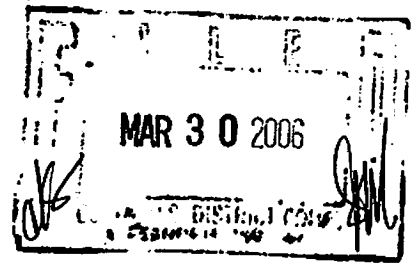


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION



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**Irwin Berlin**, on behalf of himself and  
all others similarly situated,

Plaintiff,

v.

**The Mills Corporation, The Mills  
Limited Partnership, Laurence C.  
Siegel, and Mary Jane Morrow,**

Defendants.

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Case No. 1:06-cv-00077-GBL-TRJ

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**Paul C. Berkey**, Individually and on behalf  
of himself and all others similarly situated,

Plaintiff,

v.

**The Mills Corporation, Laurence C.  
Siegel, Mary Jane Morrow, and Dietrich  
Von Boetticher**

Defendants.

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Case No. 1:06-cv-00247-GBL-LO

(Captions continue on next page.)

[PROPOSED] ORDER

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**Vernon E. Rudolph, On**  
behalf of himself and all others similarly  
situated,

Plaintiff,

v.

**The Mills Corporation, The Mills  
Limited Partnership, Laurence C.  
Siegel, and Mary Jane Morrow,**  
Defendants.

**Case No. 1:06-cv-00265-GBL-BRP**

**Frederic Elliott and C. Bickley Foster**  
Individually And On Behalf Of Himself  
And All Others Similarly Situated,

Plaintiffs,

v.

**The Mills Corporation, Laurence C.  
Siegel, Kenneth R. Parent, James F.  
Dausch, Merrill Lynch, Pierce, Fenner &  
Smith Inc., Morgan Stanley & Co., Inc.  
Wachovia Capital Markets, LLC and  
RBC Dain Rauscher, Inc.,**  
Defendants.

**Case No. 1:06-cv-00304-GBL/BRP**

Upon consideration of the *Joint Motion to Consolidate Actions and Set Dates to File Briefs and Hear Argument on Motions to Appoint Lead Plaintiff and Lead Counsel*, and there being no opposition thereto by Defendants; it is hereby ORDERED that:

1. The Motion to Consolidate the above styled actions is hereby GRANTED. A Master Docket and Master Docket File are hereby established for the consolidated action. The

Master File shall be Civil No. 1:06cv77 (GBL/TJR). Entries in the Master Docket shall be applicable to these Consolidated Actions as more fully set forth below, and entries shall be made in accordance with the regular procedures of the Clerk of the Court, except as modified by this Order.

2. The short caption for the Consolidated Actions shall be “In re The Mills Corporation Securities Litigation, Civil Action No. 1:06cv77 (GBL/TJR).” Every pleading in this Consolidated Action shall bear the following caption:

IN RE THE MILLS CORPORATION SECURITIES LITIGATION	) ) ) )	No. 1:06cv77 (GBL/TJR)
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3. All future filings in the above-captioned consolidated actions and all subsequently filed related actions shall bear the file number of the first filed case, No. 1:06cv77, and that the consolidated actions shall proceed under the following caption: *In re The Mills Corporation Securities Litigation*.

4. The above caption shall be followed by the stated: “THIS MATTER RELATES TO:”.

5. Where a filing relates to all actions, the “THIS MATTER RELATES TO:” shall be followed by the statement: “ALL ACTIONS”.

6. Where a filing relates to one or several, but not all, individual actions, the statement “THIS MATTER RELATES TO:” shall be followed by the name(s) and number(s) of the individual case(s) to which that filing relates.

7. That all further filings shall be filed exclusively in the consolidated case file, and no further filings shall be filed in the individual cases.

8. That, in addition to an original copy filed with the clerk, two courtesy copies for chambers will be submitted with all future pleadings.

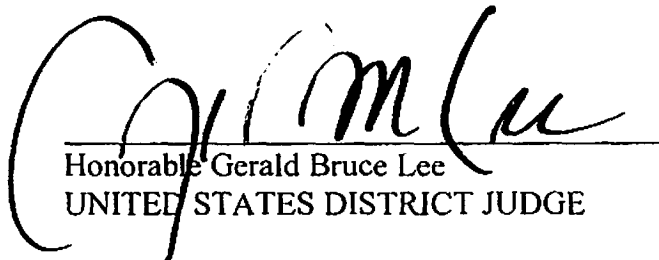
8. That all previously filed notices of hearing regarding lead plaintiff motions are hereby VACATED; and it is further

9. ORDERED that all opposition briefs for lead plaintiff be filed on or before April 7, 2006 (with service made electronically on all parties before 6:30 p.m.), that all reply briefs be filed on or before April 21, 2006 (with service made electronically on all parties before 6:30 p.m.), and that argument on all motions for lead plaintiff and lead counsel shall be heard on April 28, 2006, at 10:00 a.m., or as soon thereafter at counsel may be heard.

10. It is further ORDERED that defendants need not answer, move against or otherwise respond to the complaints filed in these related actions until after a lead plaintiff and lead counsel are appointed, a consolidated complaint is filed and a briefing schedule is set forth.

ENTERED THIS 20<sup>th</sup> DAY OF MARCH, 2006.

Alexandria, Virginia

  
Honorable Gerald Bruce Lee  
UNITED STATES DISTRICT JUDGE

**WE AGREE TO THIS:**

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