

**U.S. District Court**  
**California Northern District (San Jose)**  
**CIVIL DOCKET FOR CASE #: 5:04-cv-04908-JW**

In re: UTSTARCOM, INC. SECURITIES LITIGATION

Assigned to: Hon. James Ware

Referred to: Hon. Patricia V Trumbull

Lead case: [5:04-cv-04908-JW](#)

Member case:

[5:05-cv-02210-JW](#)

Related Cases: [5:04-cv-04991-JW](#)

[5:04-cv-05136-JW](#)

[5:04-cv-05132-JW](#)

Cause: 15:78m(a) Securities Exchange Act

Date Filed: 11/17/2004

Jury Demand: Plaintiff

Nature of Suit: 850

Securities/Commodities

Jurisdiction: Federal Question

**Plaintiff**

**Lawrence Joseph**

*On Behalf of himself and all others  
similarly situated*

represented by **Michael M. Goldberg**  
Glancy & Binkow LLP  
1801 Avenue of the Stars, Suite 311  
Los Angeles, CA 90067  
310/201-9150  
Fax: (310) 201-9160  
Email: info@glancylaw.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Patrick J. Coughlin**

Lerach Coughlin Stoia Geller Rudman &  
Robbins LLP  
100 Pine Street  
Suite 2600  
San Francisco, CA 94111  
415/288-4545  
Fax: 415-288-4534  
Email: patc@mwbhl.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Darren J. Robbins**

Lerach Coughlin Stoia Geller Rudman &  
Robbins LLP  
401 B Street  
Suite 1700  
San Diego, CA 92101  
619-231-1058

Fax: 619-231-7423  
Email: e\_file\_sd@lerachlaw.com  
*ATTORNEY TO BE NOTICED*

**Kimberly C. Epstein**

Lerach Coughlin Stoia & Robbins LLP  
100 Pine Street Suite 2600  
San Francisco, CA 94111  
(415) 288-4545  
Fax: (415) 288-4534  
Email: kimcor@lerachlaw.com  
*ATTORNEY TO BE NOTICED*

**William S. Lerach**

Lerach Coughlin Stoia Geller Rudman &  
Robbins LLP  
401 B Street, Suite 1700  
San Diego, CA 92101  
619-231-1058  
Fax: 619-231-7423  
Email: bill@lerachlaw.com  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Keith D. Schwanz**

represented by **Darren J. Robbins**

Lerach Coughlin Stoia Geller Rudman &  
Robbins LLP  
401 B Street  
Suite 1600  
San Diego, CA 92101  
619-231-1058  
Fax: 619-231-7423  
Email: e\_file\_sd@lerachlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William S. Lerach**

Lerach Coughlin Stoia Geller Rudman &  
Robbins LLP  
401 B Street, Suite 1600  
San Diego, CA 92101  
619-231-1058  
Fax: 619-231-7423  
Email: bill@lerachlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Jeffrey D. Lebzetter**

represented by **Darren J. Robbins**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kimberly C. Epstein**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sylvia Sum**  
Lerach Coughlin Stoia Geller Rudman &  
Robbins LLP  
100 Pine Street  
Suite 2600  
San Francisco, CA 94111  
415-288-4545  
Email: sylvias@lerachlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William S. Lerach**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Rachele R. Rickert**  
Wolf Haldenstein Adler Freeman & Herz  
Symphony Towers  
750 B Street  
Suite 2770  
San Diego, CA 92101  
619-239-4599  
Email: rickert@whafh.com  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Carla Tiemann**

represented by **Darren J. Robbins**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William S. Lerach**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Randall J. Smith**

represented by **Philip H. Gordon**  
Gordon Law Offices  
623 West Hays  
Boise, ID 83702-5512  
208-345-7100  
Fax: 208-345-0050  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**UTSTARCOM, INC**

represented by **Bruce B. Kelson**  
Shearman & Sterling LLP  
525 Market Street  
15th Floor  
San Francisco, CA 94105  
415-616-1100  
Fax: 415-616-1199  
Email: bkelson@shearman.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Hong Liang Lu**

represented by **Bruce B. Kelson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Michael J. Sophie**

represented by **Bruce B. Kelson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Howard Kwock**

represented by **Bruce B. Kelson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Gerald S. Soloway**

represented by **Bruce B. Kelson**  
(See above for address)  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Defendant**

**Shao-Ning J. Chou**

**Defendant**

**Bill Huang**

represented by **Bruce B. Kelson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Thomas J. Toy**

represented by **Bruce B. Kelson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Ying Wu**

**Defendant**

**Banc of America Securities LLC**

**Defendant**

**Softbank America Inc.,**

**Defendant**

**SoftBank Holdings Inc.,**

V.

**Movant**

**Paul M. Bochner**

represented by **Patricia I. Avery**  
Wolf Popper LLP  
845 Third Avenue  
New York, NY 10022  
212-759-4600  
Fax: 212-486-2093  
Email: pavery@wolfpopper.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant**

**The Stonefield Group**

represented by **Rachele R. Rickert**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Movant**

**Sam Brott**

represented by **STEPHANIE L. DIERINGER, ESQ.**  
HULETT HARPER STEWART LLP  
550 WEST C STREET  
SUITE 1770  
SAN DIEGO, CA 92101  
619-338-1133  
Email: sldieringer@huletharper.com  
*ATTORNEY TO BE NOTICED*

**Movant**

**The Ostroff Group**

represented by **Elizabeth P. Lin**  
Milberg Weiss Bershad & Schulman LLP  
355 South Grand Ave.  
Suite 4170  
Los Angeles, CA 90071  
213/617-1200  
Fax: (213) 617-1975  
Email: elin@milbergweiss.com  
*ATTORNEY TO BE NOTICED*

**Movant**

**Operating Engineers' Group**

represented by **Darren J. Robbins**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sylvia Sum**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kimberly C. Epstein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Movant**

**UTStarcom Investor Group**

represented by **Lionel Z. Glancy**  
Glancy Binkow & Goldberg LLP

1801 Avenue of The Stars  
Suite 311  
Los Angeles, CA 90067  
310-201-9150  
Fax: 310-201-9160  
Email: info@glancylaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher J. Keller**  
Goodkind Labaton Rudoff & Sucharow  
LLP  
100 Park Avenue  
New York, NY 10017  
212/907-0700  
*ATTORNEY TO BE NOTICED*

**Dale MacDiarmid**  
Glancy Binkow & Goldberg LLP  
1801 Avenue of the Stars, Suite 311  
Los Angeles, CA 90067  
310-201-9150  
Fax: 310-201-9160  
*ATTORNEY TO BE NOTICED*

**Eric J. Belfi**  
Murray, Frank & Sailer LLP  
275 Madison Avenue  
Suite 801  
New York, NY 10016  
212-682-1818  
Fax: 212-682-1892  
Email: ebelfi@murrayfrank.com  
*ATTORNEY TO BE NOTICED*

**Michael M. Goldberg**  
Glancy Binkow & Goldberg LLP  
1801 Avenue of the Stars, Suite 311  
Los Angeles, CA 90067  
310/201-9150  
Fax: (310) 201-9160  
Email: info@glancylaw.com  
*ATTORNEY TO BE NOTICED*

**Paul T. Curley**  
Murray Frank & Sailer LLP  
275 Madison Avenue  
Suite 801  
New York, NY 10016  
(212) 682-1818

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/17/2004	<a href="#">1</a>	COMPLAINT (summons issued) against Thomas J. Toy, Ying Wu, UTSTARCOM, INC, Hong Liang Lu, Michael J. Sophie, Howard Kwock, Gerald S. Soloway, Shao-Ning J. Chou, Bill Huang ( Filing fee \$ 150, receipt number 3366231.). Filed byLawrence Joseph. (cv, COURT STAFF) (Filed on 11/17/2004) Additional attachment(s) added on 3/9/2005 (cv, COURT STAFF). (Entered: 11/19/2004)
11/17/2004	<a href="#">2</a>	SEC CLASS ACTION SCHEDULING ORDER SEC Class Action Notice due by 12/7/2004. Case Management Conference set for 3/21/2005 10:00 AM.. Signed by Judge James Ware on 11/17/04. (Attachments: # <a href="#">1</a> standing order)(cv, COURT STAFF) (Filed on 11/17/2004) (Entered: 11/19/2004)
11/17/2004		CASE DESIGNATED for Electronic Filing. (cv, COURT STAFF) (Filed on 11/17/2004) (Entered: 11/19/2004)
11/19/2004		Summons Issued as to Thomas J. Toy, Ying Wu, UTSTARCOM, INC, Hong Liang Lu, Michael J. Sophie, Howard Kwock, Gerald S. Soloway, Shao-Ning J. Chou, Bill Huang. (cv, COURT STAFF) (Filed on 11/19/2004) (Entered: 11/19/2004)
12/02/2004		clerk prepared related case order forward file to chambers. (cv, COURT STAFF) (Filed on 12/2/2004) (Entered: 12/02/2004)
12/02/2004	<a href="#">3</a>	CLERK'S NOTICE re: Failure to E-File the complaint and/or Failure to Register as an E-Filer (cv, COURT STAFF) (Filed on 12/2/2004) (Entered: 12/02/2004)
12/07/2004	<a href="#">4</a>	ORDER RELATING CASES. Signed by Judge JAMES WARE on 12/3/04. (rd, COURT STAFF) (Filed on 12/7/2004) (Entered: 12/07/2004)
01/05/2005	<a href="#">5</a>	NOTICE by Lawrence Joseph <i>OF PUBLICATION</i> (Epstein, Kimberly) (Filed on 1/5/2005) (Entered: 01/05/2005)
01/05/2005	<a href="#">6</a>	SUMMONS Returned Executed by Thomas J. Toy, Ying Wu, UTSTARCOM, INC, Hong Liang Lu, Michael J. Sophie, Howard Kwock, Gerald S. Soloway, Shao-Ning J. Chou, Bill Huang. Thomas J. Toy served on 12/13/2004, answer due 1/3/2005; Ying Wu served on 12/13/2004, answer due 1/3/2005; UTSTARCOM, INC served on 11/23/2004, answer due 12/13/2004; Hong Liang Lu served on 12/13/2004, answer due 1/3/2005; Michael J. Sophie served on 12/13/2004, answer due 1/3/2005; Howard Kwock served on 12/13/2004, answer due 1/3/2005; Gerald S. Soloway served on 12/13/2004, answer due 1/3/2005; Shao-Ning J. Chou served on 12/13/2004, answer due 1/3/2005; Bill Huang served on 12/13/2004, answer due 1/3/2005. (Epstein, Kimberly) (Filed on 1/5/2005) (Entered: 01/05/2005)
01/14/2005	<a href="#">7</a>	MOTION to Appoint Lead Plaintiff and Lead Counsel filed by Paul M. Bochner. Motion Hearing set for 2/22/2005 09:30 AM. (Avery, Patricia) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">8</a>	MEMORANDUM in Support re <a href="#">7</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed byPaul M. Bochner. (Related document(s) <a href="#">7</a> ) (Avery, Patricia) (Filed

		on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">9</a>	Declaration of Robert C. Finkel in Support of <a href="#">7</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed by Paul M. Bochner. (Related document(s) <a href="#">7</a> ) (Avery, Patricia) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">10</a>	Proposed Order re <a href="#">7</a> MOTION to Appoint Lead Plaintiff and Lead Counsel by Paul M. Bochner. (Avery, Patricia) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">11</a>	ORDER REMOVING DOCKET ENTRY NUMBER 11 on the civil docket (please see docket number #59)*** Modified on 3/20/2005 (cv, COURT STAFF). Additional attachment(s) added on 3/20/2005 (cv, COURT STAFF). (Entered: 01/14/2005)
01/14/2005	<a href="#">12</a>	MOTION to Appoint Lead Plaintiff and Lead Counsel ; <i>Memorandum of Law in Support thereof</i> filed by Sam Brott. Motion Hearing set for 2/21/2005 09:00 AM. (DIERINGER, STEPHANIE) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">13</a>	Declaration of Rachele R. Rickert in Support of <a href="#">19</a> MOTION to Appoint Lead Plaintiff and Lead Counsel <i>and for Consolidation</i> filed by The Stonefield Group. (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C# <a href="#">4</a> Exhibit D)(Related document(s) <a href="#">11</a> ) (Rickert, Rachele) (Filed on 1/14/2005) Modified on 1/18/2005 (cv, COURT STAFF). (Entered: 01/14/2005)
01/14/2005	<a href="#">14</a>	Declaration of Kirk B. Hulett in Support of <a href="#">12</a> MOTION to Appoint Lead Plaintiff and Lead Counsel ; <i>Memorandum of Law in Support thereof</i> filed by Sam Brott. (Related document(s) <a href="#">12</a> ) (DIERINGER, STEPHANIE) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">15</a>	Proposed Order re <a href="#">12</a> MOTION to Appoint Lead Plaintiff and Lead Counsel ; <i>Memorandum of Law in Support thereof</i> by Sam Brott. (DIERINGER, STEPHANIE) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">16</a>	CERTIFICATE of Counsel re <a href="#">12</a> MOTION to Appoint Lead Plaintiff and Lead Counsel ; <i>Memorandum of Law in Support thereof</i> by STEPHANIE L. DIERINGER, ESQ on behalf of Sam Brott (DIERINGER, STEPHANIE) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">17</a>	CERTIFICATE of Counsel re <a href="#">12</a> MOTION to Appoint Lead Plaintiff and Lead Counsel ; <i>Memorandum of Law in Support thereof</i> by STEPHANIE L. DIERINGER, ESQ on behalf of Sam Brott (DIERINGER, STEPHANIE) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">18</a>	Proposed Order re <a href="#">11</a> MOTION to Appoint Lead Plaintiff and Lead Counsel <i>and for Consolidation</i> by The Stonefield Group. (Rickert, Rachele) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">19</a>	MOTION to Appoint Lead Plaintiff and Lead Counsel <i>and for Consolidation</i> filed by The Stonefield Group. Motion Hearing set for 2/28/2005 09:00 AM. (Rickert, Rachele) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">20</a>	MOTION to Appoint Lead Plaintiff and Lead Counsel filed by The Ostroff Group. Motion Hearing set for 2/28/2005 09:00 AM. (Lin, Elizabeth) (Filed on 1/14/2005) (Entered: 01/14/2005)

01/14/2005	<a href="#">21</a>	Declaration of Elizabeth P. Lin in Support of <a href="#">20</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed byThe Ostroff Group. (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C# <a href="#">4</a> Exhibit D (part 1)# <a href="#">5</a> Exhibit D (part 2))(Related document(s) <a href="#">20</a> ) (Lin, Elizabeth) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">22</a>	MOTION to Appoint Counsel <i>NOTICE OF MOTION AND MOTION TO APPOINT THE UTSTARCOM INVESTORS GROUP AS LEAD PLAINTIFF AND FOR APPOINTMENT OF LEAD COUNSEL; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i> filed by Lawrence Joseph. Motion Hearing set for 2/28/2005 09:00 AM. (Goldberg, Michael) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">23</a>	Proposed Order re <a href="#">20</a> MOTION to Appoint Lead Plaintiff and Lead Counsel by The Ostroff Group. (Lin, Elizabeth) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">24</a>	CERTIFICATE OF SERVICE by The Ostroff Group re <a href="#">20</a> MOTION to Appoint Lead Plaintiff and Lead Counsel (Lin, Elizabeth) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">25</a>	Declaration of Dale MacDiarmid in Support of <a href="#">22</a> MOTION to Appoint Counsel <i>NOTICE OF MOTION AND MOTION TO APPOINT THE UTSTARCOM INVESTORS GROUP AS LEAD PLAINTIFF AND FOR APPOINTMENT OF LEAD COUNSEL; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i> filed byLawrence Joseph. (Attachments: # <a href="#">1</a> Exhibit A - C# <a href="#">2</a> Exhibit D - F)(Related document(s) <a href="#">22</a> ) (Goldberg, Michael) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">26</a>	Proposed Order re <a href="#">22</a> MOTION to Appoint Counsel <i>NOTICE OF MOTION AND MOTION TO APPOINT THE UTSTARCOM INVESTORS GROUP AS LEAD PLAINTIFF AND FOR APPOINTMENT OF LEAD COUNSEL; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i> by Lawrence Joseph. (Goldberg, Michael) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">27</a>	MOTION to Consolidate Cases <i>THE UTSTARCOM INVESTORS GROUP'S NOTICE OF MOTION AND MOTION TO CONSOLIDATE ALL RELATED ACTIONS FOR ALL PURPOSES; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i> filed by Lawrence Joseph. Motion Hearing set for 2/28/2005 09:00 AM. (Goldberg, Michael) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">28</a>	Proposed Order re <a href="#">27</a> MOTION to Consolidate Cases <i>THE UTSTARCOM INVESTORS GROUP'S NOTICE OF MOTION AND MOTION TO CONSOLIDATE ALL RELATED ACTIONS FOR ALL PURPOSES; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i> by Lawrence Joseph. (Goldberg, Michael) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">29</a>	MOTION to Appoint Lead Plaintiff and Lead Counsel filed by Operating Engineers' Group. Motion Hearing set for 2/28/2005 09:00 AM. (Epstein, Kimberly) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">30</a>	MEMORANDUM in Support re <a href="#">29</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed byOperating Engineers' Group. (Related document(s) <a href="#">29</a> ) (Epstein, Kimberly) (Filed on 1/14/2005) (Entered: 01/14/2005)

01/14/2005	<a href="#">31</a>	Declaration of Kimberly C. Epstein in Support of <a href="#">29</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed by Operating Engineers' Group. (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C# <a href="#">4</a> Exhibit D)(Related document(s) <a href="#">29</a> ) (Epstein, Kimberly) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">32</a>	MOTION to Consolidate Cases <i>and Memorandum in Support Thereof</i> filed by Operating Engineers' Group. Motion Hearing set for 2/28/2005 09:00 AM. (Epstein, Kimberly) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">33</a>	Proposed Order re <a href="#">32</a> MOTION to Consolidate Cases <i>and Memorandum in Support Thereof</i> by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/14/2005	<a href="#">34</a>	Proposed Order re <a href="#">29</a> MOTION to Appoint Lead Plaintiff and Lead Counsel by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/18/2005	<a href="#">35</a>	CERTIFICATE of Counsel by William S. Lerach on behalf of Operating Engineers' Group (Lerach, William) (Filed on 1/18/2005) (Entered: 01/18/2005)
01/28/2005	<a href="#">36</a>	CERTIFICATE OF SERVICE by Lawrence Joseph <i>PROOFS OF SERVICE OF NOTICE OF PUBLICATION</i> (Epstein, Kimberly) (Filed on 1/28/2005) (Entered: 01/28/2005)
02/01/2005	<a href="#">37</a>	Renotice motion hearing re <a href="#">7</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed by Paul M. Bochner. Motion Hearing set for 2/28/2005 09:00 AM. (Avery, Patricia) (Filed on 2/1/2005) (Entered: 02/01/2005)
02/01/2005	<a href="#">38</a>	STIPULATION <i>and [Proposed] Order Removing Docket Entry Number 11</i> by The Stonefield Group. (Rickert, Rachele) (Filed on 2/1/2005) (Entered: 02/01/2005)
02/07/2005	<a href="#">39</a>	Memorandum in Opposition <i>to the Competing Motions for Appointment as Lead Plaintiff and Approval of Lead Plaintiff's Choice of Lead Counsel</i> filed by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 2/7/2005) (Entered: 02/07/2005)
02/07/2005	<a href="#">40</a>	Declaration of Kimberly C. Epstein in Support of <a href="#">29</a> MOTION to Appoint Lead Plaintiff and Lead Counsel filed by Operating Engineers' Group. (Attachments: # <a href="#">1</a> Exhibit A)(Related document(s) <a href="#">29</a> ) (Epstein, Kimberly) (Filed on 2/7/2005) (Entered: 02/07/2005)
02/07/2005	<a href="#">41</a>	CERTIFICATE OF SERVICE by Operating Engineers' Group re <a href="#">39</a> Memorandum in Opposition, <a href="#">40</a> Declaration in Support (Epstein, Kimberly) (Filed on 2/7/2005) (Entered: 02/07/2005)
02/08/2005	<a href="#">42</a>	NOTICE by The Stonefield Group re <a href="#">19</a> MOTION to Appoint Lead Plaintiff and Lead Counsel <i>and for Consolidation Notice of Withdrawal of Motion of the Stonefield Group for Appointment as Lead Plaintiff and Approval of its Selection of Counsel</i> (Rickert, Rachele) (Filed on 2/8/2005) (Entered: 02/08/2005)
02/09/2005	<a href="#">43</a>	Notice of Withdrawal of Motion re <a href="#">7</a> <i>Appointment of Lead Plaintiff and Lead Counsel</i> filed by Paul M. Bochner. (Avery, Patricia) (Filed on 2/9/2005) (Entered: 02/09/2005)

02/10/2005	<a href="#">44</a>	ORDER RELATING CASES c-04-5132 MJJ are related to c-04-4908 and c-04-4991. Signed by Judge JAMES WARE on 2/8/05. (rd, COURT STAFF) (Filed on 2/10/2005) (Entered: 02/10/2005)
02/11/2005	<a href="#">45</a>	Statement of Non-Opposition <i>STATEMENT OF CERTAIN DEFENDANTS IN RESPONSE TO PLAINTIFFS' MOTIONS FOR CONSOLIDATION OF ACTIONS, APPOINTMENT OF LEAD PLAINTIFF AND APPROVAL OF LEAD COUNSEL</i> filed by Thomas J. Toy, UTSTARCOM, INC, Hong Liang Lu, Michael J. Sophie, Howard Kwock, Gerald S. Soloway, Bill Huang. (Kelson, Bruce) (Filed on 2/11/2005) (Entered: 02/11/2005)
02/14/2005	<a href="#">46</a>	NOTICE by Operating Engineers' Group of <i>Non-Opposition to the Motion for Consolidation of Related Actions, Appointment as Lead Plaintiff and for Approval of its Selection of Lead Counsel</i> (Epstein, Kimberly) (Filed on 2/14/2005) (Entered: 02/14/2005)
02/14/2005	<a href="#">47</a>	Reply Memorandum re <a href="#">22</a> MOTION to Appoint Counsel <i>NOTICE OF MOTION AND MOTION TO APPOINT THE UTSTARCOM INVESTORS GROUP AS LEAD PLAINTIFF AND FOR APPOINTMENT OF LEAD COUNSEL; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i> filed by Lawrence Joseph. (Goldberg, Michael) (Filed on 2/14/2005) (Entered: 02/14/2005)
02/14/2005	<a href="#">48</a>	Reply Memorandum re <a href="#">22</a> MOTION to Appoint Counsel <i>NOTICE OF MOTION AND MOTION TO APPOINT THE UTSTARCOM INVESTORS GROUP AS LEAD PLAINTIFF AND FOR APPOINTMENT OF LEAD COUNSEL; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF (CORRECTED)</i> filed by Lawrence Joseph. (Goldberg, Michael) (Filed on 2/14/2005) (Entered: 02/14/2005)
02/16/2005	<a href="#">49</a>	NOTICE by Sam Brott <i>OF WITHDRAWAL OF PLAINTIFFS' MOTION FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFFS, AND APPROVAL OF CHOICE OF LEAD COUNSEL</i> (DIERINGER, STEPHANIE) (Filed on 2/16/2005) (Entered: 02/16/2005)
02/17/2005	<a href="#">50</a>	Ex Parte Application to <i>Strike the UTStarcom Investors Group's Untimely Opposition</i> filed by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 2/17/2005) (Entered: 02/17/2005)
02/17/2005	<a href="#">51</a>	Declaration of Kimberly C. Epstein in Support of <a href="#">50</a> Ex Parte Application to <i>Strike the UTStarcom Investors Group's Untimely Opposition</i> filed by Operating Engineers' Group. (Related document(s) <a href="#">50</a> ) (Epstein, Kimberly) (Filed on 2/17/2005) (Entered: 02/17/2005)
02/17/2005	<a href="#">52</a>	Declaration of Tamara J. Driscoll in Support of <a href="#">50</a> Ex Parte Application to <i>Strike the UTStarcom Investors Group's Untimely Opposition</i> filed by Operating Engineers' Group. (Attachments: # <a href="#">1</a> Exhibit A)(Related document(s) <a href="#">50</a> ) (Epstein, Kimberly) (Filed on 2/17/2005) (Entered: 02/17/2005)
02/17/2005	<a href="#">53</a>	Proposed Order re <a href="#">50</a> Ex Parte Application to <i>Strike the UTStarcom Investors Group's Untimely Opposition</i> by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 2/17/2005) (Entered: 02/17/2005)
02/23/2005	<a href="#">54</a>	NOTICE by UTStarcom Investors Group re <a href="#">48</a> Reply Memorandum, <i>OF</i>

		<i>WITHDRAWAL OF REPLY MEMORANDUM</i> (Goldberg, Michael) (Filed on 2/23/2005) (Entered: 02/23/2005)
02/23/2005	<a href="#">55</a>	CERTIFICATE OF SERVICE by UTStarcom Investors Group re <a href="#">54</a> Notice (Other) ( <i>OF UTSTARCOM INVESTORS GROUP'S NOTICE OF WITHDRAWAL OF REPLY MEMORANDUM</i> ) (Goldberg, Michael) (Filed on 2/23/2005) (Entered: 02/23/2005)
03/15/2005	<a href="#">56</a>	ORDER by Judge James Ware Consolidating Cases; Denying Request for Preservation of Evidence; Appointing Operating Engineers Group as Lead Plaintiff; and Approving Lead Plaintiff's Choice of Lead Counsel. (jwlc2, COURT STAFF) (Filed on 3/15/2005) (Entered: 03/15/2005)
03/16/2005	<a href="#">57</a>	ORDER Consolidating Related Actions. Signed by Judge James Ware on March 16, 2005. (jwlc2, COURT STAFF) (Filed on 3/16/2005) (Entered: 03/16/2005)
03/16/2005	<a href="#">58</a>	ORDER Continuing Case Management Conference. Signed by Judge James Ware on March 16, 2005. (jwlc2, COURT STAFF) (Filed on 3/16/2005) (Entered: 03/16/2005)
03/18/2005	<a href="#">59</a>	ORDER GRANTING STIPULATED REQUEST TO REMOVE DOCKET ENTRY NUMBER 11.. Signed by Judge JAMES WARE on 3/17/05. (rd, COURT STAFF) (Filed on 3/18/2005) (Entered: 03/18/2005)
03/20/2005		clerk removed docket number #11 from docket sheet pursuant to order filed on 3/18/05 docket #59 (cv, COURT STAFF) (Filed on 3/20/2005) (Entered: 03/20/2005)
04/07/2005	<a href="#">60</a>	CERTIFICATE OF SERVICE by Jeffrey D. Lebzetter <i>Declaration of Service Regarding Summons and Complaint</i> (Rickert, Rachele) (Filed on 4/7/2005) (Entered: 04/07/2005)
04/20/2005	<a href="#">61</a>	STIPULATION AND PROPOSED ORDER <i>FOR POSTPONEMENT OF FILING OF CASE MANAGEMENT CONFERENCE STATEMENT AND CASE MANAGEMENT CONFERENCE</i> by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 4/20/2005) Modified on 4/27/2005 (cv, COURT STAFF). (Entered: 04/20/2005)
04/27/2005		Received Document certified copy of order transferring case to this District and docket sheet to be consolidated with C04-4908 JW PVT from the District Court of Idaho their case number CV04-541-S-EJL. (cv, COURT STAFF) (Filed on 4/27/2005) Modified on 6/1/2005 (cv, COURT STAFF). (Entered: 05/26/2005)
04/28/2005	<a href="#">62</a>	STIPULATION AND ORDER*(MODIFIED BY THE COURT) CONTINUING CASE MANAGEMENT CONFERENCE UNTIL MON. AUGUST 29, 2005 AT 10:00 AM.. Signed by Judge JAMES WARE on 4/28/05. (rd, COURT STAFF) (Filed on 4/28/2005) (Entered: 04/28/2005)
05/10/2005	<a href="#">63</a>	STIPULATION AND PROPOSED ORDER TO extend the filing of the consolidated complaint to 6/2805 filed by Plaintiff's (Entered: 05/10/2005)
06/28/2005	<a href="#">64</a>	STIPULATION AND PROPOSED ORDER <i>TO EXTEND THE FILING OF THE CONSOLIDATED COMPLAINT BY TWO DAYS TO JUNE 30, 2005</i> by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 6/28/2005) Modified on 7/27/2005

		(cv, COURT STAFF). (Entered: 06/28/2005)
06/30/2005	<a href="#">65</a>	AMENDED COMPLAINT against all defendants. Filed by Operating Engineers' Group. (Robbins, Darren) (Filed on 6/30/2005) (Entered: 07/01/2005)
07/01/2005	<a href="#">66</a>	AMENDED COMPLAINT <i>Corrected Consolidated Complaint for Violations of the Federal Securities Laws</i> against Thomas J. Toy, Ying Wu, UTSTARCOM, INC, Hong Liang Lu, Michael J. Sophie, Howard Kwock, Gerald S. Soloway, Shao-Ning J. Chou, Bill Huang. Filed by Operating Engineers' Group. (Robbins, Darren) (Filed on 7/1/2005) (Entered: 07/01/2005)
07/01/2005	<a href="#">67</a>	CERTIFICATE OF SERVICE by Operating Engineers' Group re <a href="#">66</a> Amended Complaint, <i>Declaration of Service Via Hand Delivery</i> (Robbins, Darren) (Filed on 7/1/2005) (Entered: 07/01/2005)
07/08/2005	<a href="#">68</a>	CERTIFICATE OF SERVICE by Operating Engineers' Group re <a href="#">65</a> Amended Complaint, <a href="#">66</a> Amended Complaint,, <a href="#">67</a> Certificate of Service <i>Corrected Declaration of Service</i> (Robbins, Darren) (Filed on 7/8/2005) (Entered: 07/08/2005)
07/26/2005	<a href="#">69</a>	STIPULATION AND ORDER <i>TO ALLOW PLAINTIFFS TO FILE AN AMENDED CONSOLIDATED COMPLAINT</i> by 7/26/05 by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 7/26/2005) Modified on 7/27/2005 (cv, COURT STAFF). (Entered: 07/26/2005)
07/26/2005	<a href="#">70</a>	AMENDED COMPLAINT <i>For Violation of the Federal Securities Laws</i> against all defendants. Filed by Operating Engineers' Group. (Robbins, Darren) (Filed on 7/26/2005) (Entered: 07/26/2005)
07/27/2005	<a href="#">71</a>	AFFIDAVIT of Service for FIRST AMENDED CONSOLIDATED COMPLAINT FOR VIOLATION OF THE FEDERA SECURITIES LAWS served on Jeffrey S. Facter, Stephen D. Hibbard and Bruce B. Kelson of Shearman & Sterling LLP on 07/27/05, filed by Operating Engineers' Group. (Epstein, Kimberly) (Filed on 7/27/2005) (Entered: 07/27/2005)
07/27/2005	<a href="#">72</a>	STIPULATION AND ORDER EXTENDING THE FILING OF THE CONSOLIDATED COMPLT.. Signed by Judge JAMES WARE on 07/27/05. (rd, COURT STAFF) (Filed on 7/27/2005) (Entered: 07/27/2005)
07/27/2005	<a href="#">73</a>	STIPULATION AND ORDER ALLOWING PLAINTIFFS TO FILE AN AMENDED CONSOLIDATED COMPT.. Signed by Judge JAMES WARE on 07/27/05. (rd, COURT STAFF) (Filed on 7/27/2005) (Entered: 07/27/2005)
07/27/2005		Summons Issued as to SoftBank Holdings Inc., Banc of America Securities LLC, Softbank America Inc.,. (Entered: 07/27/2005)
07/28/2005	<a href="#">74</a>	SUMMONS Returned Executed by Operating Engineers' Group. Banc of America Securities LLC served on 7/27/2005, answer due 8/16/2005; Softbank America Inc., served on 7/28/2005, answer due 8/17/2005; SoftBank Holdings Inc., served on 7/28/2005, answer due 8/17/2005. (Epstein, Kimberly) (Filed on 7/28/2005) (Entered: 07/28/2005)
08/17/2005	<a href="#">75</a>	*** FILED IN ERROR. PLEASE SEE DOCKET # <a href="#">76</a> . *** STIPULATION <i>STIPULATION REGARDING BRIEFING SCHEDULE (BANC</i>

		<i>OF AMERICA SECURITIES LLC</i> ) by Banc of America Securities LLC. (Sum, Sylvania) (Filed on 8/17/2005) Modified on 8/17/2005 (ewn, COURT STAFF). (Entered: 08/17/2005)
08/17/2005	<a href="#">76</a>	STIPULATION <i>STIPULATION REGARDING BRIEFING SCHEDULE (Banc of America Securities LLC) - CORRECTION OF DOCKET #75</i> by Operating Engineers' Group. (Sum, Sylvania) (Filed on 8/17/2005) (Entered: 08/17/2005)
08/18/2005	<a href="#">77</a>	STIPULATION <i>STIPULATION REGARDING BRIEFING SCHEDULE (SOFTBANK HOLDINGS INC. AND SOFTBANK AMERICA INC.)</i> by Operating Engineers' Group. (Attachments: # <a href="#">1</a> Signature Page (Declarations/Stipulations))(Sum, Sylvania) (Filed on 8/18/2005) (Entered: 08/18/2005)
08/22/2005	<a href="#">78</a>	STIPULATION AND ORDER RE: BRIEFING SCHEDULE RE: SOFTBANK HOLDINGS.. Signed by Judge JAMES WARE on 8/22/05. (rd, COURT STAFF) (Filed on 8/22/2005) (Entered: 08/22/2005)
08/22/2005	<a href="#">79</a>	STIPULATION AND ORDER RE: BRIEFING SCHEDULE RE: BANC OF AMERICA SECURITIES. Signed by Judge JAMES WARE on 8/22/05. (rd, COURT STAFF) (Filed on 8/22/2005) (Entered: 08/22/2005)

Note: Links in this docket are stored in the PACER system (**P**ublic **A**ccess to **C**ourt **E**lectronic **R**ecords). PACER is a service of United States Judiciary. To view and retrieve the linked documents from PACER you must be a registered user. To register, fill out one of the [registration forms](#) available on the PACER site. The United States Congress has given the Judicial Conference of the United States, the judicial governing body of the U.S. Federal Courts, authority to impose user fees for electronic access to case information. For more information visit the PACER site at <http://pacer.psc.uscourts.gov/pacerdesc.html>