

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:06-cv-00733-DAB**

Reynolds v. Repsol YPF, S.A. et al

Date Filed: Jan. 31, 2006
Status: Closed
Nature of suit: 850 Securities/Commodities
Assigned to: [Judge Deborah A. Batts](#)
Cause: 15:78m(a) Securities Exchange Act
Date terminated: Sep. 06, 2007
Jurisdiction: Federal Question
Jury demand: Plaintiff
Member cases: [1:06-cv-01014-DAB](#) *Murad et al v. Repsol YPF, S.A. et al*
Related cases: 1:06-cv-01014-DAB

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individually and on behalf of all others similarly situated

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Docket Proceedings[Reverse Proceedings](#)

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1	Jan. 31, 2006	1	COMPLAINT against Repsol YPF, S.A., Antonio Brufau Niubo, Luis Manas Anton. (Filing Fee \$ 250, Receipt Number 568947)Document filed by Jack Reynolds.(jeh,) Additional attachment(s) added on 2/2/2006 (mbe,). (Entered: 02/01/2006)
2	Jan. 31, 2006		SUMMONS ISSUED as to Repsol YPF, S.A., Antonio Brufau Niubo, Luis Manas Anton. (jeh,) (Entered: 02/01/2006)
3	Jan. 31, 2006		Case Designated ECF. (jeh,) (Entered: 02/01/2006)
4	Jan. 31, 2006		Magistrate Judge Andrew J. Peck is so designated. (jeh,) (Entered: 02/01/2006)
5	May 11, 2006	2	ORDER; counsel for these parties are ordered to appear in front of the Court on 5/25/2006 at 2:30 p.m. in Courtroom 14C for a conference addressing consolidation of the cases. (Signed by Judge Richard C. Casey on 5/10/06) (kco,) (Entered: 05/11/2006)
6	May 16, 2006	3	ORDER; the parties are ordered to appear in front of the Court on 5/25/2006 at 2:30 p.m. in Courtroom 14C for addressing consolidation of these cases. (Signed by Judge Richard C. Casey on 5/10/06) (kco,) (Entered: 05/17/2006)
7	May 24, 2006	4	MOTION to Appoint Jack Reynolds, Charles A. Kubo and John L. Brooks, III to serve as lead plaintiff(s). Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. (Attachments: # 1 Text of Proposed Order)(Alba, Mario) (Entered: 05/24/2006)
8	May 24, 2006	5	MEMORANDUM OF LAW in Support re: 4 MOTION to Appoint Jack Reynolds, Charles A. Kubo and John L. Brooks, III to serve as lead plaintiff(s).. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. (Alba, Mario) (Entered: 05/24/2006)
9	May 24, 2006	6	DECLARATION of Mario Alba Jr. in Support re: 4 MOTION to Appoint Jack Reynolds, Charles A. Kubo and John L. Brooks, III to serve as lead plaintiff(s).. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. (Attachments: # 1 Exhibit A - notice of first

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			filed action# 2 Exhibit B - loss chart# 3 Exhibit C - certs# 4 Exhibit D - LCSGRR firm resume# 5 Exhibit E - S&B firm resume)(Alba, Mario) (Entered: 05/24/2006)
10	May 25, 2006		MEMORANDUM TO THE DOCKET CLERK: Premotion conference held. Plaintiff moves for the consolidation of cases. Court grants application to consolidate the 2 cases (06 CV 773 & 06cv1014). Court wants the deft to accept service form plaintiff. counsel for ht deft. requests ttime to discuss the matter with her clients. Court gives the defts. until 5/31 to appoint lead counsel and accept service. The court will reserves it decision as o the other issues. (jco,) (Entered: 06/05/2006)
11	Jun. 12, 2006	7	ORDER granting 4 Motion to Appoint Jack Reynolds, Charles A. Kubo and John L. Brooks, III as Lead Plaintiff(s). The actions 06cv733 and 06cv1014 were consolidated on 5/25/06 by oral order; the Respol Investors Group is appointed lead plaintiff for the class purs. to Section 21D of the Securities Exchange Act of 1934 and the law firms of Lerach Coughlin Stoia Geller Rudman & Robbins LLP and Schiffrrin & Barroway LLP are appointed lead counsel; in light of and consistent with defense counsel's letter of 5/31/06 the parties are to submit a stipulation concerning service of process and a schedule for the filing of a consolidated amended complaint.. (Signed by Judge Richard C. Casey on 6/9/06) (dle,) (Entered: 06/13/2006)
12	Jun. 15, 2006	8	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Repsol YPF, S.A., Antonio Brufau Niubo, Luis Manas Anton.(Huang, Joyce) (Entered: 06/15/2006)
13	Jun. 16, 2006	9	STIPULATION AND ORDER that defts Repsol YPF, Antonio Brufau Niubo, and Luis Manas Anton shall have no obligation to answer the previously fld complaints and lead plnts shall file a consolidated complaint on or before 8/15/06, and as further set forth in this document. (Signed by Judge Richard C. Casey on 6/16/06) (cd,) (Entered: 06/16/2006)
14	Jun. 27, 2006	10	STIPULATION AND ORDER; that Lead plaintiffs shall file a consolidated complaint on or before 8/15/06. Dft's shall answer, move, or otherwise respond to the consolidated complaint on or before 11/15/06. Additional relief as set forth in this order. (Signed by Judge Richard C. Casey on 6/27/06) (pl,) (Entered: 06/28/2006)
15	Jun. 27, 2006		Set Answer Due Date purs. to 10 Stipulation and Order, as to Repsol YPF, S.A. answer due on 11/15/2006; Antonio Brufau Niubo answer due on 11/15/2006; Luis Manas Anton answer due on 11/15/2006., Set/Reset Scheduling Order Deadlines: Amended Pleadings due by 8/15/2006. (pl,) (Entered: 06/28/2006)
16	Aug. 11, 2006	11	ORDER ADMITTING ATTORNEY PRO HAC VICE: Michael K. Yarnoff is permitted pro hac vice. (Signed by Judge Richard C. Casey on 8/11/2006) Filed In Associated Cases: 1:06-cv-00733-RCC,1:06-cv-01014-RCC(lb,) (Entered: 08/14/2006)
17	Aug. 11, 2006	12	STIPULATION AND ORDER: Lead plaintiffs shall file the consolidated complaint on or before 9/1/2006. Defendants shall answer, move, or otherwise respond to the consolidated complaint on or before 12/15/2006... (Signed by Judge Richard C. Casey on 8/11/2006) Filed In

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			Associated Cases: 1:06-cv-00733-RCC,1:06-cv-01014-RCC(lb,) (Entered: 08/14/2006)
18	Aug. 11, 2006	13	MOTION for Michael K. Yarnoff to Appear Pro Hac Vice. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. (db,) (Entered: 08/14/2006)
19	Aug. 14, 2006		Transmission to Attorney Admissions Clerk. Transmitted re: 11 Order Admitting Attorney Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (lb,) (Entered: 08/14/2006)
20	Sep. 01, 2006	14	CONSOLIDATED AMENDED COMPLAINT amending 1 Complaint against Repsol YPF, S.A., Antonio Brufau Niubo, Luis Manas Anton.Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. Related document: 1 Complaint filed by Jack Reynolds.(db,) Additional attachment(s) added on 9/12/2006 (db,). (Entered: 09/05/2006)
21	Sep. 01, 2006		***NOTE TO ATTORNEY TO E-MAIL PDF. Note to Attorney Samuel H. Rudman for noncompliance with Section (3) of the S.D.N.Y. 3rd Amended Instructions For Filing An Electronic Case or Appeal and Section 1(d) of the S.D.N.Y. Procedures For Electronic Case Filing. E-MAIL the PDF for Document 14 Amended Complaint to: case_openings@nysd.uscourts.gov. (db,) (Entered: 09/05/2006)
22	Dec. 14, 2006	15	STIPULATION AND ORDER; That dfts, may continue to reserve any and all defenses, objections or arguments they may have in connection with the Action, including, but not limited to defenses, objections or arguments based on lack of personal jurisdiction and improper venue. Dft's shall answer, move, or otherwise respond to the Consolidated Complaint on or before 1/31/07.If dfts respond to the Consolidated complaint by motion lead plaintiffs shall serve any opposition to dfts motion on or before 3/14/07; dfts shall serve any reply papers in support of their motion on or before 4/13/07. (Signed by Judge Richard C. Casey on 12/14/06) (pl,) (Entered: 12/15/2006)
23	Dec. 14, 2006		Set Answer Due Date purs. to 15 Stipulation and Order, Set Scheduling Order Deadlines,,, as to Repsol YPF, S.A. answer due on 1/31/2007; Antonio Brufau Niubo answer due on 1/31/2007; Luis Manas Anton answer due on 1/31/2007. (pl,) (Entered: 12/15/2006)
24	Feb. 06, 2007	16	STIPULATION AND ORDER that dfts shall answer, move, or otherwise respond to the consolidated complaint on or before 3/30/07; if dfts respond to the consolidated complaint by motion lead plaintiffs shall serve any opposition to dfts' motion on or before 5/15/07 and dfts shall serve any reply papers in support of their motion on or before 6/15/07. (Signed by Judge John F. Keenan on 1/31/07) (dle) (Entered: 02/07/2007)
25	Feb. 06, 2007		Set/Reset Deadlines: Repsol YPF, S.A. answer due 3/30/2007; Antonio Brufau Niubo answer due 3/30/2007; Luis Manas Anton answer due 3/30/2007. Replies due by 6/15/2007.,Responses due by 5/15/2007 (dle) (Entered: 02/07/2007)
26	Apr. 04, 2007	17	STIPULATION AND ORDER: defendants, in accordance with their 5/24/06 and 5/31/06 letters to the Court, continue to reserve any and all defenses, objections or arguments they may have in connection with the Action, including, but not limited to, defenses, objections or arguments

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			based on lack of personal jurisdiction and improper venue. Defendants shall answer, move, or otherwise respond to the Consolidated Complaint by 5/1/07. If defendants respond to the Consolidated Complaint by motion; the opposition shall be served by 6/15/07 and the reply served by 7/16/07. (Signed by Judge Kimba M. Wood, part I on 4/4/07) (db) Modified on 4/27/2007 (Boneta, Dennis). (Entered: 04/06/2007)
27	Apr. 04, 2007		Set Answer Due Date purs. to 17 Stipulation and Order,, as to Repsol YPF, S.A. answer due on 5/1/2007; Antonio Brufau Niubo answer due on 5/1/2007; Luis Manas Anton answer due on 5/1/2007. (db) (Entered: 04/06/2007)
28	Apr. 04, 2007		Set/Reset Deadlines: Motions due by 5/1/2007. (db) (Entered: 04/06/2007)
29	Apr. 20, 2007	18	MOTION for Kay E. Sickles to Appear Pro Hac Vice. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds.(jco) (Entered: 04/24/2007)
30	Apr. 25, 2007		CASHIERS OFFICE REMARK on 18 Motion to Appear Pro Hac Vice in the amount of \$25.00, paid on 04/20/2007, Receipt Number 612925. (jd) (Entered: 04/25/2007)
31	May 01, 2007	19	ORDER granting (18) Motion for Kay E. Sickles to Appear Pro Hac Vice in case 1:06-cv-00733-RCC; granting (15) Motion for Kay E. Sickles to Appear Pro Hac Vice in case 1:06-cv-01014-RCC. (Signed by Judge Thomas P. Griesa on 5/1/07) Filed In Associated Cases: 1:06-cv-00733-RCC, 1:06-cv-01014-RCC(jco) (Entered: 05/02/2007)
32	May 02, 2007	20	STIPULATION AND ORDER: defendants shall answer, move or otherwise respond to the consolidated amended complaint by 5/8/07. Plaintiff, if motion is filed, shall serve opposition by 6/22/07; reply served by 7/23/07. (Signed by Judge Thomas P. Griesa on 5/2/07) (db) (Entered: 05/07/2007)
33	May 02, 2007		Set Answer Due Date purs. to 20 Stipulation and Order, as to Repsol YPF, S.A. answer due on 5/8/2007; Antonio Brufau Niubo answer due on 5/8/2007; Luis Manas Anton answer due on 5/8/2007. (db) (Entered: 05/07/2007)
34	May 11, 2007	21	STIPULATION AND ORDER that dfts, in accordance with their 5/24/06 and 5/31/06 letters to the court, continue to reserve any and all defenses, objections or arguments they may have in connections with the action, including but not limited to, defenses, objections or arguments based on lack of personal jurisdiction and improper venue; dfts shall, answer, move, or otherwise respond to the consolidated complaint on or before 5/22/07; if dfts respond to the consolidated complaint by motion lead plaintiffs shall serve any oppostion to dfs' motion on or before 7/6/07 and dfts shall serve any reply papers in support of their motion on or before 8/6/07 (Signed by Judge John F. Keenan on 5/11/07) (dle) (Entered: 05/14/2007)
35	May 11, 2007		Set/Reset Deadlines: Repsol YPF, S.A. answer due 5/22/2007; Antonio Brufau Niubo answer due 5/22/2007; Luis Manas Anton answer due 5/22/2007. Motions due by 5/22/2007.,Replies due by 8/6/2007.,Responses due by 7/6/2007 (dle) (Entered: 05/15/2007)
36	May 17, 2007	22	ORDER This case was assigned to Judge Richard Conway Casey, who passed away on 3/22/07. The case will be reassigned to a new judge in

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			<p>the near future. You will be notified of the reassignment of ECF (for ECF cases) or in a form to be mailed to you (for non-ECF cases). The parties in this case are ordered to review the attorney/party information on the docket sheet and determine whether the information presently listed is incorrect. If an error exists, the affected party must submit updated contact information no later than 5/30/07. Parties should take care to remove the contact information for attorneys no longer involved in the case and to enter appearances for any current attorneys who are not listed. The parties are also ordered to submit a joint summary of the case no later 5/30/07. The summary should be sent to Judge Caseys Chambers Attn: Law Clerks and will be provided to the new judge upon reassignment of the case. The Summary should be a bare statement of the case with any relevant procedural history. This includes, but is not limited to, the subject matter of the litigation, whether discovery is complete, whether the case is or has been before a magistrate judge, whether there are any motions or applications pending, and the subject matter of the pending motions or applications, if any. Be sure to indicate whether the parties have entered into a case management plan and list the relevant dates. The Summary is not a vehicle for arguing the merits of disputed issues and should be brief. If the defendant in this case has not yet appeared, the plaintiff should indicate this fact and need not make a joint submission. Parties in cases involving an incarcerated pro se litigant need not make a joint submission. Should matters arise prior to the reassignment, parties are directed to review the previously issued Notice to Parties with Pending Civil Cases Before Judge Casey, available at www.nysd.uscourts.gov and follow the directions therein. So Ordered. (Signed by Judge Kimba M. Wood on 5/16/07) (jco) (Entered: 05/21/2007)</p>
37	May 18, 2007	23	NOTICE OF CASE REASSIGNMENT to Judge Colleen McMahon. Judge Richard C. Casey is no longer assigned to the case. (laq) (Entered: 05/25/2007)
38	May 24, 2007	24	STIPULATION AND ORDER that dfts in accordance with their May 24 and May 31, 2006 letters to the court, continue to reserve any and all defenses, objections or arguments they may have in connection with the action, including but not limited to defenses, objections or arguments based on lack of personal jurisdiction and improper venue; dfts shall answer, move, or otherwise respond to the consolidated complaint on or before 6/5/07; if dfts respond to the consolidated complaint by motion, lead plaintiffs shall serve any opposition to dfts' motion on or before 7/20/07 and dfts shall serve any reply papers in support of their motion on or before 8/20/07. (Signed by Judge Loretta A. Preska, Part I, on 5/24/07) (dle) (Entered: 05/31/2007)
39	May 24, 2007		Set Deadlines/Hearings:Repsol YPF, S.A. answer due 6/5/2007; Antonio Brufau Niubo answer due 6/5/2007; Luis Manas Anton answer due 6/5/2007. (dle) (Entered: 05/31/2007)
40	May 25, 2007		Mailed notice to the attorney(s) of record. (laq) (Entered: 05/25/2007)
41	May 31, 2007	25	ORDER The following procedures will apply to all cases transferred from Judge Caseys docket to Judge McMahon:I. PROCEDURES FOR CASES IN WHICH THERE ARE NO PRO SE PARTIES:1. Individual

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			<p>Rules: First and most important, please download a copy of Judge McMahons Individual Rules, which can be found on the courts web site (www.nysd.uscourts.gov), under Judges Rules (click on Judge McMahons name). Read them carefully. Judge McMahons Rules differ somewhat from the rules of other judges. She expects counsel to be familiar with her rules and to follow them.</p> <p>2. Compilation of Chambers Files: Judge McMahon will receive from Judge Caseys chambers a copy of the letter submitted by counsel pursuant to the Order of Chief Judge Wood dated May 16, 2007. She will also receive courtesy copies of motion papers. In order to assemble an up-to-date chambers file, she needs to receive the following from counsel: (A) If Judge Casey entered a scheduling order or a case management order, please mail or fax to chambers a courtesy copy of the most recent such order. (B) If your case has been referred to a magistrate judge for any purpose, please send a copy of the order of reference to chambers.(C) If a Joint Pre-Trial Order has been filed, please send a courtesy copy to chambers.</p> <p>3. Discovery Deadlines Where Prior Scheduling Order in Place: If you have a scheduling order in place containing a discovery deadline that has not yet passed, please adhere to that deadline. Judge McMahon does NOT routinely grant adjournments or extend the time to complete discovery. She expects cases to be ready for trial within six months of the filing of the complaint (or, in the case of transferred cases, within six months from the date of transfer). If your discovery deadline has passed, she is not going to give you additional time to complete discovery even if you have not conducted any discovery to date. If you have a discovery schedule, the date by which you must submit your Joint Pre-Trial Order and other pre-trial papers required by Jude McMahons Individual Rules is forty-five days after the discovery deadline. This rule supercedes any prior order of Judge Casey on this subject. If your discovery deadline passed more than 45 days ago, you have 45 days from the date of this order to submit a Final Pre-trial Order and you are subject to be called for trial on 48 hours notice, beginning July 15, 2007. Judge McMahon does not delegate to the magistrate judges authority to alter the discovery schedule that she sets. She will not honor any prior delegation of such authority made by Judge Casey. If you want the magistrate to have the authority to extend the discovery deadline from whatever it is today (whether that deadline was set by the Magistrate Judge or by Judge Casey), Judge McMahon will be happy to sign an order referring your case to the Magistrate Judge for all purposes, including trial. Unless you go to the Magistrate Judge for all purposes, Judge McMahon will retain control over your discovery deadline.</p> <p>4. Case Management Orders In Cases Where None Has Been Entered: If you do NOT have a case management or scheduling order in place, you can put one in place in one of two ways: by consent of counsel or after a Rule 16 conference with Judge McMahon. Download Judge McMahons form of scheduling order, which can be found on-line at www.nysd.uscourt.gov. If counsel can agree on a set of dates that gets the case ready for trial in six months from the date the case was transferred, fill out the order, sign it and submit it the chambers via fax (212-805-6326) for the judges signature.</p>

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			<p>Consent scheduling orders in transferred cases must be received in Chambers by June 6, 2007. If the time frame comports with the judges rules, she will sign the order and send you an order of reference to the magistrate judge for discovery supervision and non-dispositive motions. If counsel cannot agree on a scheduling order by June 6, 2007, you will be notified of the time and date for a Rule 16 conference, at which an order conforming to Judge McMahons rules will be entered. Judge McMahon does NOT adjourn Rule 16 conferences except in extraordinary circumstances.</p> <p>5. Joint Pre-Trial Orders Not Yet Filed: If the discovery deadline imposed by Judge Caseys or the Magistrate Judges most recent case management order has passed but you have not filed a Joint Pre-Trial Order, you have forty-five days from the date of this order to file a Joint Pre-Trial Order, along with all other pre-trial papers required by Judge McMahons Individual Rules. Papers to be filed along with the Joint Pre-Trial Order include proposed jury instructions (jury trials) or findings of fact and conclusions of law (bench trials), as well as trial briefs, if necessary. Do not file motions in limine. Motions in limine will be denied without prejudice if they are filed along with the Joint Pre-Trial Order. They should be filed when the case is noticed for a Final Pre-Trial Conference. YOU MUST FILE THE JOINT PRE-TRIAL ORDER AND RELATED DOCUMENTS, EVEN IF YOU HAVE A MOTION FOR SUMMARY JUDGMENT PENDING OR YOU PLAN TO FILE SUCH A MOTION. Judge McMahon does not waive the filing of trial-ready papers just because dispositive motions have been made or are contemplated. Judge McMahon will NOT grant any extension of the forty-five day deadline for filing trial-ready papers in cases in which discovery is, or should have been, completed. This order supercedes any other order previously entered by Judge Casey concerning the filing of a Joint Pre-Trial Order or other pre-trial papers.</p> <p>6. Electronic Discovery: Judge McMahons rules governing electronic discovery (which can be found at www.nysd.uscourts.gov) apply automatically to any case assigned to her docket unless and until the parties agree on a different electronic discovery order. If Judge Casey or a Magistrate Judge previously entered an electronic discovery order, that order will control in your case; otherwise, you are subject to Judge McMahons rules unless you present something different for her signature.</p> <p>7. Special Rules for Section 1983 Cases: Counsel representing individual defendants in Section 1983 cases who are asserting the defense of qualified immunity should read Judge McMahons Individual Rule concerning qualified immunity motions, and should take or complete the plaintiffs deposition and make the motion required by Judge McMahons rules within sixty days of the date of this order, regardless of the state of discovery. Judge McMahon will not extend this deadline for any reason. Please read the rule carefully: Judge McMahon will not consider anything on a qualified immunity motion except the testimony of the plaintiff, which testimony must be taken prior to filing papers in support of the motion. Any defendant who does not make a motion as required by Judge McMahons rules waives his right to have the issue of qualified immunity decided on motion prior to trial.</p> <p>8. Special Rules for Patent Cases: Judge McMahon</p>

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			<p>has procedures for handling patent cases that differ from her procedure in other cases. If your case is a patent case, you will be called in for a status conference. If you are presently engaged in discovery pursuant to a Scheduling Order entered by Judge Casey, please continue with discovery until your conference can be held. 9. Special Rules for IDEA and ERISA Denial of Benefits Cases: Instead of entering to a scheduling order that provides for discovery, either counsel should agree on a schedule for making cross-motions for summary judgment on the administrative record and submit that schedule to the Court, or the court will impose such a briefing schedule at a status conference. 10. Special Rules for Cases Subject to the Private Securities Litigation Reform Act: Judge McMahon will conference your case and set a schedule in keeping with the statute. II. FOR CASES IN WHICH THERE IS A PRO SE PARTY: In general, Judge McMahons normal rules apply. Pro se parties, like all other parties, are required to become familiar with Judge McMahons Individual Rules and to follow them. This section sets out any variations from her usual rules for cases in which any party is pro se. 1. Scheduling Order. If there is a scheduling order in place, please adhere to that scheduling order. The Magistrate Judge has authority in cases in which any party is pro se to extend the scheduling order for good cause shown. If there is no scheduling order in place, Judge McMahon will conference your case, set a scheduling order and issue an order of reference to the Magistrate Judge for discovery supervision. 2. Final Pre-Trial Orders: In cases involving pro se parties, the pro se party and parties represented by counsel file separate Pre-Trial Orders and related papers. All such papers are due forty-five days after the expiration of the discovery deadline. 3. Prisoner Cases: In cases involving incarcerated pro se parties, counsel for any represented party or parties shall arrange for a copy of all scheduling orders, orders of reference, pending motion papers and other papers needed to assemble an up-to-date chambers file to be forwarded to chambers. (Signed by Judge Colleen McMahon on 05/25/2007) (mj) (Entered: 06/01/2007)</p>
42	Jun. 15, 2007	26	<p>NOTICE OF CASE REASSIGNMENT to Judge Deborah A. Batts. Judge Colleen McMahon is no longer assigned to the case. (tro) (Entered: 06/29/2007)</p>
43	Aug. 23, 2007	27	<p>MOTION to Approve PRELIMINARY APPROVAL OF SETTLEMENT. Document filed by John L Brooks, III, Jack Reynolds.(Rosenfeld, David) (Entered: 08/23/2007)</p>
44	Aug. 23, 2007	28	<p>MEMORANDUM OF LAW in Support re: 27 MOTION to Approve PRELIMINARY APPROVAL OF SETTLEMENT.. Document filed by John L Brooks, III, Jack Reynolds. (Rosenfeld, David) (Entered: 08/23/2007)</p>
45	Sep. 06, 2007	29	<p>STIPULATION AND ORDER OF SETTLEMENT that this consolidated action shall be settled, compromised, and dismissed, on the merits and with prejudice, as further set forth in this document. (Signed by Judge Colleen McMahon on 9/5/07) (Attachments: # 1 # 2. # 3 vacated and removed pursuant to 32 Order) Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(cd) Modified on 9/28/2007 (kkc). (Entered: 09/06/2007)</p>

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46	Sep. 06, 2007		***STRICKEN DOCUMENT. Deleted document number 30 from the case record. The document was removed from this case pursuant to 32 Order. (kkc) (Entered: 09/28/2007)
47	Sep. 20, 2007	31	NOTICE of Change of Firm Name. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(Alba, Mario) (Entered: 09/20/2007)
48	Sep. 26, 2007	32	ORDER: on September 6, 2007 the "order approving lead plaintiffs' plan of allocution and lead counsel's application for an award of attorney's fees and reimbursements of expenses,' as well as the "stipulation and protective order governing the production of confirmatory discovery materials," were erroneously signed and entered in this action. The Clerk of the Court is hereby directed to vacate these orders and remove them from the docket. (Signed by Judge Deborah A. Batts on 9/26/07) Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(kco) (Entered: 09/27/2007)
49	Sep. 26, 2007	33	HEARING ORDER: for the purpose of this order, the Court adopts all defined terms as set forth in the stipulation. The Court certifies the Settlement Class, as defined by the parties in the stipulation for purposes of the settlement. The Court preliminarily approves the settlement, as reflected in the stipulation as being fair reasonable and adequate pending a final hearing on the settlement. There shall be a hearing on 1/11/2007 at 11:00 AM (the "Settlement Hearing") at which time the court will address the fairness, reasonableness and adequacy of the settlement to the settlement class. (Signed by Judge Deborah A. Batts on 9/26/07) Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(kco) (Entered: 09/27/2007)
50	Dec. 03, 2007	34	MOTION for Settlement for Final Approval. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(Rosenfeld, David) (Entered: 12/03/2007)
51	Dec. 03, 2007	35	MEMORANDUM OF LAW in Support re: (34 in 1:06-cv-00733-DAB, 29 in 1:06-cv-01014-DAB) MOTION for Settlement for Final Approval. AWARD OF ATTORNEYS FEES AND REIMBURSEMENT OF EXPENSES. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(Rosenfeld, David) (Entered: 12/03/2007)
52	Dec. 03, 2007	36	MEMORANDUM OF LAW in Support re: (34 in 1:06-cv-00733-DAB, 29 in 1:06-cv-01014-DAB) MOTION for Settlement for Final Approval. FINAL APPROVAL OF SETTLEMENT AND PLAN OF ALLOCATION. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(Rosenfeld, David) (Entered: 12/03/2007)
53	Dec. 03, 2007	37	DECLARATION of DAVID A. ROSENFELD AND KAY E. SICKLES in Support re: (34 in 1:06-cv-00733-DAB, 29 in 1:06-cv-01014-DAB) MOTION for Settlement for Final Approval.. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. (Attachments: # 1 Exhibit A part 1, # 2 Exhibit A part 2, # 3 Exhibit A part 3, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E) Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(Rosenfeld, David) (Entered: 12/03/2007)

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			12/03/2007)
54	Dec. 03, 2007	38	CERTIFICATE OF SERVICE of Motion for Final Approval of Settlement and Supporting Papers served on All Counsel on December 3, 2007. Service was made by Mail. Document filed by John L Brooks, III, Charles A Kubo, Jack Reynolds. Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(Rosenfeld, David) (Entered: 12/03/2007)
55	Jan. 04, 2008	39	ENDORSED LETTER addressed to Judge Deborah A. Batts from Joyce S. Huang dated 1/4/08 re: Counsel for defendants Repsol YPF S.A., Antonio Brufau Niubo and Luis Manas Anton request that the Court adjourn the hearing concerning final judgment of the settlement in the above-captioned actions currently scheduled for 1/11/08, by 90 days, to a new date on or after 4/16/08. ENDORSEMENT: GRANTED. The Fairness Hearing is now scheduled for Thursday, April 17th, 2008. (Signed by Judge Deborah A. Batts on 1/4/08) Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(tro) (Entered: 01/04/2008)
56	Jan. 04, 2008	40	ENDORSED LETTER addressed to Judge Deborah A. Batts from Joyce S. Huang dated 1/4/08 re: Counsel for defendants request an adjournment of the hearing concerning final approval of settlement scheduled for 1/11/08 (set as settlement conference). ENDORSEMENT: The Fairness Hearing is now scheduled for Thursday 4/17/08 at 11:00 a.m. (as per chambers). SO ORDERED. (Settlement Conference set for 4/17/2008 at 11:00 AM in Courtroom 24B, 500 Pearl Street, New York, NY 10007 before Judge Deborah A. Batts.) (Signed by Judge Deborah A. Batts on 1/4/08) Filed In Associated Cases: 1:06-cv-00733-DAB, 1:06-cv-01014-DAB(db) (Entered: 01/04/2008)
57	Apr. 16, 2008	41	ORDER: The Court set a Fairness Hearing in this proceeding for 4/17/08 at 11:00 AM. This proceeding is hereby adjourned. The Fairness Hearing shall now go forward on Wednesday, 5/7/08 at 11:00 AM, in Courtroom 24B, 500 Pearl Street, New York, NY 10007 before Judge Deborah A. Batts. Plaintiffs' counsel shall notify immediately all interested parties so that anyone's inconvenience is minimized. (Signed by Judge Deborah A. Batts on 4/16/08) (tro) (Entered: 04/17/2008)
58	May 07, 2008	42	JUDGMENT, The settlement is approved as fair, reasonable and adequate, and in the best interest of the settlement class. the parties to the settlement are directed to consummate the settlement in accordance with the terms and provisions of the stipulation, including but not limited to the setting of the settlement amount of eight million dollars (\$8,000,000). Also regarding procedures to be followed that shall govern the settlement in this action. (Signed by Judge Deborah A. Batts on 5/7/2008) (mme) (Entered: 05/07/2008)
59	May 07, 2008	43	ORDER APPROVING PLAN OF ALLOCATION OF SETTLEMENT PROCEEDS, The court hereby finds and concludes that the plan of allocation set forth in the notice is in all respects fair and reasonable and the court hereby approves the plan of allocation. (Signed by Judge Deborah A. Batts on 5/7/2008) (mme) (Entered: 05/07/2008)
60	May 07, 2008	44	ORDER AWARDING ATTORNEYS FEES AND EXPENSES, the court hereby awards attorneys' fees of 25% the settlement fund, plus

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			interest at the same rate as earned on the settlement fund. The presumption that a 25% fee award is reasonable here, based on the circumstances of this case, has not been rebutted. The court the fee award to be fair and reasonable. The court further finds that a fee award of 25% of the settlement fund is consistent with awards made in similar cases; Said fees shall be allocated among plaintiffs' counsel by lead counsel in a manner which, in their good faith judgment, reflects each counsels contribution to the institution, prosecution and resolution of the action; The court hereby awards expenses in an aggregate amount of \$161,692.60 plus interest at the same rate as earned on the settlement fund; The awarded attorneys' fees and expenses, and interest earned thereon, shall be paid to lead plaintiffs' counsel from the settlement fund immediately after the date this order is executed subject to the terms, conditions, and obligations of the stipulation and in particular 5 thereof, which terms, conditions, and obligations are incorporated herein. (Signed by Judge Deborah A. Batts on 5/7/2008) (mme) (Entered: 05/07/2008)
61	May 19, 2008	45	TRANSCRIPT of proceedings held on 5/07/2008 before Judge Deborah A. Batts. (ama) (Entered: 05/19/2008)
62	Jun. 04, 2008	46	TRANSCRIPT of proceedings held on 5/07/2008 before Judge Deborah A. Batts. (ama) (Entered: 06/04/2008)