

**United States District Court
District of Nevada (Las Vegas)
CIVIL DOCKET FOR CASE #: 2:06-cv-00844-BES-RJJ**

Gonan et al v. Sunterra Corporation

Date Filed: Jul. 12, 2006
Status: Open
Nature of suit: 850 Securities/Commodities
Assigned to: Judge Brian E. Sandoval
Cause: 12:22 Securities Fraud
Jurisdiction: Federal Question
Jury demand: Both
Member cases: [2:06-cv-00877-BES-RJJ](#) *Sickles v. Sunterra Corporation et al*
[2:06-cv-00894-BES-RJJ](#) *Kaltman v. Sunterra Corporation, et al*
Referred to: Magistrate Judge Robert J. Johnston

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Docket Proceedings [Reverse Proceedings](#)

Req #	Filed	#	Docket Text
1	Jul. 12, 2006	1	COMPLAINT against all defendants (Filing fee \$ 350 receipt number 276594), filed by Richard Gonan, Daniel Cash. Certificate of Interested Parties due by 7/22/2006. (Attachments: # 1 Civil Cover Sheet # 2 Summons Sunterra Corporation)(Albright, Mark) (Entered: 07/12/2006)
2	Jul. 12, 2006		Case assigned to Judge Brian E. Sandoval and Robert J. Johnston. (GEW) (Entered: 07/12/2006)
3	Jul. 12, 2006	2	SUMMONS Issued as to Geoffrey I. Bruce, David Gubbay, David R. Harris, Robert A. Krawczyk, Olof S. Nelson, Steven E. West, Sunterra Corporation, Nicholas J. benson. (GEW) (Entered: 07/12/2006)
4	Jul. 23, 2006	3	ERROR: Attorney refiled summons to be issued. PROPOSED SUMMONS to be issued for Nicholas J. Benson, filed by Plaintiff Richard Gonan. (Albright, Mark) Modified on 7/25/2006 to correct entry (GEW). (Entered: 07/23/2006)
5	Jul. 23, 2006	4	ERROR: Attorney refiled summons to be issued. Modified on 7/25/2006 to correct entry (GEW). (Entered: 07/23/2006)
6	Jul. 25, 2006	5	NOTICE of Corrected Image/Document re 3 Proposed Summons to be issued, 4 Proposed Summons to be issued,. (Service of corrected image is attached). (Albright, Mark) (Entered: 07/25/2006)
7	Jul. 25, 2006	6	SUMMONS Issued as to Geoffrey I. Bruce, David Gubbay, David R. Harris, Robert A. Krawczyk, Steven E. West, Nicholas J. Benson. (Attachments: # 1 Summons issued to Steven West# 2 Index issued to Robert Krawczyk# 3 Summons issued to David Harris# 4 Summons issued to Geoffrey Bruce# 5 Summons issued to David Gubbay)(GEW) (Entered: 07/25/2006)
8	Sep. 11, 2006	7	NOTICE by Plaintiff Richard Gonon of Motion to Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff, And For Approval of Lead Plaintiff's Selection of Counsel (Albright, Mark) (Entered: 09/11/2006)
9	Sep. 11, 2006	8	MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel by Plaintiff Richard Gonon. Responses due by 9/29/2006. (Albright, Mark) Additional attachment(s) added on 9/13/2006 (GEW,). (Entered: 09/11/2006)
10	Sep. 11, 2006	9	DECLARATION of G. Mark Albright In Support of Motion to Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff, And For Approval of Lead Plaintiff's Selection of Counsel by Plaintiff Richard Gonon. (Albright, Mark) (Entered: 09/11/2006)
11	Sep. 11, 2006	10	ERROR: Document should have been filed as attachment to motion #8. Attorney notified by email. Attached to motion by Court. Modified on 9/13/2006 (GEW). (Entered: 09/11/2006)
12	Sep. 11, 2006	11	MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof. Responses due by 9/29/2006. (Attachments: # 1 Declaration of Brian O. O'Mara (Part 1, Ex. A-C)# 2 O'Mara Decl. (Part 2, Ex D)# 3 O'Mara Decl. (Part 3, Ex. D, cont.)# 4 Proposed Order)(O'Mara, Brian) (Entered: 09/11/2006)
13	Sep. 11, 2006		NOTICE of Docket Correction to 10 Proposed Order Submission:

Req #	Filed	#	Docket Text
			Document should have been filed as attachment to motion #8. Attorney notified by email. Attached to motion by Court. (no image attached)(GEW) (Entered: 09/13/2006)
<u>14</u>	Sep. 12, 2006	12	NOTICE by Plaintiff Richard Gonon Certificate of Service (Albright, Mark) (Entered: 09/12/2006)
<u>15</u>	Sep. 12, 2006	13	CERTIFICATE OF SERVICE by Plaintiff Richard Gonon. Of Summons And Complaint Upon Sunterra Corporation (Albright, Mark) (Entered: 09/12/2006)
<u>16</u>	Sep. 26, 2006	14	RESPONSE to 11 MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof; filed by Plaintiff Richard Gonon. Replies due by 10/10/2006. (Albright, Mark) (Entered: 09/26/2006)
<u>17</u>	Sep. 29, 2006	15	RESPONSE to 8 MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel; filed by Movant Employees' Retirement Group. [Certificate of Service Attached] (O'Mara, Brian) (Entered: 09/29/2006)
<u>18</u>	Oct. 04, 2006	16	NOTICE by Movant Employees' Retirement Group of Related Cases (O'Mara, Brian) (Entered: 10/04/2006)
<u>19</u>	Oct. 10, 2006	17	STIPULATION And Order Continuing Defendant Sunterra Corporation' by Plaintiff Richard Gonon, Defendant Sunterra Corporation. (Albright, Mark) (Entered: 10/10/2006)
<u>20</u>	Oct. 13, 2006	18	Ex Parte MOTION for Service by Publication upon Defendant Steven E. West by Plaintiff Richard Gonon. (Attachments: # 1 Proposed Order)(Epstein, Ike) (Entered: 10/13/2006)
<u>21</u>	Oct. 13, 2006	19	REPLY filed by Movant Employees' Retirement Group re 11 MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof, 8 MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel. [Certificate of Service Attached] (Attachments: # 1 Exhibit 1)(O'Mara, Brian) Modified on 10/20/2006 to correct entry (GEW). (Entered: 10/13/2006)
<u>22</u>	Oct. 20, 2006	20	ORDER ON STIPULATION re 17 Stipulation for time to answer, move to dismiss, or otherwise respond to a consolidated complaint. Response to Consolidated Complaint due 60 days after Consolidated Complaint is served. Signed by Judge Brian E. Sandoval on 10/19/06. (AXM) (Entered: 10/20/2006)
<u>23</u>	Oct. 20, 2006	21	ORDER denying without prejudice 18 Motion for Service by Publication for failure to comply fully with the rules of procedure. Signed by Judge Robert J. Johnston on 10/20/2006. (MXS) (Entered: 10/20/2006)
<u>24</u>	Oct. 23, 2006	22	MOTION for Hearing REQUEST FOR ORAL ARGUMENT ON THE EMPLOYEES' RETIREMENT GROUP'S MOTION FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF LEAD AND LIAISON COUNSEL by Movant Employees' Retirement Group.

Req #	Filed	#	Docket Text
			(Attachments: # 1 Proposed Order)(O'Mara, Brian) (Entered: 10/23/2006)
25	Apr. 13, 2007	23	NOTICE of intent to dismiss pursuant to FRCP 4(m). No proper proof of service has been filed as to All defendants. FRCP 4(m) dismissal deadline set for 5/14/2007. (GEW) (Entered: 04/13/2007)
26	Apr. 27, 2007	24	RESPONSE to 11 MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof; Notice of Supplemental Authority in Support of the Employees' Retirement Group's Motion for Appointment as Lead Plaintiff filed by Plaintiff Richard Gonon. (Feder, Michael) (Entered: 04/27/2007)
27	Jun. 04, 2007	25	MINUTE ORDER IN CHAMBERS of the Honorable Brian E. Sandoval, U.S. District Judge, on 6/4/2007. By Deputy Clerk: Marti Campbell. IT IS ORDERED that the 22 MOTION for Hearing REQUEST FOR ORAL ARGUMENT ON THE EMPLOYEES' RETIREMENT GROUP'S MOTION FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF LEAD AND LIAISON COUNSEL is GRANTED. Therefore, IT IS ORDERED that a Motions Hearing is scheduled for Friday, 6/22/2007 1:30 PM in LV before Judge Brian E. Sandoval RE: 8 MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel, and 11 MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof. (no image attached)(MLC) (Entered: 06/04/2007)
28	Jun. 11, 2007	26	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Ramzi Abadou, (Filing fee \$ 175 receipt number 586432) by Movant Employees' Retirement Group. (Feder, Michael) (Entered: 06/11/2007)
29	Jun. 11, 2007	27	ORDER Granting 26 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Ramzi Abadou for Employees' Retirement Group and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 6/11/07. (AXM,) (Entered: 06/13/2007)
30	Jun. 14, 2007	28	MINUTE ORDER IN CHAMBERS of the Honorable Brian E. Sandoval, U.S. District Judge, on 6/14/2007. By Deputy Clerk: Marti Campbell. RE: 8 MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel, 11 MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof IT IS ORDERED that the motions hearing scheduled for Friday, June 22, 2007, at 1:30 PM has been ADVANCED to 12:00 noon (same date). Motions Hearing set for 6/22/2007 12:00 PM in LV Courtroom 4B before Judge Brian E. Sandoval. (no image attached) (MLC) (Entered: 06/14/2007)
31	Jun. 18, 2007	29	NOTICE of Appearance by attorney J. S Peek on behalf of Defendants Geoffrey I. Bruce, David Gubbay, David R. Harris, Robert A. Krawczyk, Olof S. Nelson, Sunterra Corporation. (Peek, J.) (Entered: 06/18/2007)

Req #	Filed	#	Docket Text
<u>32</u>	Jun. 22, 2007	30	ORDER to Consolidate granting 8 MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel filed by Richard Gonon, ; Ord that 2:06-CV-00877-KJD-PAL and 2:06-CV-00894-RLH-RJJ are consolidated under 2:06-CV-00844-BES-RJJ. Signed by Judge Brian E. Sandoval on 6/22/07. (Copies have been distributed pursuant to the NEF - AAB) (Entered: 06/22/2007)
<u>33</u>	Jun. 22, 2007	31	MINUTES OF PROCEEDINGS - Motion Hearing held on 6/22/2007 before Judge Brian E. Sandoval. Crtrm Administrator: Marti Campbell; Pla Counsel: Ramzi Abadou, Arthur Leaty, Michael Feder, Patricia Avery, Richard Speirs, and Martin Muckleroy. ; Def Counsel: Stephen Peek and Will Kemp. Def. Counsel: Telephonically: Adrian Azer and Miranda Schiller. ; Court Reporter/FTR #: Margaret Griener; Time of Hearing: 12:30 PM - 1:00 PM. RE: 11 MOTION to Consolidate Cases and Appoint the Employees' Retirement Group as Lead Plaintiff and Memorandum of Points and Authorities in Support Thereof filed by Employees' Retirement Group,, 8 MOTION to Consolidate Cases and Memorandum of Points And Authorities In Support of Motion To Consolidate Related Actions, Appoint Richard Gonan As Lead Plaintiff And For Approval Of Lead Plaintiff's Selection of Counsel filed by Richard Gonon. Counsel address the Court regarding above motions. Said motions are GRANTED. Separate Order to enter. (no image attached)(Copies have been distributed pursuant to the NEF - MLC) (Entered: 06/25/2007)
<u>34</u>	Jul. 12, 2007	32	TRANSCRIPT of Proceedings: 31 Motion Hearing, held on June 22, 2007 before Judge Brian E. Sandoval. Court Reporter: Margaret Griener. (no image attached) (JW) (Entered: 07/13/2007)
<u>35</u>	Jul. 16, 2007	33	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Arthur C. Leahy, (Filing fee \$ 175 receipt number 615926) by Movant Employees' Retirement Group. (Epstein, Ike) (Entered: 07/16/2007)
<u>36</u>	Jul. 16, 2007	34	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Shannon McKenna, (Filing fee \$ 175 receipt number 615958) by Movant Employees' Retirement Group. (Epstein, Ike) (Entered: 07/16/2007)
<u>37</u>	Jul. 16, 2007	35	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Shelbi L. Barnhouse, (Filing fee \$ 175 receipt number 616521) by Defendant Nicholas J. Benson. (Kemp, Will) (Entered: 07/16/2007)
<u>38</u>	Jul. 16, 2007	36	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Bruce William Collins, (Filing fee \$ 175 receipt number 616553) by Defendant Nicholas J. Benson. (Kemp, Will) (Entered: 07/16/2007)
<u>39</u>	Jul. 19, 2007	37	ORDER granting 33 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Arthur C. Leahy for Employees' Retirement Group and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 7/18/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 07/19/2007)

Req #	Filed	#	Docket Text
40	Jul. 19, 2007	38	ORDER granting 34 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Shannon McKenna for Employees' Retirement Group and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 7/18/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 07/19/2007)
41	Jul. 19, 2007	39	ORDER granting 35 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Shelbi L. Barnhouse for Nicholas J. Benson and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 7/18/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 07/19/2007)
42	Jul. 19, 2007	40	ORDER granting 36 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Bruce W. Collins for Nicholas J. Benson and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 7/18/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 07/19/2007)
43	Aug. 01, 2007	41	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel J. Stephen Peek submitted by attorney Erin Danielle Eckols, (Filing fee \$ 175 receipt number 631316) by Defendants David Gubbay, Robert A. Krawczyk, Olof S. Nelson, Sunterra Corporation. (Peek, J.) (Entered: 08/01/2007)
44	Aug. 01, 2007	42	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel J. Stephen Peek submitted by attorney Vance L. Beagles, (Filing fee \$ 175 receipt number 631344) by Defendants David Gubbay, Robert A. Krawczyk, Olof S. Nelson, James H. Dickerson, Jr., Charles F. Willes, Joseph Jacobs, Frederick Simon, Bradford Whitmore, J. Taylor Crandall, James A. Weissenborn, Sunterra Corporation. (Peek, J.) (Entered: 08/01/2007)
45	Aug. 01, 2007	43	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel J. Stephen Peek submitted by attorney Yolanda Cornejo Garcia, (Filing fee \$ 175 receipt number 631360) by Defendants David Gubbay, Robert A. Krawczyk, Olof S. Nelson, James H. Dickerson, Jr., Charles F. Willes, Joseph Jacobs, Frederick Simon, Bradford Whitmore, J. Taylor Crandall, James A. Weissenborn, Sunterra Corporation. (Peek, J.) (Entered: 08/01/2007)
46	Aug. 01, 2007	44	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel J. Stephen Peek submitted by attorney Miranda S. Schiller, (Filing fee \$ 175 receipt number 631370) by Defendants David Gubbay, Robert A. Krawczyk, Olof S. Nelson, James H. Dickerson, Jr., Charles F. Willes, Joseph Jacobs, Frederick Simon, Bradford Whitmore, J. Taylor Crandall, James A. Weissenborn, Sunterra Corporation. (Peek, J.) (Entered: 08/01/2007)
47	Aug. 03, 2007	45	ORDER granting 41 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Erin Danielle Eckols for David Gubbay and Robert A. Krawczyk and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 8/2/07. (Copies have been distributed pursuant to the NEF - ASB) (Entered: 08/06/2007)
48	Aug. 03, 2007	46	ORDER granting 42 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Vance L. Beagles for David Gubbay, Olof S. Nelson, Sunterra Corporation and Robert A. Krawczyk and approving Designation

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			of Local Counsel. Signed by Judge Brian E. Sandoval on 8/2/07. (Copies have been distributed pursuant to the NEF - ASB) (Entered: 08/06/2007)
49	Aug. 03, 2007	47	ORDER granting 43 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Yolanda Cornejo Garcia for David Gubbay, Olof S. Nelson, Sunterra Corporation and Robert A. Krawczyk and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 8/2/07. (Copies have been distributed pursuant to the NEF - ASB) (Entered: 08/06/2007)
50	Aug. 03, 2007	48	ORDER granting 44 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Miranda S. Schiller for David Gubbay, Olof S. Nelson, Sunterra Corporation and Robert A. Krawczyk and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 8/2/07. (Copies have been distributed pursuant to the NEF - ASB) (Entered: 08/06/2007)
51	Aug. 21, 2007	49	AMENDED COMPLAINT CONSOLIDATED COMPLAINT FOR VIOLATIONS OF THE FEDERAL SECURITIES LAWS with Jury Demand against all defendants, filed by City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. Adds new parties. Proof of service due by 12/19/2007. (Attachments: # 1 Summons Diamond Resorts, LLC# 2 Summons DRS Acquisition Corp.# 3 Summons DRS Resort Holdings LLC)(Leahy, Arthur) (Entered: 08/21/2007)
52	Aug. 22, 2007	50	Summons Issued as to Diamond Resorts, LLC. (MAJ) (Entered: 08/22/2007)
53	Aug. 22, 2007	51	Summons Issued as to DRS Acquisition Corp. (MAJ) (Entered: 08/22/2007)
54	Aug. 22, 2007	52	Summons Issued as to DR Resort Holdings, LLC. (MAJ) (Entered: 08/22/2007)
55	Aug. 27, 2007	53	NOTICE of Appearance by attorney James J. Jackson on behalf of Defendant Steven E. West. (Jackson, James) (Entered: 08/27/2007)
56	Aug. 31, 2007	54	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney W. Neil Eggleston, (Filing fee \$ 175 receipt number 660040) by Defendant Steven E. West. (Jackson, James) (Entered: 08/31/2007)
57	Aug. 31, 2007	55	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Erin W. Sheehy, (Filing fee \$ 175 receipt number 660085) by Defendant Steven E. West. (Jackson, James) (Entered: 08/31/2007)
58	Aug. 31, 2007	56	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Scott N. Auby, (Filing fee \$ 175 receipt number 660105) by Defendant Steven E. West. (Jackson, James) (Entered: 08/31/2007)
59	Sep. 05, 2007	59	ORDER granting 54 Verified Petition for Permission to Practice Pro Hac Vice for Attorney W. Neil Eggleston for Steven E. West and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 9/4/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 09/07/2007)
60	Sep. 05, 2007	60	ORDER granting 55 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Erin W. Sheehy for Steven E. West and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on

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			9/4/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 09/07/2007)
61	Sep. 05, 2007	61	ORDER granting 56 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Scott N. Auby for Steven E. West and approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 9/4/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 09/07/2007)
62	Sep. 06, 2007		NOTICE of Docket Correction to 58 Notice (Other), 57 Notice (Other); ERROR: Wrong event selected; CORRECTION: Attorney Mark Albright advised to file PDF as "Motion for Substitution of Attorney".(no image attached)(MAJ) (Entered: 09/14/2007)
63	Sep. 12, 2007	62	NOTICE by Plaintiff Patricia Sickles of Firm Name Change (Leahy, Arthur) (Entered: 09/12/2007)
64	Sep. 17, 2007	63	MOTION to Substitute Attorney by Plaintiff City of Livonia Employees' Retirement System. (Albright, Mark) (Entered: 09/17/2007)
65	Sep. 17, 2007	64	MOTION to Substitute Attorney by Plaintiff City of Pontiac General Employees' Retirement System. (Albright, Mark) (Entered: 09/17/2007)
66	Sep. 18, 2007	65	SUGGESTION OF DEATH Upon the Record as to Plaintiff Patricia Sickles by Plaintiff Patricia Sickles. (Leahy, Arthur) (Entered: 09/18/2007)
67	Sep. 20, 2007	66	SUMMONS Returned Executed by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System, Defendant DR Resort Holdings, LLC. DR Resort Holdings, LLC served on 9/11/2007, answer due 10/1/2007. (Leahy, Arthur) (Entered: 09/20/2007)
68	Sep. 20, 2007	67	SUMMONS Returned Executed by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System, Defendant Diamond Resorts, LLC. Diamond Resorts, LLC served on 9/11/2007, answer due 10/1/2007. (Leahy, Arthur) (Entered: 09/20/2007)
69	Oct. 02, 2007	69	STIPULATION and Order Regarding Time to Answer or Otherwise Respond to Plaintiffs' Consolidated Complaint and Page Limits filed by Defendant Sunterra Corporation Stipulation (Jones, Justin) (MAJ) (Entered: 10/04/2007)
70	Oct. 02, 2007		NOTICE of Docket Correction to 68 Proposed Order Submission; ERROR: Wrong event selected; CORRECTION: PDF re-filed as 69 Stipulation. (no image attached)(MAJ) (Entered: 10/04/2007)
71	Oct. 10, 2007	70	ORDER granting 63 Motion to Substitute Attorney. Signed by Judge Robert J. Johnston on 10/10/2007. (Copies have been distributed pursuant to the NEF - MXS) (Entered: 10/10/2007)
72	Oct. 10, 2007	71	ORDER granting 64 Motion to Substitute Attorney. Signed by Judge Robert J. Johnston on 10/10/2007. (Copies have been distributed pursuant to the NEF - MXS) (Entered: 10/10/2007)
73	Oct. 10, 2007	72	ORDER GRANTING 69 Stipulation Regarding Time to Answer or Otherwise Respond to Plaintiffs' Consolidated Complaint and Page Limits. Signed by Judge Robert J. Johnston on 10/10/2007. (Copies have been distributed pursuant to the NEF - MXS) (Entered: 10/10/2007)
74	Oct. 11, 2007	73	WAIVER OF SERVICE Returned Executed by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees'

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			Retirement System, Defendant DRS Acquisition Corp.. DRS Acquisition Corp. waiver sent on 10/4/2007, answer due 12/3/2007. (Leahy, Arthur) (Entered: 10/11/2007)
<u>75</u>	Oct. 11, 2007	74	ORDER ON STIPULATION granting 69 Stipulation for time to respond/answer complaint. Signed by Judge Brian E. Sandoval on 10/9/07. (Copies have been distributed pursuant to the NEF - AXM) (Entered: 10/11/2007)
<u>76</u>	Nov. 01, 2007	75	VERIFIED PETITION for Permission to Practice Pro Hac Vice and DESIGNATION of Local Counsel submitted by attorney Matthew I Alpert, (Filing fee \$ 175 receipt number 713633) by Movant Employees' Retirement Group. (Albright, Mark) (Entered: 11/01/2007)
<u>77</u>	Nov. 01, 2007	76	NOTICE of Voluntary Dismissal by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. AS TO DEFENDANTS DRS ACQUISITION CORP., DR RESORT HOLDINGS, LLC AND DIAMOND RESORTS, LLC WITHOUT PREJUDICE (Leahy, Arthur) (Entered: 11/01/2007)
<u>78</u>	Nov. 02, 2007	77	MOTION to Dismiss by Defendant Sunterra Corporation. Responses due by 11/20/2007. (Jones, Justin) (Entered: 11/02/2007)
<u>79</u>	Nov. 02, 2007	78	APPENDIX in Support of Defendant Sunterra Corporation's Motion to Dismiss (Part 1 of 4) to 77 MOTION to Dismiss ; filed by Defendant Sunterra Corporation. (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3-1# 4 Exhibit 3-2# 5 Exhibit 3-3# 6 Exhibit 3-4# 7 Exhibit 4-5# 8 Exhibit 6-7# 9 Exhibit 8-9)(Jones, Justin) (Entered: 11/02/2007)
<u>80</u>	Nov. 02, 2007	79	CERTIFICATE of Interested Parties by Defendant Sunterra Corporation. There are no known interested parties other than those participating in the case Defendant Sunterra Corporation's Rule 7.1 Disclosure Statement. (Jones, Justin) (Entered: 11/02/2007)
<u>81</u>	Nov. 02, 2007	80	APPENDIX in Support of Defendant Sunterra Corporation's Motion to Dismiss (Part 2 of 4) to 77 MOTION to Dismiss ; filed by Defendant Sunterra Corporation. (Attachments: # 1 Exhibit 10-1# 2 Exhibit 10-2# 3 Exhibit 10-3# 4 Exhibit 11-13)(Jones, Justin) (Entered: 11/02/2007)
<u>82</u>	Nov. 02, 2007	81	APPENDIX in Support of Defendant Sunterra Corporation's Motion to Dismiss (Part of 3 of 4) to 77 MOTION to Dismiss ; filed by Defendant Sunterra Corporation. (Attachments: # 1 Exhibit 14-1# 2 Exhibit 14-2# 3 Exhibit 14-3# 4 Exhibit 14-4# 5 Exhibit 14-5# 6 Exhibit 15# 7 Exhibit 16# 8 Exhibit 17# 9 Exhibit 18# 10 Exhibit 19-22# 11 Exhibit 23)(Jones, Justin) (Entered: 11/02/2007)
<u>83</u>	Nov. 02, 2007	82	APPENDIX in Support of Defendant Sunterra Corporation's Motion to Dismiss (Part 4 of 4) to 77 MOTION to Dismiss ; filed by Defendant Sunterra Corporation. (Attachments: # 1 Exhibit 24-25# 2 Exhibit 26-27# 3 Exhibit 28-29# 4 Exhibit 30-31# 5 Exhibit 32-33# 6 Exhibit 34-35# 7 Exhibit 36-37# 8 Exhibit 38-39# 9 Exhibit 40)(Jones, Justin) (Entered: 11/02/2007)
<u>84</u>	Nov. 06, 2007	83	ORDER Granting 75 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Matthew I. Alpert for City of Livonia Employees' Retirement System and City of Pontiac General Employees' Retirement System and Approving Designation of Local Counsel. Signed by Judge Brian E. Sandoval on 11/06/07. (Copies have been distributed pursuant to the NEF - SRK) (Entered: 11/08/2007)

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<u>85</u>	Nov. 09, 2007	84	MOTION to Dismiss by Defendant Nicholas J. Benson. Responses due by 11/27/2007. (Kemp, Will) (Entered: 11/09/2007)
<u>86</u>	Nov. 09, 2007	85	APPENDIX to 84 MOTION to Dismiss ; filed by Defendant Nicholas J. Benson. (Kemp, Will) (Entered: 11/09/2007)
<u>87</u>	Nov. 09, 2007	86	CERTIFICATE of Interested Parties by Defendant Nicholas J. Benson. There are no known interested parties other than those participating in the case. (Kemp, Will) (Entered: 11/09/2007)
<u>88</u>	Nov. 09, 2007	87	First MOTION to Dismiss filed by Defendant Steven E. West. Responses due by 11/27/2007. (Jackson, James) (Entered: 11/09/2007)
<u>89</u>	Nov. 09, 2007	88	First DECLARATION of Erin W. Sheehy re 87 First MOTION to Dismiss filed ; filed by Defendant Steven E. West. (Attachments: # 1 # 2 # 3 # 4 # 5 # 6 # 7 # 8 # 9 # 10 # 11 # 12)(Jackson, James) (Entered: 11/09/2007)
<u>90</u>	Dec. 20, 2007	89	STIPULATION (Second) and [Proposed] Order Regarding Time to Answer or Otherwise Respond to Plaintiffs' Consolidated Complaint and Page Limits by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. (Leahy, Arthur) (Entered: 12/20/2007)
<u>91</u>	Dec. 28, 2007	90	ORDER granting 89 Stipulation Regarding Time to Answer or Otherwise Respond to Plaintiffs' Consolidated Complaint and Page Limits. See Order for specific details. Signed by Judge Robert J. Johnston on 12/28/2007. (Copies have been distributed pursuant to the NEF - MXS) (Entered: 12/28/2007)
<u>92</u>	Feb. 27, 2008	91	STIPULATION Third Stipulation and [Proposed] Order Regarding Time to Answer or Otherwise Respond to Plaintiffs' Consolidated Complaint and Page Limits by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. (Leahy, Arthur) (Entered: 02/27/2008)
<u>93</u>	Feb. 28, 2008	92	ORDER ON STIPULATION granting 91 Stipulation to Continue Deadlines re: 77 MOTION to Dismiss, 84 MOTION to Dismiss, and 87 MOTION to Dismiss. (Response to all motions due by 4/15/2008. Replies to 77 due by 5/23/2008, Replies to 84 and 87 due by 5/30/2008.) Signed by Judge Brian E. Sandoval on 2/28/08. (Copies have been distributed pursuant to the NEF - ASB) (Entered: 02/29/2008)
<u>94</u>	Apr. 15, 2008	93	RESPONSE to 77 MOTION to Dismiss, 84 MOTION to Dismiss, 87 First MOTION to Dismiss filed, filed by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. Plaintiffs' Memorandum of Points and Authorities in Opposition to Defendants Sunterra, Benson and West's Motions to Dismiss Replies due by 4/29/2008. (Leahy, Arthur) (Entered: 04/15/2008)
<u>95</u>	Apr. 15, 2008	94	First MOTION to Strike by Lead Plaintiffs Or, In The Alternative, To Convert Defendants Motions To Dismiss Into Motions For Summary Judgment by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. Responses due by 5/3/2008. (Attachments: # 1 Proposed Order)(Leahy, Arthur) (Entered: 04/15/2008)
<u>96</u>	Apr. 15, 2008	95	MEMORANDUM by Lead Plaintiffs in support of 94 Motion to Strike or, In the Alternative, to Convert Defendants Motions to Dismiss into Motions for Summary Judgment by Plaintiffs City of Livonia Employees'

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			Retirement System, City of Pontiac General Employees' Retirement System. (Leahy, Arthur) Modified docket text/type on 4/17/2008 (MAJ). (Entered: 04/15/2008)
<u>97</u>	Apr. 24, 2008	96	NOTICE by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System re 93 Response to Motion,. Plaintiffs' Notice of Recent Authority (Attachments: # 1 Exhibit A)(Leahy, Arthur) (Entered: 04/24/2008)
<u>98</u>	Apr. 30, 2008	97	STIPULATION and Order Regarding Defendants' Time to Respond to Lead Plaintiffs' Motion to Strike by Plaintiffs Patricia Sickles, Peter Kaltman, City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System, Richard Gonon, Daniel Cash, Defendants David Gubbay, David R. Harris, Robert A. Krawczyk, Olof S. Nelson, Steven E. West, Diamond Resorts, LLC, DRS Acquisition Corp., DR Resort Holdings, LLC, Sunterra Corporation, Nicholas J. Benson. (Jones, Justin) (Entered: 04/30/2008)
<u>99</u>	May 01, 2008	98	ORDER ON STIPULATION granting 97 Stipulation to Extend Response Deadlines re: 94 First MOTION to Strike. Sunterra Corporation Responses due by 5/23/2008. Nicholas Benson and Stephen West Responses due by 5/30/2008. Replies due by 6/15/2008. Signed by Judge Brian E. Sandoval on 5/1/08. (Copies have been distributed pursuant to the NEF - ASB) (Entered: 05/01/2008)
<u>100</u>	May 09, 2008	99	(1st Notice) PURSUANT TO SPECIAL ORDER 109: that Patricia I. Avery, Shaye J Fuchs and Michael Schwartz are in violation of Special Order 109. Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006. You are required to register for the Courts Case Management and Electronic Case Filing (CM/ECF) program and the electronic service of pleadings. Please visit the Courts website www.nvd.uscourts.gov , then select CM/ECF Info, to register the Attorney(s). (no image attached) (RFJ) (Entered: 05/09/2008)
<u>101</u>	May 09, 2008	100	(1st Notice) PURSUANT TO SPECIAL ORDER 109: that Richard A Speirs and Jeffrey C Zwierling are in violation of Special Order 109. Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006. You are required to register for the Courts Case Management and Electronic Case Filing (CM/ECF) program and the electronic service of pleadings. Please visit the Courts website www.nvd.uscourts.gov , then select CM/ECF Info, to register the Attorney(s). (no image attached) (RFJ) (Entered: 05/09/2008)
<u>102</u>	May 22, 2008	101	STIPULATION and Order Regarding Page Limits for Defendant Sunterra's Reply in Support of its Motion to Dismiss by Defendant Sunterra Corporation. (Garcia, Yolanda) (Entered: 05/22/2008)
<u>103</u>	May 23, 2008	102	ORDER GRANTING 101 Stipulation to Exceed Page Limitation in Reply to Motion to Dismiss 87 . Signed by Judge Brian E. Sandoval on 5/22/08. (Copies have been distributed pursuant to the NEF - ES) (Entered: 05/23/2008)
<u>104</u>	May 23, 2008	103	REPLY to Response to 77 MOTION to Dismiss ; filed by Defendant Sunterra Corporation. (Attachments: # 1 App. 562-605, # 2 App. 606-629)(Garcia, Yolanda) (Entered: 05/23/2008)
<u>105</u>	May 23, 2008	104	RESPONSE to 94 First MOTION to Strike by Lead Plaintiffs Or, In The Alternative, To Convert Defendants Motions To Dismiss Into Motions

Req #	Filed	#	Docket Text
			For Summary Judgment, filed by Defendant Sunterra Corporation. Replies due by 6/6/2008. (Attachments: # 1 Exhibit A)(Garcia, Yolanda) (Entered: 05/23/2008)
106	May 30, 2008	105	REPLY to Response to 84 MOTION to Dismiss ; filed by Defendant Nicholas J. Benson. Defendant Nicholas J. Benson's Reply Memorandum of Points and Authorities in Support of His Motion to Dismiss (Kemp, Will) (Entered: 05/30/2008)
107	May 30, 2008	106	RESPONSE to 94 First MOTION to Strike by Lead Plaintiffs Or, In The Alternative, To Convert Defendants Motions To Dismiss Into Motions For Summary Judgment, filed by Defendant Nicholas J. Benson. Defendant Nicholas J. Benson's Memorandum of Points and Authorities in Opposition to Lead Plaintiffs' Motion to Strike or, In the Alternative, To Convert Defendants' Motions to Dismiss Into Motions for Summary Judgment Replies due by 6/13/2008. (Kemp, Will) (Entered: 05/30/2008)
108	May 30, 2008	107	RESPONSE to 94 First MOTION to Strike by Lead Plaintiffs Or, In The Alternative, To Convert Defendants Motions To Dismiss Into Motions For Summary Judgment, filed by Defendant Steven E. West. Replies due by 6/13/2008. (Jackson, James) (Entered: 05/30/2008)
109	May 30, 2008	108	REPLY to Response to 87 First MOTION to Dismiss filed ; filed by Defendant Steven E. West. (Jackson, James) (Entered: 05/30/2008)
110	May 30, 2008	109	DECLARATION of Erin W. Sheehy re 87 First MOTION to Dismiss filed ; filed by Defendant Steven E. West. in Support of his Reply (Attachments: # 1 Exhibit A)(Jackson, James) (Entered: 05/30/2008)
111	Jun. 06, 2008	110	NOTICE by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System re 93 Response to Motion,. Plaintiffs' Notice of Recent Authority (Attachments: # 1 Exhibit A)(Alpert, Matthew) (Entered: 06/06/2008)
112	Jun. 13, 2008	111	REPLY to Response to 94 First MOTION to Strike by Lead Plaintiffs Or, In The Alternative, To Convert Defendants Motions To Dismiss Into Motions For Summary Judgment ; filed by Plaintiffs City of Livonia Employees' Retirement System, City of Pontiac General Employees' Retirement System. (Attachments: # 1 Proposed Order Revised [Proposed] Order)(Leahy, Arthur) (Entered: 06/13/2008)
113	Jul. 15, 2008	112	MINUTE ORDER IN CHAMBERS of the Honorable Judge Brian E. Sandoval, on 7/15/2008. By Deputy Clerk: Rosemary Damron. IT IS ORDERED that the following motions are set for oral argument on Thursday, September 18, 2008 at 9:00 a.m. in Reno before Judge Brian E. Sandoval: 77 MOTION to Dismiss, filed on 11/02/07; 84 MOTION to Dismiss, filed on 11/09/07; 87 MOTION to Dismiss, filed on 11/09/07; and 94 First MOTION to Strike by Lead Plaintiffs Or, In The Alternative, To Convert Defendants Motions To Dismiss Into Motions For Summary Judgment, filed on 04/15/08. The hearing on the above motions that is scheduled for Thursday, 09/18/08 at 9:00 a.m., shall be in Reno Courtroom #6 before Judge Brian E. Sandoval. (no image attached) (Copies have been distributed pursuant to the NEF - RD) (Entered: 07/15/2008)

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