

**United States District Court
Eastern District of Pennsylvania (Philadelphia)
CIVIL DOCKET FOR CASE #: 2:07-cv-01513-CDJ**

LOWREY v. TOLL BROTHERS, INC. et al
Assigned to: HONORABLE C. DARNELL JONES, II
all others Case: [2:09-cv-00937-CDJ](#)
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 04/17/2007
Jury Demand: Both
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

DESMOND LOWREY
*ON BEHALF OF HIMSELF AND ALL
OTHER SIMILARLY SITUATED
TERMINATED: 08/14/2007*

represented by **LAURA ANDRACCHIO**
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Plaintiff

**THE CITY OF HIALEAH
EMPLOYEES' RETIREMENT
SYSTEM**

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Plaintiff

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*On Behalf of Themselves and All Others
Similarly Situated*

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Date Filed	#	Docket Text
04/17/2007	<u>1</u>	COMPLAINT against all defendants (Filing fee \$ 350 receipt number 938617.), filed by DESMOND LOWREY.(tj,) Additional attachment(s) added on 4/20/2007 (jpd,). (Entered: 04/17/2007)
04/17/2007		Summons Issued; 3 Mailed to counsel 4/17/07 as to TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL. (tj,) (Entered: 04/17/2007)
04/17/2007		DEMAND for Trial by Jury by DESMOND LOWREY. (tj,) (Entered: 04/17/2007)
04/27/2007	<u>2</u>	NOTICE OF APPEARANCE OF SCOTT THOMPSON by TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL, CERTIFICATE OF SERVICE, (THOMPSON, SCOTT) Modified on 5/1/2007 (afm,). (Entered: 04/27/2007)
04/30/2007	<u>3</u>	SUMMONS Returned Executed by DESMOND LOWREY re: Tom Fredericks served Summons and Complaint upon BRUCE E. TOLL by in person. BRUCE E. TOLL served on 4/24/2007, answer due 5/14/2007. (SAVETT, SHERRIE) (Entered: 04/30/2007)
04/30/2007	<u>4</u>	SUMMONS Returned Executed by DESMOND LOWREY re: Tom Fredericks served Summons and Complaint upon ROBERT I. TOLL by in person. ROBERT I. TOLL served on 4/24/2007, answer due 5/14/2007. (SAVETT, SHERRIE) (Entered: 04/30/2007)
04/30/2007	<u>5</u>	SUMMONS Returned Executed by DESMOND LOWREY re: Tom Fredericks served Summons and Complaint upon TOLL BROTHERS, INC. by in person. TOLL BROTHERS, INC. served on 4/24/2007, answer due 5/14/2007. (SAVETT, SHERRIE) (Entered: 04/30/2007)
05/02/2007	<u>6</u>	NOTICE of Appearance by STEVEN B. FEIRSON on behalf of TOLL BROTHERS,

		INC., BRUCE E. TOLL, ROBERT I. TOLL with Certificate of Service(FEIRSON, STEVEN) (Entered: 05/02/2007)
05/02/2007	7	NOTICE of Appearance by ROBERT C. HEIM on behalf of TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL with Certificate of Service(HEIM, ROBERT) (Entered: 05/02/2007)
05/02/2007	8	NOTICE of Appearance by MICHAEL L. KICHLINE on behalf of TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL with Certificate of Service(KICHLINE, MICHAEL) (Entered: 05/02/2007)
05/03/2007	9	ORDER THAT THIS CASE IS REASSIGNED FROM THE CALENDAR OF THE HONORABLE NORMA L. SHAPIRO TO THE CALENDAR OF THE HONORABLE JAMES T. GILES. (SIGNED BY JUDGE MICHAEL E. KUNZ ON 5/3/07.) 5/3/07 ENTERED AND COPIES E-MAILED.(gn,) (Entered: 05/03/2007)
05/11/2007	10	APPLICATION OF PLAINTIFF DESMOND LOWREY FOR WILLIAM S. LERACH, ESQUIRE TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b), CERTIFICATE OF SERVICE. (jpd) (Entered: 05/14/2007)
05/22/2007	11	ORDER THAT THE APPLICATION OF WILLIAM S. LERACH, ESQUIRE TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b) IS GRANTED. SIGNED BY JUDGE JAMES T. GILES ON 5/22/07. 5/22/07 ENTERED AND COPIES E-MAILED.(jpd) (Entered: 05/22/2007)
06/14/2007	12	APPLICATION for Admission Pro Hac Vice of LAURA M. ANDRACCHIO on behalf of DESMOND LOWREY. Certificate of Service. (stb,) (Entered: 06/15/2007)
06/18/2007	13	ORDER THAT THE APPLICATION FOR ADMISSION PRO HAC VICE OF LAURA M. ANDRACCHIO ON BEHALF OF DESMOND LOWREY IS GRANTED. SIGNED BY JUDGE JAMES T. GILES ON 6/18/07. 6/18/07 ENTERED AND COPIES MAILED, E-MAILED.(stb,) (Entered: 06/18/2007)
06/18/2007	14	MOTION to Appoint Counsel <i>and for Appointment as Lead Plaintiff by the City of Hialeah Employees' Retirement System and the Laborers Pension Trust Fund for Northern California</i> filed by DESMOND LOWREY. CERTIFICATE OF SERVICE. (Attachments: # 1 Text of Proposed Order)(SAVETT, SHERRIE) Modified on 6/20/2007 (afm,). (Entered: 06/18/2007)
06/18/2007	15	Memorandum of Law re 14 MOTION to Appoint Counsel <i>and for Appointment as Lead Plaintiff by the City of Hialeah Employees' Retirement System and the Laborers Pension Trust Fund for Northern California</i> filed by DESMOND LOWREY, CERTIFICATE OF SERVICE. (SAVETT, SHERRIE) Modified on 6/20/2007 (afm,). (Entered: 06/18/2007)
06/18/2007	16	DECLARATION OF SHERRIE R. SAVETT in Support re 14 MOTION to Appoint Counsel <i>and for Appointment as Lead Plaintiff by the City of Hialeah Employees' Retirement System and the Laborers Pension Trust Fund for Northern California</i> filed by DESMOND LOWREY. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E)(SAVETT, SHERRIE) Modified on 6/20/2007 (afm,). (Entered: 06/18/2007)
06/21/2007	17	APPLICATION OF PLAINTIFF DESMOND LOWREY FOR RAMZI ABADOU,

		ESQUIRE TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b), CERTIFICATE OF SERVICE. (jpd) (Entered: 06/21/2007)
06/25/2007	18	NOTICE OF UNOPPOSED MOTION by DESMOND LOWREY re 14 MOTION to Appoint Counsel and for Appointment as Lead Plaintiff by the City of Hialeah Employees' Retirement System and the Laborers Pension Trust Fund for Northern California Notice of Unopposed Motion (Attachments: # 1 Text of Proposed Order), CERTIFICATE OF SERVICE. (ANDRACCHIO, LAURA) Modified on 6/26/2007 (afm,). (Entered: 06/25/2007)
06/26/2007	19	Entry of Appearance for <i>Russell D. Paul</i> by DESMOND LOWREY. (SAVETT, SHERRIE) (Entered: 06/26/2007)
06/26/2007	20	Entry of Appearance for <i>Barbara Podell</i> by DESMOND LOWREY. (PODELL, BARBARA) (Entered: 06/26/2007)
06/26/2007	21	ORDER THAT THE APPLICATION OF RAMZI ABADOU, ESQUIRE TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b) IS GRANTED.SIGNED BY JUDGE JAMES T. GILES ON 6/26/07. 6/27/07 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 06/27/2007)
06/29/2007	22	ORDER THAT THE MOVANT'S MOTION FOR APPOINTMENT AS LEAD PLAINTIFF AND FOR APPROVAL OF LEAD PLAINTIFF'S SELECTION OF CO-LEAD COUNSEL IS GRANTED. MOVANT IS HEREBY APPOINTED LEAD PLAINTIFF IN THE ABOVE CAPTIONED ACTION. THE COURT APPROVES OF MOVANT'S SELECTION OF LERACH COUGHLIN AND BERGER & MONTAGUE AS CO-LEAD COUNSEL IN THE ABOVE CAPTIONED ACTION. SIGNED BY JUDGE JAMES T. GILES ON 6/29/07. 6/29/07 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 06/29/2007)
07/02/2007	23	Proposed Pretrial Order <i>Proposed Stipulated Scheduling Order</i> by DESMOND LOWREY. (SAVETT, SHERRIE) (Entered: 07/02/2007)
07/03/2007	24	STIPULATION AND ORDER THAT AMENDED PLEADINGS DUE BY 8/13/2007, MOTIONS DUE BY 9/27/2007. SIGNED BY JUDGE JAMES T. GILES ON 7/3/07. 7/3/07 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 07/03/2007)
07/03/2007	25	NOTICE of Appearance by LAURA ANDRACCHIO on behalf of DESMOND LOWREY with certificate of service(ANDRACCHIO, LAURA) (Entered: 07/03/2007)
07/05/2007	26	APPLICATION OF PLAINTIFF DESMOND LOWREY FOR SPENCER A. BURKHOLZ, ESQUIRE TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b), CERTIFICATE OF SERVICE. (jpd) (Entered: 07/05/2007)
07/06/2007	27	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by TOLL BROTHERS, INC..(THOMPSON, SCOTT) (Entered: 07/06/2007)
07/11/2007	28	ORDER THAT THE APPLICATION FOR PRO HAC VICE ADMISSION OF SPENCER A. BURKHOLZ, ESQUIRE IS GRANTED. SIGNED BY JUDGE JAMES T. GILES ON 7/11/07. 7/11/07 ENTERED AND COPIES MAILED AND E-

		MAILED.(le,) (Entered: 07/11/2007)
08/13/2007	29	AMENDED DOCUMENT by DESMOND LOWREY. Amendment to 1 Complaint <i>AMENDED COMPLAINT</i> . (ANDRACCHIO, LAURA) (FILED IN ERROR BY ATTORNEY; ATTORNEY WILL RE-FILE IN HARD COPY) Modified on 8/14/2007 (nd). (Entered: 08/13/2007)
08/14/2007	30	AMENDED COMPLAINT AGAINST ZVI BARZILAY, ROBERT BLANK, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, CARL MARBACH, JOSEPH SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL, FILED BY THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA, CERTIFICATE OF SERVICE. (jpd) (Entered: 08/14/2007)
08/14/2007		10 Original Summons Issued as to ZVI BARZILAY, ROBERT BLANK, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, CARL MARBACH, JOSEPH SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL. Forwarded To: Counsel on 8/14/07 (jpd) (Entered: 08/14/2007)
09/14/2007	31	NOTICE by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA <i>Notice of Firm Name Change</i> (ANDRACCHIO, LAURA) (Entered: 09/14/2007)
10/01/2007	32	MOTION to Dismiss <i>the Amended Complaint</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL. MEMORANDUM Declaration, Certificate of Service. (Attachments: # 1 Second half of Memorandum of Law# 2 Declaration# 3 Exhibit #1-4# 4 Exhibit #5-7# 5 Exhibit #8-9# 6 Exhibit #10# 7 Exhibit #11# 8 Exhibit #12-18# 9 Exhibit #19-23# 10 Exhibit #24-26# 11 Exhibit #27-29# 12 Exhibit #30-35# 13 Exhibit #36.1# 14 Exhibit Ex.36.2# 15 Exhibit #36.3# 16 Exhibit #36.4# 17 Exhibit #37# 18 Exhibit #38)(NEWMAN, MICHAEL) Modified on 10/3/2007 (afm,). (Entered: 10/01/2007)
10/04/2007	33	STIPULATED SCHEDULING ORDER THAT DEFENDANTS MOTION TO DISMISS IS DUE BY 10/1/2007. PLAINTIFF'S OPPOSITION TO MOTION TO DISMISS SHALL BE FILED ON OR BEFORE 11/19/07. SIGNED BY JUDGE JAMES T. GILES ON 10/4/07. 10/4/07 ENTERED AND COPIES E-MAILED.(jpd) (Entered: 10/04/2007)
10/12/2007	34	NOTICE of Appearance by SPENCER A. BURKHOLZ on behalf of THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA, CERTIFICATE OF SERVICE. (BURKHOLZ, SPENCER) Modified on 10/15/2007 (afm,). (Entered: 10/12/2007)
10/12/2007	35	NOTICE of Appearance by SHANNON MARIE MCKENNA on behalf of THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA, CERTIFICATE OF SERVICE. (MCKENNA, SHANNON) Modified on 10/15/2007 (afm,). (Entered: 10/12/2007)
10/16/2007	36	APPLICATION for admission of MATTHEW ALPERT, ESQ. to appear pro hac vice, Statement, Certificate of Service, filed by PFFS THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS

		FOR NORTHERN CALIFORNIA. (kw,) (Entered: 10/17/2007)
10/19/2007	37	MOTION to Withdraw as Attorney <i>Motion to Withdraw William S. Lerach as Attorney of Record for Plaintiffs</i> filed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA, DESMOND LOWREY.. (Attachments: # 1 Text of Proposed Order)(ANDRACCHIO, LAURA) (Entered: 10/19/2007)
10/22/2007	38	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Services served Summons and Complaint upon TOLL BROTHERS, INC. by Served Personally. TOLL BROTHERS, INC. served on 8/27/2007, answer due 9/17/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	39	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Service served Summons and Complaint upon BRUCE E. TOLL by Served Personally. BRUCE E. TOLL served on 8/28/2007, answer due 9/17/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	40	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Service served Summons and Complaint upon ROBERT I. TOLL by Served Personally. ROBERT I. TOLL served on 8/28/2007, answer due 9/17/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	41	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Services served Summons and Complaint upon ZVI BARZILAY by Served Personally. ZVI BARZILAY served on 8/27/2007, answer due 9/17/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	42	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Services served Summons and Complaint upon JOEL H. RASSMAN by Served Personally. JOEL H. RASSMAN served on 8/28/2007, answer due 9/17/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	43	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Services served Summons and Complaint upon RICHARD BRAEMER by Served Personally. RICHARD BRAEMER served on 9/10/2007, answer due 10/1/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	44	WAIVER OF SERVICE Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM. PAUL E. SHAPIRO waiver sent on 9/27/2007, answer due 11/26/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	45	WAIVER OF SERVICE Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM. CARL B. MARBACH waiver sent on 9/27/2007, answer due 11/26/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
10/22/2007	46	SUMMONS Returned Executed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM re: Dennis Richman's Services served Summons and Complaint upon JOSEPH R. SICREE by Served Personally. JOSEPH R. SICREE served on 8/28/2007, answer due 9/17/2007. (PAUL, RUSSELL) (Entered: 10/22/2007)
11/16/2007	47	NOTICE of Appearance by SHERRIE SAVETT on behalf of THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM with Jury Demand and/or

		Certificate of Service (Attachments: # 1 Certificate of Service)(PODELL, BARBARA) Modified on 11/19/2007 (nd). (Entered: 11/16/2007)
11/16/2007	48	NOTICE of Appearance by BARBARA A. PODELL on behalf of THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM with Jury Demand and/or Certificate of Service (Attachments: # 1 Certificate of Service)(PODELL, BARBARA) (Entered: 11/16/2007)
11/16/2007	49	NOTICE of Appearance by RUSSELL D. PAUL on behalf of THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM with Jury Demand and/or Certificate of Service (Attachments: # 1 Certificate of Service)(PODELL, BARBARA) Modified on 11/19/2007 (nd). (Entered: 11/16/2007)
11/19/2007	50	RESPONSE in Opposition re 32 MOTION to Dismiss <i>the Amended Complaint Lead Plaintiffs' Opposition to Motion and Memorandum of Defendants to Dismiss the Amended Complaint</i> filed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA. (ANDRACCHIO, LAURA) (Entered: 11/19/2007)
11/19/2007	51	Declaration re 50 Response in Opposition to Motion, <i>Declaration of Laura M. Andracchio in Support of Lead Plaintiffs' Opposition to Motion and Memorandum of Defendants to Dismiss the Amended Complaint</i> by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA. (Attachments: # 1 Exhibit A (part 1)# 2 Exhibit A (part 2)# 3 Exhibit B# 4 Exhibit C# 5 Exhibit D# 6 Exhibit E# 7 Exhibit F# 8 Exhibit G)(ANDRACCHIO, LAURA) (Entered: 11/19/2007)
11/21/2007	52	RESPONSE in Opposition re 32 MOTION to Dismiss <i>the Amended Complaint Lead Plaintiffs' Corrected Opposition to Motion and Memorandum of Defendants to Dismiss the Amended Complaint</i> filed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA. (ANDRACCHIO, LAURA) (Entered: 11/21/2007)
12/04/2007	53	AMENDED STIPULATION AND ORDER THAT DEFENDANTS REPLY TO PLAINTIFFS' OPPOSITION BRIEF TO DEFENDANT'S MOTION TO DISMISS SHALL BE FILED ON OR BEFORE 12/17/2007.)SIGNED BY HONORABLE JAMES T. GILES ON 12/4/07. 12/4/07 ENTERED AND COPIES E-MAILED. (jpd) (Entered: 12/04/2007)
12/17/2007	54	NOTICE by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA re 37 MOTION to Withdraw as Attorney <i>Motion to Withdraw William S. Lerach as Attorney of Record for Plaintiffs Lead Plaintiffs' Notice of Withdrawal of Motion Regarding William S. Lerach</i> (ANDRACCHIO, LAURA) (Entered: 12/17/2007)
12/17/2007	55	REPLY to Response to Motion re 32 MOTION to Dismiss <i>the Amended Complaint</i> filed by ZVI BARZILAY, ROBERT BLANK, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, CARL MARBACH, JOSEPH SICREE, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL with Certificate of Service. (NEWMAN, MICHAEL) (Additional attachment(s) added on 12/18/2007: # 1 Signature page) (fh,). Modified on 12/19/2007 (le,). (Entered: 12/17/2007)

12/19/2007	56	ORDER THAT THE MOTION TO WITHDRAW WILLIAM S. LERACH AS ATTORNEY OF RECORD FOR PLAINTIFFS (DOC. NO.37) IS MARKED WITHDRAWN. SIGNED BY HONORABLE JAMES T. GILES ON 12/18/07. 12/19/07 ENTERED AND COPIES E-MAILED. (jpd) (Entered: 12/19/2007)
01/17/2008	57	ORDER THAT THE APPLICATION OF MATTHEW ALPERT, ESQUIRE, TO PRACTICE IN THIS COURT IS GRANTED. SIGNED BY HONORABLE JAMES T. GILES ON 1/16/08. 1/18/08 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 01/18/2008)
09/02/2008	58	MEMORANDUM AND ORDER THAT DEFENDANTS' MOTION TO DISMISS PLAINTIFFS' AMENDED COMPLAINT (DOC. NO. 32) IS DENIED FOR REASONS STATED IN A MEMORANDUM ISUED THIS SAME DATE. SIGNED BY HONORABLE JAMES T. GILES ON 9/2/08. (Attachments: # 1 Order) 9/2/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 09/02/2008)
09/09/2008	59	APPLICATION OF THE PLAINTIFFS THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA FOR RAJESH "RAY" MANDLEKAR, ESQUIRE TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b), STATEMENT, CERTIFICATE OF SERVICE. (FILING FEE PAID).(jpd) (Entered: 09/10/2008)
09/12/2008	60	ORDER THAT THE APPLICATION OF RAJESH "RAY" MANDLEKAR, ESQ. TO PRACTICE IN THIS COURT FOR PLFFS IS GRANTED. (SIGNED BY HONORABLE JAMES T. GILES ON 9/12/08.)9/15/08 ENTERED AND COPIES MAILED, E-MAILED.(gn,) (Entered: 09/15/2008)
09/19/2008	61	STIPULATION AND ORDER THAT DEFENDANTS ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL, SHALL FILE AN ANSWER TO THE AMENDED COMPLAINT BY 10/17/2008. SIGNED BY HONORABLE JAMES T. GILES ON 9/19/08. 9/22/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 09/22/2008)
09/23/2008	62	ORDER THAT THIS CASE IS REASSIGNED FROM THE CALENDAR OF THE HONORABLE JUDGE JAMES T. GILES TO THE CALENDAR OF THE HONORABLE JUDGE J. CURTIS JOYNER FOR ALL FURTHER PROCEEDINGS. SIGNED BY CLERK OF COURT MICHAEL E. KUNZ ON 9/23/08. 9/23/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 09/23/2008)
09/30/2008	63	NOTICE of Withdrawal of Appearance by SCOTT A. THOMPSON on behalf of all defendants(THOMPSON, SCOTT) (Entered: 09/30/2008)
10/21/2008	64	STIPULATION AND ORDER THAT ALL DEFENDANTS SHALL HAVE AN EXTENSION OF TIME FOR 10/17/08 UNTIL 10/22/2008 TO FILE AND SERVE THEIR ANSWERS TO THE AMENDED COMPLAINT. SIGNED BY HONORABLE J. CURTIS JOYNER ON 10/21/08. 10/22/08 ENTERED AND COPIES E-MAILED. (jpd) (Entered: 10/22/2008)
10/27/2008	65	STIPULATION AND ORDER THAT ALL DEFENDANTS SHALL HAVE AN EXTENSION OF TIME UNTIL 10/29/2008 TO FILE AND SERVE ANSWERS TO

		THE AMENDED COMPLAINT. SIGNED BY HONORABLE J. CURTIS JOYNER ON 10/24/08. 10/27/08 ENTERED AND COPIES E-MAILED. (jpd) (Entered: 10/27/2008)
10/27/2008	66	MOTION for Pro Hac Vice of <i>Michael P. Carroll</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.Certificate of Service.(NEWMAN, MICHAEL) (Entered: 10/27/2008)
10/27/2008	67	MOTION for Pro Hac Vice of <i>Jonathan D. Martin</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.Certificate of Service.(NEWMAN, MICHAEL) (Entered: 10/27/2008)
10/27/2008	68	MOTION for Pro Hac Vice of <i>Edmund Polubinski III</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.Certificate of Service.(NEWMAN, MICHAEL) (Entered: 10/27/2008)
10/29/2008	69	ANSWER to 30 Amended Complaint, by ZVI BARZILAY, JOEL H. RASSMAN, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.(OSWALD, ALYSON) (Entered: 10/29/2008)
10/29/2008	70	ANSWER to 30 Amended Complaint, by RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH.(LAMAINA, KIMBERLY) (Entered: 10/29/2008)
10/29/2008	71	MOTION for Judgment on the Pleadings <i>or, in the Alternative, for Reconsideration or Certification of Interlocutory Appeal Under 28 U.S.C. 1292(b)</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.Motion, Proposed Order, Certificate of Service. (Attachments: # 1 Memorandum of Law)(OSWALD, ALYSON) (Entered: 10/29/2008)
10/29/2008	72	MOTION for Discovery <i>MOTION TO STAY DISCOVERY</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.Motion to Stay Discovery, Certification of Counsel, Proposed Order, Certificate of Service. (Attachments: # 1 Memorandum of Law)(OSWALD, ALYSON) (Entered: 10/29/2008)
10/29/2008	73	EXHIBIT A and Exhibit B to Defendants' 71 Motion for Judgment on the Pleadings by ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL.. (Attachments: # 1 Exhibit B to Docket #71 Motion for Judgment on the Pleadings)(OSWALD, ALYSON) Modified on 10/30/2008 (fh) (Entered: 10/29/2008)
10/31/2008	76	ORDER THAT THE MOTION OF DEFENDANTS TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL, ZVI BARZILAY, JOEL H. RASSMAN, AND JOSEPH R. SICREE FOR PRO HAC VICE ADMISSION OF EDMUND POLUBINSKI III, ESQUIRE. (DOC. NO. 68) IS GRANTED. SIGNED BY

		HONORABLE J. CURTIS JOYNER ON 10/31/08. 11/3/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 11/03/2008)
10/31/2008		Filing fee: \$ 40.00, receipt number 400 952666 (jpd,) (Entered: 11/04/2008)
10/31/2008		Filing fee: \$ 40.00, receipt number 400 952667 (jpd,) (Entered: 11/04/2008)
10/31/2008		Filing fee: \$ 40.00, receipt number 400 952668 (jpd,) (Entered: 11/04/2008)
11/03/2008	74	ORDER THAT THE MOTION OF DEFENDANTS TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL, ZVI BARZILAY, JOEL H. RASSMAN, AND JOSEPH R. SICREE FOR PRO HAC VICE ADMISSION OF MICHAEL P. CARROLL, ESQUIRE (DOC. NO. 66) IS GRANTED. SIGNED BY HONORABLE J. CURTIS JOYNER ON 10/31/08. 11/3/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 11/03/2008)
11/03/2008	75	ORDER THAT THE MOTION OF DEFENDANTS TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL, ZVI BARZILAY, JOEL H. RASSMAN, AND JOSEPH R. SICREE FOR PRO HAC VICE ADMISSION OF JONATHAN D. MARTIN, ESQUIRE (DOC. NO. 67) IS GRANTED. SIGNED BY HONORABLE J. CURTIS JOYNER ON 10/31/08. 11/3/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 11/03/2008)
11/04/2008	77	MOTION for Pro Hac Vice admission of Robert E. Zimet filed by RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH.Certificate of Service.(CLARK, ANTHONY) (Entered: 11/04/2008)
11/04/2008	78	MOTION for Pro Hac Vice admission of Christopher P. Malloy filed by RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH.Certificate of Service.(CLARK, ANTHONY) (Entered: 11/04/2008)
11/04/2008	79	MOTION for Pro Hac Vice admission of William F. Clarke, Jr. filed by RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH.Certificate of Service.(CLARK, ANTHONY) (Entered: 11/04/2008)
11/04/2008	80	MOTION for Pro Hac Vice admission of Daniel M. Gonen filed by RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH.Certificate of Service.(CLARK, ANTHONY) (Entered: 11/04/2008)
11/06/2008		Filing fee: \$ 160.00, receipt number 400 952783 Pro Hac Vice Fees as to ROBERT E. ZIMET, CHRISTOPHER P. MALLOY, WILLIAM F. CLARKE, JR., and DANIEL M. GONEN. (lisad,) Modified on 11/7/2008 (md). (Entered: 11/06/2008)
11/12/2008	81	STIPULATION <i>Stipulation And [Proposed] Scheduling Order On Defendants' Motion For Judgment On The Pleadings Or, In The Alternative, For Reconsideration Or Certification Of Interlocutory Appeal Under 28 U.S.C. §1292(b), And Motion To Stay Discovery</i> by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA. (MANDLEKAR, RAJESH) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 11/13/2008 (nd,). (Entered: 11/12/2008)
11/13/2008	82	ORDER THAT THIS CASE IS REASSIGNED FROM HONORABLE J. CURTIS JOYNER TO HONORABLE C. DARNELL JONES, II FOR ALL FURTHER

		PROCEEDINGS. SIGNED BY MICHAEL E. KUNZ ON 11/13/08. 11/13/08 ENTERED AND COPIES MAILED, E-MAILED.(lisad,) (Entered: 11/13/2008)
11/14/2008	83	STIPULATION AND ORDER ON DEFENDANTS' MOTION FOR JUDGMENT ON THE PLEADINGS OR, IN THE ALTERNATIVE, FOR RECONSDIERATION OR CERTIFICATION OF INTERLOCUTORY APPEAL UNDER 28 USC 1292 (b), AND MOTION TO STAY DISCOVERY THAT PLAINTIFF SHALL HAVE AN EXTENSION OF TIME UNTIL11/26/2008 TO FILE AND SERVE OPPOSITIONS TO THE MOTIONS AND THAT DEFENDANTS SHALL HAVE UNTIL 12/10/08 TO FILE AND SERVE REPLY BRIEFS IN SUPPORT OF THE MOTIONS. SIGNED BY HONORABLE J. CURTIS JOYNER ON 11/13/08. 11/17/08 ENTERED AND COPIES MAILED, E-MAILED.(lisad,) (Entered: 11/17/2008)
11/14/2008	84	ORDER THAT THE MOTION FOR ADMISSION OF ROBERT E. ZIMET FOR PRO HAC VICE IS GRANTED. SIGNED BY HONORABLE J. CURTIS JOYNER ON 11/13/08.11/17/08 ENTERED AND COPIES MAILED, E-MAILED.(lisad,) (Entered: 11/17/2008)
11/14/2008	85	ORDER THAT THE MOTION FOR ADMISSION OF CHRISTOPHER P. MALLOY FOR PRO HAC VICE IS GRANTED. SIGNED BY HONORABLE J. CURTIS JOYNER ON 11/13/08.11/17/08 ENTERED AND COPIES MAILED, E-MAILED.(lisad,) (Entered: 11/17/2008)
11/14/2008	86	ORDER THAT THE MOTION FOR ADMISSION OF WILLIAM F. CLARKE, JR. FOR PRO HAC VICE IS GRANTED. SIGNED BY HONORABLE J. CURTIS JOYNER ON 11/13/08.11/17/08 ENTERED AND COPIES MAILED, E-MAILED.(lisad,) (Entered: 11/17/2008)
11/14/2008	87	ORDER THAT THE MOTION FOR ADMISSION OF DANIEL M. GONEN FOR PRO HAC VICE IS GRANTED. SIGNED BY HONORABLE J. CURTIS JOYNER ON 11/13/08.11/17/08 ENTERED AND COPIES MAILED, E-MAILED.(lisad,) (Entered: 11/17/2008)
11/26/2008	88	RESPONSE in Opposition re 71 MOTION for Judgment on the Pleadings <i>or, in the Alternative, for Reconsideration or Certification of Interlocutory Appeal Under 28 U.S.C. 1292(b)</i> MOTION for Judgment on the Pleadings <i>or, in the Alternative, for Reconsideration or Certification of Interlocutory Appeal Under 28 U.S.C. 1292(b)</i> filed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA. (Attachments: # 1 Exhibit A part 1, # 2 Exhibit A part 2, # 3 Exhibit B, # 4 Exhibit C)(SAVETT, SHERRIE) (Entered: 11/26/2008)
11/26/2008	89	RESPONSE in Opposition re 72 MOTION for Discovery <i>MOTION TO STAY DISCOVERY</i> filed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA, Certificate of Service. (Attachments: # 1 Text of Proposed Order)(MANDLEKAR, RAJESH) Modified on 11/28/2008 (fh,). (Entered: 11/26/2008)
11/26/2008	90	Declaration re 89 Response in Opposition to Motion, <i>Declaration of Ray A. Mandlekar In Support of Lead Plaintiffs' Opposition to Defendants' Motion to Stay Discovery</i> by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM, LABORERS PENSION TRUST FUNDS FOR NORTHERN CALIFORNIA, Certificate of Service.

		(MANDLEKAR, RAJESH) Modified on 11/28/2008 (fh,). (Entered: 11/26/2008)
12/01/2008	91	Proposed Order <i>Denying Defendants' Motion for Judgment on the Pleadings, Or in the Alternative, For Reconsideration or Certification of Interlocutory Appeal Under 28 U.S.C. §1292(b)</i> filed by THE CITY OF HIALEAH EMPLOYEES' RETIREMENT SYSTEM..(SAVETT, SHERRIE) Modified on 12/2/2008 (nd,). (Entered: 12/01/2008)
12/10/2008	92	REPLY to Response to Motion re 71 MOTION for Judgment on the Pleadings <i>or, in the Alternative, for Reconsideration or Certification of Interlocutory Appeal Under 28 U.S.C. 1292(b)</i> MOTION for Judgment on the Pleadings <i>or, in the Alternative, for Reconsideration or Certification of Interlocutory Appeal Under 28 U.S.C. 1292(b)</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL. (Attachments: # 1 Certificate of Service)(NEWMAN, MICHAEL) (Entered: 12/10/2008)
12/10/2008	93	REPLY to Response to Motion re 72 MOTION for Discovery <i>MOTION TO STAY DISCOVERY</i> filed by ZVI BARZILAY, JOEL H. RASSMAN, RICHARD BRAEMER, PAUL E. SHAPIRO, ROBERT S. BLANK, CARL B. MARBACH, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL. (Attachments: # 1 Certificate of Service)(NEWMAN, MICHAEL) (Entered: 12/10/2008)
02/26/2009	94	ORDER THAT DEFTS' MOTION TO STAY DISCOVERY PENDING THIS COURT'S DECISION ON DEFTS' MOTION FOR JUDGMENT ON THE PLEADINGS IS GRANTED. (SIGNED BY HONORABLE C. DARNELL JONES, II ON 2/25/09.) 2/27/09 ENTERED AND COPIES MAILED, E-MAILED.(gn,) (Entered: 02/27/2009)
06/23/2009	95	NOTICE by ZVI BARZILAY, JOEL H. RASSMAN, JOSEPH R. SICREE, TOLL BROTHERS, INC., BRUCE E. TOLL, ROBERT I. TOLL <i>of Firm Registration as an LLP and Name Change</i> (POLUBINSKI, EDMUND) (Entered: 06/23/2009)

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