01/13/2006	82	ATTORNEY Appearance for Defendant Paul A Toback by Michael James Faris (Faris, Michael) (Entered: 01/13/2006)
01/13/2006	83	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for leave to file <i>Memorandum in Excess of 15 Pages</i> (Faris, Michael) (Entered: 01/13/2006)
01/13/2006	84	NOTICE of Motion by Michael James Faris for presentment of motion for leave to file 83 before Honorable John F. Grady on 1/18/2006 at 10:30 AM. (Faris, Michael) (Entered: 01/13/2006)
01/13/2006	85	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback, John W Dwyer, Lee S Hillman for extension of time to <i>File Motions to Dismiss the Consolidated Class Action Complaint [Unopposed]</i> (Faris, Michael) (Entered: 01/13/2006)
01/13/2006	86	NOTICE of Motion by Michael James Faris for presentment of motion for extension of time 85 before Honorable John F. Grady on 1/18/2006 at 10:30 AM. (Faris, Michael) (Entered: 01/13/2006)
01/13/2006	87	MOTION by Defendant Ernst & Young, LLP for extension of time, MOTION by Defendant Ernst & Young, LLP for leave to file excess pages (Parzen, Stanley) (Entered: 01/13/2006)
01/13/2006	88	NOTICE of Motion by Stanley J. Parzen for presentment of motion for extension of time, motion for leave to file excess pages 87 before Honorable John F. Grady on 1/18/2006 at 10:30 AM. (Parzen, Stanley) (Entered: 01/13/2006)
01/13/2006	89	ATTORNEY Appearance for Defendant Ernst & Young, LLP by Stanley J. Parzen (Parzen, Stanley) (Entered: 01/13/2006)
01/13/2006	90	ATTORNEY Appearance for Defendant Ernst & Young, LLP by Jeffrey Alan Berger (Berger, Jeffrey) (Entered: 01/13/2006)
01/17/2006	92	ATTORNEY Appearance for Defendant Ernst & Young, LLP by Brian J. Massengill. (jmm,) (Entered: 01/20/2006)
01/18/2006	93	MINUTE entry before Judge John F. Grady : The unopposed motion of defendants Bally Total Fitness Holding Corporation and Paul A Toback for leave to file memorandum in excess of 15 pages 83 is granted. The unopposed motion of defendants Bally Total Fitness Holding Corporation, Paul A. Toback, Lee S. Hillman and John W. Dwyer for extension of (until 2/24/2006) time to file motions to dismiss the consolidated class action complaint 85 is granted. The unopposed motion of defendant Ernst & Young LLP for extension of time and for extension of page limit 87 is granted. Status hearing date of 1/25/2006 is reset to 3/8/2006 at 9:30 a.m. Mailed notice (am,) (Entered: 01/23/2006)
01/18/2006		Set/Reset Hearings Status hearing set for 3/8/2006 at 09:30 AM. (am) (Entered: 03/01/2006)
02/24/2006	94	MOTION by Defendant Lee S Hillman to dismiss <i>the consolidated class action complaint</i> . (Bashwiner, Steven) (Entered: 02/24/2006)
02/24/2006	95	NOTICE of Motion by Steven L. Bashwiner for presentment of motion to

		dismiss ⁹⁴ before Honorable John F. Grady on 3/8/2006 at 10:30 AM. (Bashwiner, Steven) (Entered: 02/24/2006)
02/24/2006	96	MEMORANDUM by Lee S Hillman in Support of motion to dismiss ⁹⁴ (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C)(Bashwiner, Steven) (Entered: 02/24/2006)
02/24/2006	97	MOTION by Defendant John W Dwyer to dismiss <i>Plaintiffs' Consolidated Class Action Complaint</i> (Suskin, Howard) (Entered: 02/24/2006)
02/24/2006	98	NOTICE of Motion by Howard Steven Suskin for presentment of motion to dismiss ⁹⁷ before Honorable John F. Grady on 3/8/2006 at 09:30 AM. (Suskin, Howard) (Entered: 02/24/2006)
02/24/2006	99	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to dismiss <i>Consolidated Complaint</i> (Attachments: # 1 Certificate of Service)(Faris, Michael) (Entered: 02/24/2006)
02/24/2006	100	NOTICE of Motion by Michael James Faris for presentment of motion to dismiss ⁹⁹ before Honorable John F. Grady on 3/8/2006 at 10:30 AM. (Faris, Michael) (Entered: 02/24/2006)
02/24/2006	101	MOTION by Defendant Ernst & Young, LLP to dismiss <i>the Consolidated Class Action Complaint</i> (Parzen, Stanley) (Entered: 02/24/2006)
02/24/2006	102	NOTICE of Motion by Stanley J. Parzen for presentment of motion to dismiss ¹⁰¹ before Honorable John F. Grady on 3/8/2006 at 09:30 AM. (Parzen, Stanley) (Entered: 02/24/2006)
02/24/2006	103	MEMORANDUM by Ernst & Young, LLP in Support of motion to dismiss ¹⁰¹ (Parzen, Stanley) (Entered: 02/24/2006)
02/24/2006	104	DECLARATION of Jeffrey A. Berger regarding motion to dismiss ¹⁰¹ by Ernst & Young, LLP (Attachments: # 1 Exhibit A)(Parzen, Stanley) (Entered: 02/24/2006)
02/24/2006	105	MEMORANDUM by Bally Total Fitness Holding Corporation, Paul A Toback in Support of motion to dismiss ⁹⁹ <i>Consolidated Class Action Complaint</i> (Attachments: # 1 Declaration # 2 Exhibit 1 - 14# 3 Exhibit 15 - 23# 4 Exhibit 24 Part 1# 5 Exhibit 24 Part 2# 6 Exhibit 25 - 26)(Faris, Michael) (Entered: 02/24/2006)
02/28/2006	106	ATTORNEY Appearance for Defendant Ernst & Young, LLP by Bradley Joseph Andreozzi (Andreozzi, Bradley) (Entered: 02/28/2006)
03/06/2006	107	STIPULATION (<i>Joint Stipulation as to Briefing Schedule on Motions to Dismiss</i>) (Faris, Michael) (Entered: 03/06/2006)
03/07/2006	108	MINUTE entry before Judge John F. Grady: The effect of the court's Order of May 23, 2005, which directed the parties to use their best efforts to coordinate relevant discovery in this case with any discovery that takes place in five other cases involving the same subject matter (following a decision on motions to dismiss), in effect granted defendants' motions to order coordinated discovery. Accordingly, to clarify the record, Bally's motion for coordination regarding related matters 47 and Bally and Toback's supplemental motion for coordination of related matters 59 are

		granted. Mailed notice (jmm,) (Entered: 03/08/2006)
03/08/2006	109	MINUTE entry before Judge John F. Grady: By stipulation of parties, plaintiff's response(s) to defendants' motion to dismiss to be filed on or before April 10, 2006; replies to such response(s) to be filed on or before May 10, 2006. There will be no extensions of this briefing schedule due to settlement negotiations. Mailed notice (jmm,) (Entered: 03/09/2006)
03/30/2006	110	MOTION Motion for a Finding of Relatedness (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit c# 4 Exhibit d)(Miller, Marvin) (Entered: 03/30/2006)
03/30/2006	111	NOTICE of Motion by Marvin Alan Miller for presentment of motion for miscellaneous relief 110 before Honorable John F. Grady on 4/12/2006 at 10:30 AM. (Miller, Marvin) (Entered: 03/30/2006)
04/05/2006	112	STATEMENT by Defendant Ernst & Young, LLP MOTION Motion for a Finding of Relatedness 110 <i>Statement of Non-Objection to Plaintiffs' Motion for a Finding of Relatedness</i> (Parzen, Stanley) (Entered: 04/05/2006)
04/10/2006	113	MEMORANDUM by Cosmos Investment Co. LLC in Opposition to motion to dismiss 94 , motion to dismiss 99 , motion to dismiss 97 <i>Plaintiff's Response in Opposition to the Bally Defendants' Motions to Dismiss the Consolidated Class Action Complaint and Certificate of Service</i> (Gilden, Carol) (Entered: 04/10/2006)
04/10/2006	114	MEMORANDUM by Cosmos Investment Co. LLC in Opposition to motion to dismiss 101 <i>Plaintiff's Response in Opposition to Defendant Ernst & Young LLP's Motion to Dismiss the Consolidated Class Action Complaint</i> (Attachments: # 1 Declaration of Jon Lambiras - Part 1 of 2# 2 Declaration of Jon Lambiras Part 2 of 2)(Gilden, Carol) (Entered: 04/10/2006)
04/12/2006	115	MINUTE entry before Judge John F. Grady : Plaintiff's motion for a Finding of Relatedness 110 is granted. On the defendants' pending motions to dismiss, the time for filing their replies in support is extended until 5/24/2006. Mailed notice (am) Modified on 4/17/2006 (am,). Modified on 4/17/2006 (am,). (Entered: 04/17/2006)
04/24/2006	116	ATTORNEY Appearance for plaintiff and the Class Cosmos Investment Co. LLC by Jon Lambiras (hp,) (Entered: 04/26/2006)
04/24/2006	117	ATTORNEY Appearance for Plaintiff and the Class Cosmos Investment Co. LLC by Glen L. Abramson (hp,) (Entered: 04/26/2006)
04/24/2006	118	APPLICATION for Leave to Appear Pro Hac Vice on behalf of Cosmos Investment Co. LLC by Jon Lambiras; Order entered granting leave by John F. Grady. Filing fee \$50.00 paid, receipt number 1111976 (hp,) (Entered: 04/27/2006)
04/26/2006	119	APPLICATION for Leave to Appear Pro Hac Vice on behalf of Cosmos Investment Co. LLC by Glen L. Abramson; Order entered granting leave by John F. Grady. Filing fee \$50.00 paid, receipt number 1111977 (hp,) (Entered: 04/27/2006)
05/01/2006	120	MOTION by Defendant Bally Total Fitness Holding Corporation for order <i>Unopposed Motion Regarding Scheduling</i> (Faris, Michael) (Entered: 05/01/2006)

05/01/2006	121	NOTICE of Motion by Michael James Faris for presentment of motion for order 120 before Honorable John F. Grady on 5/3/2006 at 10:30 AM. (Faris, Michael) (Entered: 05/01/2006)
05/03/2006	122	MINUTE entry before Judge John F. Grady : Defendant Bally Total Fitness Holding Corp.'s unopposed motion regarding scheduling 120 is granted. The schedule for defendants' replies to the motions to dismiss in consolidated case no. 04 C 4530 remains as currently scheduled for May 24, 2006. Defendants have until May 24, 2006 to answer, move to dismiss, or otherwise plead in response to the complaint filed by plaintiff Levine in case no. 06 C 1437. Mailed notice (am) (Entered: 05/08/2006)
05/22/2006	123	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for leave to file excess pages (Faris, Michael) (Entered: 05/22/2006)
05/22/2006	124	NOTICE of Motion by Michael James Faris for presentment of motion for leave to file excess pages 123 before Honorable John F. Grady on 5/24/2006 at 10:30 AM. (Faris, Michael) (Entered: 05/22/2006)
05/24/2006	125	REPLY by Defendant Lee S Hillman to motion to dismiss 94 (Attachments: # 1 Notice of Filing and Certificate of Service)(Bashwiner, Steven) (Entered: 05/24/2006)
05/24/2006	126	REPLY by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to motion to dismiss 99 <i>consolidated class action complaint</i> (Faris, Michael) (Entered: 05/24/2006)
05/24/2006	127	MOTION by Defendant Ernst & Young, LLP for leave to file <i>Memorandum in Excess of 15 Pages Instanter</i> (Parzen, Stanley) (Entered: 05/24/2006)
05/24/2006	128	MEMORANDUM by Ernst & Young, LLP in Support of motion to dismiss 101 (Parzen, Stanley) (Entered: 05/24/2006)
05/24/2006	129	REPLY by John W Dwyerin Support of MOTION by Defendant John W Dwyer to dismiss <i>Plaintiffs' Consolidated Class Action Complaint</i> 97 (Suskin, Howard) (Entered: 05/24/2006)
05/24/2006	130	MINUTE entry before Judge John F. Grady : The motion by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for leave to file excess pages 123 is granted. The motion by Defendant Ernst & Young, LLP for leave to file Memorandum in Excess of 15 Pages Instanter 127 is granted. Mailed notice (am) (Entered: 05/25/2006)
06/12/2006	131	MOTION by Unknown Cosmos Investment Co. LLC to file instanter <i>its Sur-Reply in Further Opposition to Defendant Ernst & Young LLP's Motion to Dismiss the Consolidated Class Action Complaint</i> (Gilden, Carol) (Entered: 06/12/2006)
06/12/2006	132	NOTICE of Motion by Carol V Gilden for presentment of motion to file instanter 131 before Honorable John F. Grady on 6/14/2006 at 10:30 AM. (Gilden, Carol) (Entered: 06/12/2006)
06/13/2006	133	MEMORANDUM by Ernst & Young, LLP in Opposition to motion to file instanter 131 <i>Plaintiffs' Surreply</i> (Parzen, Stanley) (Entered: 06/13/2006)

06/13/2006	134	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to withdraw as attorney <i>R. Brian Tanner</i> (Tanner, Robert) (Entered: 06/13/2006)
06/13/2006	135	NOTICE of Motion by Robert Brian Tanner for presentment of motion to withdraw as attorney 134 before Honorable John F. Grady on 6/21/2006 at 10:30 AM. (Tanner, Robert) (Entered: 06/13/2006)
06/14/2006	136	MINUTE entry before Judge John F. Grady : The motion by plaintiffs to file instanter its Sur-Reply in Further Opposition to Defendant Ernst & Young LLP's Motion to Dismiss the Consolidated Class Action Complaint 131 is granted over the objection of defendant, Ernst & Young; any response to the sur-reply due by 6/26/2006. Mailed notice (am) (Entered: 06/14/2006)
06/21/2006	137	MINUTE entry before Judge John F. Grady : Attorney R. Brian Tanner's motion to withdraw as attorney for the defendants 134 is granted. Attorney Robert Brian Tanner terminated. Mailed notice (am) (Entered: 06/22/2006)
06/26/2006	138	SUR-REPLY by Defendant Ernst & Young, LLP to motion to dismiss 101 <i>Sur-Sur-Reply Memorandum In Support</i> (Parzen, Stanley) (Entered: 06/26/2006)
07/12/2006	141	MINUTE entry before Judge John F. Grady : ENTER MEMORANDUM OPINION: The following motions to dismiss the consolidated class action complaint are granted: (1) the motion of Lee S. Hellman 94 ; (2) the motion of John W. Dwyer 97 ; (3) the motion of Bally Total Fitness Holding Corporation and Paul A. Toback 99 ; and (4) the motion of Ernst & Young, LLP 101 . The consolidated class action complaint is dismissed without prejudice. Plaintiffs may file an amended consolidated class action complaint by August 14 2006. A status hearing is set for September 13, 2006 at 10:00 a.m. Mailed notices (gcy,) (Entered: 07/14/2006)
07/12/2006	142	MEMORANDUM OPINION Signed by Judge John F. Grady on 7/12/2006:(gcy,) (Entered: 07/14/2006)
07/13/2006	139	MOTION by Plaintiff Douglas Levine for extension of time <i>Plaintiff's Motion for One Week Extension to File Response on Motion to Dismiss and For Leave to File Combined Response Memorandum in Excess of 15 Pages</i> (Miller, Marvin) (Entered: 07/13/2006)
07/13/2006	140	NOTICE of Motion by Marvin Alan Miller for presentment of motion for extension of time 139 before Honorable John F. Grady on 7/19/2006 at 10:30 AM. (Miller, Marvin) (Entered: 07/13/2006)
07/14/2006	143	RESPONSE by Ernst & Young, LLP in Opposition to MOTION by Plaintiff Douglas Levine for extension of time <i>Plaintiff's Motion for One Week Extension to File Response on Motion to Dismiss and For Leave to File Combined Response Memorandum in Excess of 15 Pages</i> 139 (Parzen, Stanley) (Entered: 07/14/2006)
08/14/2006	144	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to withdraw attorney appearance 4 of <i>Erin S. Shaw</i> (Shaw, Erin) (Entered: 08/14/2006)
08/14/2006	145	NOTICE of Motion by Erin S. Shaw for presentment of motion to withdraw, motion for relief 144 before Honorable John F. Grady on 9/6/2006 at 10:30 AM. (Shaw, Erin) (Entered: 08/14/2006)

08/14/2006	146	AMENDED complaint by Cosmos Investment Co. LLC against all defendants (Attachments: # 1 Certificate of Service)(Abramson, Glen) (Entered: 08/14/2006)
08/21/2006	147	STIPULATION AND ORDER -- Stipulated and proposed briefing schedule to the motions to dismiss the Amended Consolidated Complaint (Faris, Michael) (Entered: 08/21/2006)
09/05/2006	148	MINUTE entry before Judge John F. Grady : Motion to withdraw 144 is granted. Erin S. Shaw is given leave to withdraw. Mailed/Telephoned notice (jlj,) (Entered: 09/05/2006)
09/08/2006	149	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback Agreed Motion for Entry of Stipulation and Order (Faris, Michael) (Entered: 09/08/2006)
09/08/2006	150	NOTICE of Motion by Michael James Faris for presentment of motion for miscellaneous relief 149 before Honorable John F. Grady on 9/13/2006 at 10:00 AM. (Faris, Michael) (Entered: 09/08/2006)
09/12/2006	151	MINUTE entry before Judge John F. Grady : Motion 149 is granted. Motion hearing set for 09/13/06 stricken. Status hearing set for 09/13/06 stricken. Defendants' motions to dismiss to be filed on or before 09/28/06. Responses due by 11/14/2006; Replies due by 12/5/2006. Mailed/Telephoned notice (jlj,) (Entered: 09/12/2006)
09/12/2006	152	MINUTE entry before Judge John F. Grady : Enter Joint Stipulation and Order. Defendants' motion to dismiss shall be filed on or before 09/28/2006. Lead plaintiffs' response to defendants' motion to dismiss to be filed on or before 11/14/06. Replies due by 12/05/06. (For further detail see separate order). Mailed notice (ar,) (Entered: 09/14/2006)
09/12/2006	153	JOINT Stipulation and Order, signed by Judge John F. Grady on 9/12/2006 152 . Mailed notice(ar,) Modified on 9/14/2006 (ar,). (Entered: 09/14/2006)
09/28/2006	154	MOTION by Defendant Lee S Hillman to dismiss <i>the Amended Consolidated Class Action Complaint</i> . (Attachments: # 1 Notice of Filing)(Bashwiner, Steven) (Entered: 09/28/2006)
09/28/2006	155	MEMORANDUM by Lee S Hillman in Support of motion to dismiss 154 (Attachments: # 1 Exhibit A - 1999 Form 10-K# 2 Exhibit B - 2000 Form 10-K# 3 Errata C - 2001 Form 10-K# 4 Exhibit D - Fit Tech v. Bally Opinion# 5 Exhibit E - 12/11/2002 Press Release)(Bashwiner, Steven) (Entered: 09/28/2006)
09/28/2006	156	MOTION by Defendant John W Dwyer to dismiss <i>Plaintiff's Amended Consolidated Class Action Complaint</i> (Suskin, Howard) (Entered: 09/28/2006)
09/28/2006	157	NOTICE by John W Dwyer re MOTION by Defendant John W Dwyer to dismiss <i>Plaintiff's Amended Consolidated Class Action Complaint</i> 156 (Suskin, Howard) (Entered: 09/28/2006)
09/28/2006	158	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to dismiss <i>amended consolidated class action complaint</i> (Faris, Michael) (Entered: 09/28/2006)

09/28/2006	159	NOTICE of Motion by Michael James Faris for presentment of motion to dismiss 158 before Honorable John F. Grady on 10/4/2006 at 10:30 AM. (Faris, Michael) (Entered: 09/28/2006)
09/28/2006	160	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for leave to file excess pages <i>to Memorandum in Support of Motion to Dismiss Amended Consolidated Class Action Complaint</i> (Faris, Michael) (Entered: 09/28/2006)
09/28/2006	161	NOTICE of Motion by Michael James Faris for presentment of motion for leave to file excess pages 160 before Honorable John F. Grady on 10/4/2006 at 10:30 AM. (Faris, Michael) (Entered: 09/28/2006)
09/28/2006	162	MOTION by Defendant Ernst & Young, LLP to dismiss <i>The Amended Consolidated Class Action Complaint, Doc. #146-1</i> . (Parzen, Stanley) (Entered: 09/28/2006)
09/28/2006	163	MEMORANDUM by Ernst & Young, LLP in Support of motion to dismiss 162 <i>The Amended Consolidated Class Action Complaint, Doc. #146-1</i> . (Attachments: # 1 Exhibit A# 2 Exhibit B)(Parzen, Stanley) (Entered: 09/28/2006)
09/28/2006	164	MOTION by Defendant Ernst & Young, LLP for leave to file <i>Instanter Memorandum In Excess of 15 Pages, Doc. #163 (Unopposed)</i> (Parzen, Stanley) (Entered: 09/28/2006)
09/28/2006	165	NOTICE of Motion by Stanley J. Parzen for presentment of motion for leave to file 164 before Honorable John F. Grady on 10/4/2006 at 10:30 AM. (Parzen, Stanley) (Entered: 09/28/2006)
10/04/2006	166	EXHIBIT by Defendant Lee S Hillman (<i>Amended Exhibit E</i>) regarding memorandum in support, 155 (Attachments: # 1 Notice of Filing)(Bashwiner, Steven) (Entered: 10/04/2006)
10/04/2006	167	MINUTE entry before Judge John F. Grady : Motion for leave to file excess pages 160 is granted. Motion for leave to file 164 is granted. telephoned notice (jlj,) (Entered: 10/04/2006)
10/05/2006	168	MEMORANDUM by Bally Total Fitness Holding Corporation, Paul A Toback in Support of motion to dismiss 162 <i>Amended Consolidated Class Action Complaint</i> (Faris, Michael) (Entered: 10/05/2006)
11/14/2006	169	MOTION by Unknown Cosmos Investment Co. LLC for leave to file excess pages (Abramson, Glen) (Entered: 11/14/2006)
11/14/2006	170	NOTICE of Motion by Glen L. Abramson for presentment of motion for leave to file excess pages 169 before Honorable John F. Grady on 11/22/2006 at 10:30 AM. (Abramson, Glen) (Entered: 11/14/2006)
11/14/2006	171	MEMORANDUM by Cosmos Investment Co. LLC in Opposition to motion to dismiss 154 , motion to dismiss 158 , motion to dismiss 156 <i>Amended Complaint</i> (Abramson, Glen) (Entered: 11/14/2006)
11/14/2006	172	MEMORANDUM by Cosmos Investment Co. LLC in Opposition to motion to dismiss 162 <i>Amended Complaint</i> (Abramson, Glen) (Entered: 11/14/2006)

11/14/2006	173	DECLARATION of Jon Lambiras regarding memorandum in opposition to motion 172 by Cosmos Investment Co. LLC <i>in support of memorandum in opposition to Ernst & Young's Motion to Dismiss</i> (Attachments: # 1 Exhibit A# 2 Exhibit B - Part 1 of 3# 3 Exhibit B - Part 2 of 3# 4 Exhibit B - Part 3 of 3# 5 Exhibit C# 6 Exhibit D# 7 Exhibit E)(Abramson, Glen) (Entered: 11/14/2006)
11/21/2006	174	MINUTE entry before Judge John F. Grady : Motion for leave to file excess pages 169 is granted. Hearing set for 11/22/06 stricken. Mailed notice (jll,) (Entered: 11/21/2006)
11/27/2006	175	MOTION by Plaintiffs Gladys Petkun, Douglas Levine, Defendants Bally Total Fitness Holding Corporation, Paul A Toback, John W Dwyer, Lee S Hillman, Ernst & Young, LLP to set a briefing schedule -- <i>Agreed Motion for Entry of Joint Stipulation and Order</i> (Faris, Michael) (Entered: 11/27/2006)
11/27/2006	176	STIPULATION regarding motion by filer to set a briefing schedule, 175 (Faris, Michael) (Entered: 11/27/2006)
11/27/2006	177	NOTICE of Motion by Michael James Faris for presentment of motion by filer to set a briefing schedule, 175 before Honorable John F. Grady on 11/29/2006 at 10:30 AM. (Faris, Michael) (Entered: 11/27/2006)
11/29/2006	181	MINUTE entry before Judge John F. Grady : Agreed motion for entry of joint stipulation and order. Enter joint stipulation and order 175 . Mailed notice (gej,) (Entered: 12/04/2006)
11/29/2006	182	JOINT STIPULATION and Order Signed by Judge John F. Grady on 11/29/2006.(gej,) (Entered: 12/04/2006)
11/30/2006	178	MEMORANDUM by Cosmos Investment Co. LLC in Opposition to motion to dismiss 154 , motion to dismiss 158 , motion to dismiss 156 <i>filed pursuant to Plaintiff's Motion filed on 11/14/06 [Docket Entries 169-173] and Court's Order dated 11/21/06 [Docket Entry 174]</i> (Gilden, Carol) (Entered: 11/30/2006)
11/30/2006	179	MEMORANDUM by Cosmos Investment Co. LLC in Opposition to motion to dismiss 162 <i>filed pursuant to Plaintiff's Motion filed on 11/14/06 [Docket Entries 169-173] and Court's Order dated 11/21/06 [Docket Entry 174]</i> (Gilden, Carol) (Entered: 11/30/2006)
11/30/2006	180	AFFIDAVIT by Unknown Cosmos Investment Co. LLC in Support of MOTION by Defendant Ernst & Young, LLP to dismiss <i>The Amended Consolidated Class Action Complaint, Doc. #146-1. 162 filed pursuant to Plaintiff's Motion filed on 11/14/06 [Docket Entries 169-173] and Court's Order dated 11/21/06 [Docket Entry 174]</i> (Attachments: # 1 Exhibit A# 2 Exhibit B - Part 1# 3 Exhibit B - Part 2# 4 Exhibit B - Part 3# 5 Exhibit C# 6 Exhibit D# 7 Exhibit E)(Gilden, Carol) (Entered: 11/30/2006)
12/19/2006	183	MEMORANDUM by Lee S Hillman in support of motion to dismiss 154 (Attachments: # 1 Notice of Filing # 2 Exhibit A# 3 Exhibit B)(Bashwiner, Steven) (Entered: 12/19/2006)
12/19/2006	184	REPLY by John W Dwyer to memorandum in opposition to motion 171 (Attachments: # 1 Exhibit A)(Suskin, Howard) (Entered: 12/19/2006)

12/19/2006	185	MOTION by Defendants Bally Total Fitness Holding Corporation, Paul A Toback for leave to file excess pages -- <i>Unopposed Motion for Leave to File Reply Memorandum in Excess of 15 Pages</i> (Faris, Michael) (Entered: 12/19/2006)
12/19/2006	186	NOTICE of Motion by Michael James Faris for presentment of motion for leave to file excess pages 185 before Honorable John F. Grady on 12/27/2006 at 10:30 AM. (Faris, Michael) (Entered: 12/19/2006)
12/19/2006	187	REPLY by Defendant Ernst & Young, LLP to motion to dismiss 162 <i>Memorandum In Support of Its Motion to Dismiss The Amended Consolidated Class Action Complaint.</i> (Parzen, Stanley) (Entered: 12/19/2006)
12/19/2006	188	DECLARATION of Jeffrey A. Berger regarding motion to dismiss 162 by Ernst & Young, LLP <i>In Support of.</i> (Attachments: # 1 Exhibit C# 2 Exhibit D# 3 Exhibit E# 4 Exhibit F# 5 Exhibit G# 6 Certificate of Service)(Berger, Jeffrey) (Entered: 12/19/2006)
12/21/2006	189	MINUTE entry before Judge John F. Grady :Motion for leave to file excess pages 185 is granted. Hearing set for 12/27/06 stricken.Mailed notice (jlj,) (Entered: 12/21/2006)
12/21/2006	190	REPLY by Defendants Bally Total Fitness Holding Corporation, Paul A Toback to memorandum in support of motion 168 , motion to dismiss 158 -- <i>Reply Memorandum in Support of Motion to Dismiss Amended Consolidated Class Action Complaint</i> (Faris, Michael) (Entered: 12/21/2006)
02/06/2007	191	Letter to Judge Grady re: Supplemental Authority in Support of Its Motion to Dismiss the Amended Consolidated Class Action Complaint [#163] by Ernst & Young, LLP (Andreozzi, Bradley) (Entered: 02/06/2007)
02/09/2007	192	RESPONSE by Unknown Cosmos Investment Co. LLC to other 191 <i>E&Y's Letter to Judge Grady re: Supplemental Authority in Support of E&Y's Motion to Dismiss the Amended Consolidated Class Action Complaint</i> (Abramson, Glen) (Entered: 02/09/2007)
02/20/2007	193	MINUTE entry before Judge John F. Grady :The following motions to dismiss the amended consolidated class action complaint are granted: (1) the motion of Lee S. Hillman; (2) the motion of John W. Dwyer; (3) the motion of Bally Total Fitness Holding Corporation and Paul A. Toback; and (4) the motion of Ernst & Young LLP.The amended consolidated class action complaint is dismissed with prejudice. ENTER MEMORANDUM OPINION.Mailed notice (mjc,) (Entered: 02/21/2007)
02/20/2007	194	MEMORANDUM Opinion Signed by Judge John F. Grady on 2/20/2007.(mjc,) (Entered: 02/21/2007)
02/20/2007	195	ENTERED JUDGMENT (vmj,) (Entered: 02/22/2007)
03/15/2007	196	NOTICE by Carol V Gilden of Change of Address (Gilden, Carol) (Entered: 03/15/2007)
03/22/2007	197	NOTICE of appeal by Cosmos Investment Co. LLC regarding orders 195 , 194 , 193 ; Filing fee \$455.00 paid; Receipt number 10338564. (cdh,) (Entered: 03/23/2007)

03/22/2007	198	DOCKETING Statement by Cosmos Investment Co. LLC regarding notice of appeal 197 (cdh,) (Entered: 03/23/2007)
03/23/2007	199	TRANSMITTED to the 7th Circuit the short record on notice of appeal 197 . Notified counsel (cdh,) (Entered: 03/23/2007)
03/23/2007	200	ACKNOWLEDGEMENT of receipt of short record on appeal regarding notice of appeal 197 ; USCA Case No. 07-1646. (smm) (Entered: 03/27/2007)
03/30/2007	201	DESIGNATION by Cosmos Investment Co. LLC of record on appeal : USCA Case No. 07-1646 (Abramson, Glen) (Entered: 03/30/2007)
04/12/2007	202	TRANSMITTED to the USCA for the 7th Circuit the long record on appeal 197 (USCA no. 07-1646) consisting of 12 volumes of pleadings, 1 exhibit, 1 transcript and 2 loose documents. (cdh,) (Entered: 04/12/2007)
04/12/2007	203	USCA RECEIVED on 4/12/07 the long record regarding notice of appeal 197 (07-1646) (dj,) (Entered: 04/17/2007)

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