

United States Court of Appeals
for the Eleventh Circuit

07-13810-W
John Mizzaro v. Home Depot, Inc.

Docket #: 07-13810-W
Short Style: John Mizzaro v. Home Depot, Inc.
Docket Date: 08/20/2007
Lead Case:
Agency:
Nature of Suit: Securities/Commodities/Exchange
Misc. Type:
Clerk: Geddis, Valerie
Clerk Phone: (404) 335-6143

District Information

Docket #: 06-01151-CV-ODE-1 **Judge:** Orinda D. Evans
Dkt Date: 05/12/2006 **District:** Georgia-Northern
NOA Date: 08/16/2007 **Office:** NGA-Atlanta

Secondary Case Information

Docket #: **Judge:**
Dkt Date: //

Case Relationships

| Docket # | Short Style | Relation | Status |
|----------------------------|---|-----------------|---------------|
| 07-13811-W | M. Brad Bickerstaff v. The Home Depot, Inc. | Consolidated | Open |
| 07-13812-W | Bruce B. Belodoff v. The Home Depot, Inc. | Consolidated | Open |
| 07-13813-W | Robert D. Jaffee v. Home Depot, Inc. | Consolidated | Open |
| 07-13859-W | Paul Coble v. Home Depot Inc. | Consolidated | Open |

Pending Motions

No Pending Motions



**United States Court of Appeals
for the Eleventh Circuit**

56 Forsyth Street, N.W.
Atlanta, GA 30303-2289
(404) 335-6100

07-13810-W

John Mizzaro v. Home Depot, Inc.

JOHN MIZZARO, on behalf of himself and all others

similarly situated,

BUCKS COUNTY RETIREMENT BOARD, Lead Plaintiff,

Plaintiffs-Appellants,

versus

HOME DEPOT, INC.,

ROBERT L. NARDELLI,

CAROL B. TOME,

KENNETH G. LANGONE,

BERRY R. COX, et. al.,

Defendants-Appellees.



**United States Court OF Appeals
FOR the Eleventh Circuit**

56 Forsyth Street, N.W.
Atlanta, GA 30303-2289
(404) 335-6100

07-13810-W

John Mizzaro v. Home Depot, Inc.

| Appellant | Appellant Attorney |
|--|---|
| <p>John Mizzaro Address Not On File <i>No Briefing Information Found.</i> <i>Fees: Paid on . .</i></p> | <p>Michael K. Yarnoff Schiffrin Barroway Topaz & Kessler, LLP 280 KING OF PRUSSIA RD RADNOR, PA 19087-5108 (610) 667-7706 Fax: (610) 667-7056 myarnoff@sbtclaw.com <i>No Briefing Information Found.</i></p> |
| <p>Bucks County Retirement Board Address Not On File <i>E-Brief Tendered: Appellant filed on 11.29.2007</i> <i>Appellant Brief Filed filed on 11.29.2007</i> <i>Record Excerpts filed on 11.29.2007</i> <i>E-Brief Tendered: Reply filed on 02.11.2008</i> <i>Reply Brief Filed filed on 02.11.2008</i></p> | <p>Michael K. Yarnoff Schiffrin Barroway Topaz & Kessler, LLP 280 KING OF PRUSSIA RD RADNOR, PA 19087-5108 (610) 667-7706 Fax: (610) 667-7056 myarnoff@sbtclaw.com <i>No Briefing Information Found.</i></p> |
| | <p>Robert Ware Killorin 1230 PEACHTREE ST NESTE 2300 ATLANTA, GA 30308-3622 (404) 607-6893 <i>No Briefing Information Found.</i></p> |
| | <p>Krissi T. Gore 1230 PEACHTREE ST NE STE 2300 ATLANTA, GA 30309-3570 (404) 873-3900 <i>No Briefing Information Found.</i></p> |
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| Appellee | Appellee Attorney |
| <p>Home Depot, Inc. Address Not On File</p> | <p>John P. Brumbaugh King & Spalding, LLP 1180 PEACHTREE ST NE ATLANTA, GA 30309-3531 (404) 572-4617 Fax: (404) 572-5141 pbrumbaugh@kslaw.com <i>Appellee Brief Filed filed on 01.15.2008</i> <i>E-Brief Tendered: Appellee filed on 01.16.2008</i> <i>E-Brief Tendered: Appellee filed on 01.17.2008</i></p> |
| <p>Robert L. Nardelli Address Not On File</p> | <p>David E. Meadows King & Spalding, LLP 1180 PEACHTREE ST NE ATLANTA, GA 30309-3531 (404) 572-2726 Fax: (404) 572-5142 dmeadows@kslaw.com <i>No Briefing Information Found.</i></p> |
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| <p>Kenneth G. Langone Address Not On File</p> | <p>David E. Meadows King & Spalding, LLP 1180 PEACHTREE ST NE ATLANTA, GA 30309-3531 (404) 572-2726</p> |

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| | <p>Michael R. Smith King & Spalding 1180 PEACHTREE ST NE ATLANTA, GA 30309-3531 (404) 572-4824 mrsmith@kslaw.com <i>No Briefing Information Found.</i></p> |
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for the Eleventh Circuit**



56 Forsyth Street, N.W.
Atlanta, GA 30303-2289
(404) 335-6100

07-13810-W

John Mizzaro v. Home Depot, Inc.

| File Date | Entry | Party | Pending |
|------------|--|----------------------|---------|
| 08/21/2007 | Fee Status: Paid (08/21/07) for John Mizzaro | John Mizzaro | No |
| 08/21/2007 | DKT2 (Docketing Notice) issued. To:Robert Ware Killorin; c:Alan Rogers Perry, Jr.; c:Benjamin Lee; c:David E. Meadows; c:David Kessler; c:James N. Hatten; c:Jay W. Eisenhofer; c:John A. Kehoe; c:John P. Brumbaugh; c:Krissi T. Gore; c:Martin Chitwood; c:+ | | No |
| 08/21/2007 | Probable Jurisdiction Noted:: | John Mizzaro | No |
| 08/29/2007 | Appearance Form Submitted. | Krissi T. Gore | No |
| 08/29/2007 | Appearance Form Submitted. | Robert Ware Killorin | No |
| 08/30/2007 | Certificate of Interested Persons: (Atty: Robert Ware Killorin) | John Mizzaro | No |
| 08/30/2007 | Transcript Order Form: "9/14/06 Hearing" (Atty: Robert Ware Killorin): (Atty: Robert Ware Killorin) | John Mizzaro | No |
| 08/31/2007 | Civil Appeal Statement Form: (Atty: Robert Ware Killorin) | John Mizzaro | No |
| 09/11/2007 | Appearance Form Submitted. | John P. Brumbaugh | No |
| 09/11/2007 | Appearance Form Submitted. | John A. Kehoe | No |
| 09/11/2007 | Appearance Form Submitted. | Benjamin Lee | No |
| 09/11/2007 | Appearance Form Submitted. | David E. Meadows | No |
| 09/11/2007 | Appearance Form Submitted. | Michael R. Smith | No |
| 09/14/2007 | RPTR1 (Letter to court reporter) issued. To:Pat Tanner; c:Benjamin Lee; c:David E. Meadows; c:James N. Hatten; | | No |

| | | | | |
|--|------------|--|-------------------------------|----|
| | | c:John A. Kehoe; c:John P. Brumbaugh; c:Krissi T. Gore; c:Michael R. Smith; c:Robert Ware Killorin | | |
| | 10/01/2007 | Transcript Filed in D.C. - 9/14/06 | | No |
| | 10/01/2007 | Certificate of Readiness | | No |
| | 10/02/2007 | Certificate of Interested Persons: (Atty: David E. Meadows) | Home Depot, Inc. | No |
| | 10/03/2007 | Briefing Notice Issued | | No |
| | 10/03/2007 | BR1CIV (Letter confirming brief due date) issued. c:Alan Rogers Perry, Jr.; c:Benjamin Lee; c:David E. Meadows; c:David Kessler; c:Jay W. Eisenhofer; c:John A. Kehoe; c:John P. Brumbaugh; c:Krissi T. Gore; c:Martin Chitwood; c:Michael K. Yarnoff; c:Mich+ | | No |
| | 10/12/2007 | Unopposed Motion to Consolidate: (Atty: John A. Kehoe) | Bucks County Retirement Board | No |
| | 10/17/2007 | The Unopposed motion to consolidate cases 07-13810,13811,13812, 13813, and 13859 is GRANTED by AW.Extension of time already granted to 11/28/07, to file Appellant briefs. | | No |
| | 10/17/2007 | MOT2 (Notice of court action) issued. c:Benjamin Lee; c:David E. Meadows; c:James N. Hatten; c:John A. Kehoe; c:John P. Brumbaugh; c:Krissi T. Gore; c:Michael R. Smith; c:Robert Ware Killorin | | No |
| | 11/28/2007 | E-CIP Filed. | Richard S. Schiffrin | No |
| | 11/29/2007 | Appearance Form Submitted. | Michael K. Yarnoff | No |
| | 11/29/2007 | E-Brief Tendered: Appellant by Robert Ware Killorin | Bucks County Retirement Board | No |
| | 11/29/2007 | Appellant Brief Filed: (Atty: Michael K. Yarnoff) | Bucks County Retirement Board | No |
| | 11/29/2007 | Record Excerpts: (vol 4 sealed) (Atty: Michael K. Yarnoff) | Bucks County Retirement Board | No |
| | 11/30/2007 | Appearance Form Submitted. | Benjamin J. Hinerfeld | No |
| | 11/30/2007 | Appearance Form Submitted. | Christopher L. Nelson | No |
| | 01/15/2008 | Appellee Brief Filed: (Atty: John P. Brumbaugh) | Home Depot, Inc. | No |
| | 01/16/2008 | DELETED: E-Brief Tendered: Appellee (2) by John P. Brumbaugh. The subject eBrief was rejected because there was already another copy. | Home Depot, Inc. | No |

| | | | | |
|---|------------|---|-------------------------------|----|
| | 01/17/2008 | Attorney Changed for: Home Depot, Inc. From: David E. Meadows (404) 572-2726 dmeadows@kslaw.com To: Brumbaugh, John P.. | Home Depot, Inc. | No |
|  30pages | 01/17/2008 | E-Brief Tendered: Appellee by John P. Brumbaugh | Home Depot, Inc. | No |
| | 02/06/2008 | Record on Appeal | | No |
|  30pages | 02/11/2008 | E-Brief Tendered: Reply by Robert Ware Killorin | Bucks County Retirement Board | No |
| | 02/11/2008 | Reply Brief Filed: (Atty: Michael K. Yarnoff) | Bucks County Retirement Board | No |
| | 05/21/2008 | Oral Argument Scheduled: 05/21/08 | | No |

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