

**United States District Court
Central District Of California (Western Division - Los Angeles)
CIVIL DOCKET FOR CASE #: 2:07-cv-05756-FMC-FFM**

New York State Teachers' Retirement Systems v. Fremont
General Corporation et al
Assigned to: Judge Florence-Marie Cooper
Referred to: Magistrate Judge Frederick F. Mumm
Related Case: [2:07-cv-02693-FMC-FFM](#)
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 09/04/2007
Jury Demand: Plaintiff
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

Mohammed Al-Beitawi
Individually and On Behalf of All Others
Similarly Situated
TERMINATED: 03/05/2008

represented by **Daniel S Sommers**
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Plaintiff

**New York State Teachers' Retirement
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Movant

Dr. Laurence Weiss

TERMINATED: 03/05/2008

Movant

Judith Weiss

TERMINATED: 03/05/2008

V.

Defendant

Fremont General Corporation

represented by **Jason D Russell**

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Defendant

Louis J Rampino

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ATTORNEY TO BE NOTICED

Defendant

Patrick E Lamb

represented by **Jason D Russell**
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Defendant

Wayne R Bailey

represented by **Jason D Russell**
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Defendant

Kyle R Walker

represented by **Jason D Russell**
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Defendant

Raymond G Meyers

represented by **Jason D Russell**
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Defendant

Ronald J Nicolas, Jr.

Defendant

James A McIntyre

Date Filed	#	Docket Text
09/04/2007	1	COMPLAINT against Defendants Louis J Rampino, Patrick E Lamb, Wayne R Bailey, Kyle R Walker, Raymond G Meyers, Fremont General Corporation. (Filing fee \$ 350 PAID.) Jury Demanded., filed by Plaintiff Mohammed Al-Beitawi. (et) (Entered: 09/11/2007)
09/04/2007		20 DAY Summons Issued re Complaint - (Discovery) [1] as to Louis J Rampino, Patrick E Lamb, Wayne R Bailey, Kyle R Walker, Raymond G Meyers, Fremont General Corporation. (et) (Entered: 09/11/2007)
09/04/2007	2	NOTICE of Interested Parties filed by Plaintiff Mohammed Al-Beitawi. (et) (Entered: 09/11/2007)
09/04/2007	3	NOTICE TO PARTIES OF ADR PILOT PROGRAM filed. (et) (Entered: 09/11/2007)
09/04/2007		FAX number for Attorney David C Marcus, Marc M Seltzer is 310-789-3150. (et) (Entered: 09/11/2007)
09/04/2007		FAX number for Attorney Kim Elaine Miller, Michael A Swick is 504-455-1498. (et) (Entered: 09/11/2007)
09/04/2007		FAX number for Attorney Lewis Kahn is 504-455-1498. (et) (Entered: 09/11/2007)
09/04/2007		FAX number for Attorney William Christopher Carmody is 212-336-8340. (et) (Entered: 09/11/2007)
09/04/2007		NOTICE OF FILING FEE DUE on Pro Hac Vice Application mailed to attorney

		Kim Elaine Miller for Plaintiff Mohammed Al-Beitawi. (et) (Entered: 09/11/2007)
09/04/2007		NOTICE OF FILING FEE DUE on Pro Hac Vice Application mailed to attorney Lewis Kahn for Plaintiff Mohammed Al-Beitawi. (et) (Entered: 09/11/2007)
09/04/2007		NOTICE OF FILING FEE DUE on Pro Hac Vice Application mailed to attorney Michael A Swick for Plaintiff Mohammed Al-Beitawi. (et) (Entered: 09/11/2007)
09/04/2007		NOTICE OF FILING FEE DUE on Pro Hac Vice Application mailed to attorney William Christopher Carmody for Plaintiff Mohammed Al-Beitawi. (et) (Entered: 09/11/2007)
09/04/2007	4	NOTICE of Related Case(s) filed by Plaintiff Mohammed Al-Beitawi. Related Case(s): CV 07-2693 FMC (FFMx) (rn) (Entered: 09/12/2007)
09/25/2007	9	FIRST STIPULATION Extending Time to Answer the complaint as to Louis J Rampino answer now due 10/29/2007; Patrick E Lamb answer now due 10/29/2007; Wayne R Bailey answer now due 10/29/2007; Kyle R Walker answer now due 10/29/2007; Raymond G Meyers answer now due 10/29/2007; Fremont General Corporation answer now due 10/29/2007, filed by defendants Fremont General Corporation. (jp) (Entered: 09/29/2007)
09/26/2007	5	PROOF OF SERVICE Executed filed by plaintiff Mohammed Al-Beitawi, upon defendant Raymond G Meyers served on 9/7/2007, answer due 9/27/2007. The Summons and Complaint were served by Substituted service and by Mail on 9/7/2007, by State statute, upon Alan Faigin, Person Authorized to Accept Service on behalf of Defendant. Due Dilligence declaration NOT attached. Original Summons NOT returned. (jp) (Entered: 09/29/2007)
09/26/2007	6	PROOF OF SERVICE Executed filed by Plaintiff Mohammed Al-Beitawi, upon Defendant Louis J Rampino served on 9/7/2007, answer due 9/27/2007. The Summons and Complaint were served by Substituted service and by Mail on 9/7/2007, by State statute, upon Alan Faigin, Person Authorized to Accept Service on behalf of Defendant. Due Dilligence declaration NOT attached. Original Summons NOT returned. (jp) (Entered: 09/29/2007)
09/26/2007	7	PROOF OF SERVICE Executed filed by plaintiff Mohammed Al-Beitawi, upon Defendant Wayne R Bailey served on 9/7/2007, answer due 9/27/2007. The Summons and Complaint were served by Substituted service and by Mail on 97/2007, by State statute, upon Alan Faigin, Person Authorized to Accept Service on behalf of Defendant. Due Dilligence declaration NOT attached. Original Summons NOT returned. (jp) (Entered: 09/29/2007)
09/26/2007	8	PROOF OF SERVICE Executed filed by Plaintiff Mohammed Al-Beitawi, upon Defendant Fremont General Corporation served on 9/7/2007, answer due 9/27/2007. The Summons and Complaint were served by Personal service, by Federal statute, upon Alan Faigin, Agent for Service of Process. Due Dilligence declaration NOT attached. Original Summons NOT returned. (jp) (Entered: 09/29/2007)
09/28/2007	10	PROOF OF SERVICE Executed filed by Plaintiff Mohammed Al-Beitawi, upon Defendant Patrick E Lamb served on 9/12/2007, answer due 10/2/2007. The Summons and Complaint were served by Pesonal service, by Federal statute, upon

		Alan W. Faigan, Authorized to Accept Service. Due Dilligence declaration NOT attached. Original Summons NOT returned. (jp) (Entered: 10/02/2007)
09/28/2007	11	PROOF OF SERVICE Executed filed by Plaintiff Mohammed Al-Beitawi, upon Defendant Kyle R Walker served on 9/12/2007, answer due 10/29/2007. The Summons and Complaint were served by Personal service, by Federal statute, upon Alan W. Faigan, Authorized to Accept Service. Due Dilligence declaration NOT returned. Original Summons NOT returned. (jp) (Entered: 10/02/2007)
10/03/2007	12	ORDER RE TRANSFER PURSUANT TO GENERAL ORDER 07.02 -Related Case- filed. Related Case No: CV 07-2693 FMC (FFMx). Case transfered from Judge Fernando M. Olguin and John F. Walter to Judge Florence-Marie Cooper and Frederick F. Mumm for all further proceedings. The case number will now reflect the initials of the transferee Judge CV 07-5756 FMC (FFMx).Signed by Judge Florence-Marie Cooper (rn) (Entered: 10/03/2007)
10/05/2007	14	APPLICATION of Plaintiff Mohammed al-Beitawi for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Plaintiff Mohammed Al-Beitawi. Lodged order. (mg) (Entered: 10/11/2007)
10/09/2007	13	MINUTES OF IN CHAMBERS ORDER ON TRANSFER OF CASE TO JUDGE COOPER by Judge Florence-Marie Cooper : This action has been reassigned to the HONORABLE FLORENCE-MARIE COOPER, United States District Judge.Please substitute the initials FMC in place of the initials JFW. The case number will now read: 2:07-cv-05756-FMC-FFMx. Henceforth, it is imperative that the initials FMC be used on all documents to prevent any delays in processing of documents. (ama) (Entered: 10/09/2007)
10/09/2007	15	APPLICATION AND ORDER of Non-Resident Attorney to Appear in a Specific Case by William Christopher Carmody as counsel for Plaintiff Mohammed Al-Beitawi, designating Marc M. Seltzer as local counsel. Fee PAID. Approved by Judge Florence-Marie Cooper.(ca) (Entered: 10/11/2007)
10/12/2007	16	APPLICATION of Lewis Kahn for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Plaintiff Mohammed Al-Beitawi. Lodged order. (mg) (Entered: 10/16/2007)
10/15/2007	17	ORDER by Judge Florence-Marie Cooper GRANTING APPLICATION of Lewis Kahn for Leave to Appear Pro Hac Vice for Plaintiff Mohammed Al-Beitawi. FEE PAID.[16] (mg) (Entered: 10/16/2007)
10/30/2007	18	STIPULATION GRANTING DEFENDANTS FREMONT GENERAL CORPORATION, LOIUS J RAMPINO, PATRICK E LAMB, WAYNE R BAILEY, KYLE R WALKER, AND RAYMOND G MEYERS AN ADDITIONAL EXTENSION OF TIME TO RESPOND TO PLAINTIFF'S COMPLAINT; AND ORDER THEREON by Judge Florence-Marie Cooper: (i)Defendants shall not be required to respond to the current Complaint; and (ii) shall answer or otherwise respond to an amended complaint within 30 days after lead plaintiff has been appointed and filed and served such a pleading. (ama) (Entered: 10/30/2007)
11/13/2007	19	Wilson Yuen's NOTICE OF MOTION AND MOTION to Consolidate Cases as to CV07-6093 and CV07-6152, MOTION for Appointment of Lead Counsel, and

		Appointment as Lead Plaintiff. Motions set for hearing on 12/10/2007 at 10:00 AM before Judge Florence-Marie Cooper. (se) (Entered: 11/14/2007)
11/13/2007	20	DECLARATION of Peter Binkow in support of Wilson Yuen's MOTION to Consolidate Cases as to CV07-6093 and CV07-6152, MOTION for Appointment of Counsel, Appointment as Lead Plaintiff [19]. (se) (Entered: 11/14/2007)
11/13/2007	21	MEMORANDUM OF POINTS AND AUTHORITIES in Support of Wilson Yuen's MOTION to Consolidate Cases as to CV07-6093 and CV07-6152, MOTION for Appointment of Counsel, Appointment as Lead Plaintiff [19]. (se) (Entered: 11/14/2007)
11/13/2007	22	NOTICE OF MOTION AND MOTION by Dr. Laurence Weiss and Judith Weiss for consolidation, for appointment as lead plaintiffs, and for approval of movants' selection of lead counsel filed by plaintiff Mohammed Al-Beitawi. Motion set for hearing on 12/10/2007 at 10:00 AM before Judge Florence-Marie Cooper. (se) (Entered: 11/14/2007)
11/13/2007	23	MEMORANDUM OF POINTS AND AUTHORITIES in Support of MOTION by Dr. Laurence Weiss and Judith Weiss for consolidation, Appointment as lead counsel plaintiffs, and approval of movants' selection of lead counsel [22] filed by Plaintiff Mohammed Al-Beitawi. (se) (Entered: 11/14/2007)
11/13/2007	24	DECLARATION of Marc M. Seltzer in support of Motion by Dr. Laurence Weiss and Judith Weiss for consolidation, for appointment as lead plaintiffs, and for approval of movants' selection of lead counsel [22] filed by Plaintiff Mohammed Al-Beitawi. (se) (Entered: 11/14/2007)
11/14/2007	25	NOTICE OF MOTION AND MOTION for Appointment as Lead Plaintiff, Approval of Its Selection of lead Counsel, and to Consolidate Cases as to CV07-6093 and CV06-6152, filed by movant New York State Teachers' Retirement Systems. Motion set for hearing on 12/10/2007 at 10:00 PM before Judge Florence-Marie Cooper. (se) (Entered: 11/15/2007)
11/14/2007	26	DECLARATION of Blair A. Nicholas in support of MOTION for Appointment as Lead Plaintiff, Approval of Its Selection of lead Counsel, and to Consolidate Cases as to CV07-6093 and CV06-6152, filed by movant New York State Teachers' Retirement Systems filed by Movant New York State Teachers' Retirement Systems [25]. (se) (Entered: 11/15/2007)
11/14/2007	27	MEMORANDUM in Support of MOTION for Appointment as Lead Plaintiff, Approval of Its Selection of lead Counsel, and to Consolidate Cases as to CV07-6093 and CV06-6152, filed by Movant New York State Teachers' Retirement Systems [25]. (se) (Entered: 11/15/2007)
11/14/2007	28	DECLARATION OF SERVICE filed by movant New York State Teachers' Retirement Systems, re Declaration of Blair A. Nicholas [26], Memorandum in Support of Motion[27], MOTION For Appointment as Lead Plaintiff, Approval of Its Selection of Lead Counsel, and to Consolidate Cases as to CV07-6093 and CV06-6152,[25] served on 11/13/07. (se) (Entered: 11/15/2007)
11/26/2007	29	NOTICE OF NON-OPPOSITION to MOTION for Appointment of Wilson Yuen as Lead Plaintiff, as to CV07-6093 and CV06-6152,[25] filed by Movant Wilson

		Yuen. (se) (Entered: 11/27/2007)
11/26/2007	30	MEMORANDUM in Support of MOTION to Consolidate Cases, as to CV07-6093 and CV06-6152,[25] and in Opposition to All Other Motions filed by Movant New York State Teachers' Retirement Systems. (se) (Entered: 11/27/2007)
11/26/2007	31	DECLARATION OF SERVICE filed by defendants New York State Teachers' Retirement Systems and Proposed Lead Counsel to the Class, re Memorandum in Support of Motion [30] served on 11/26/07. (se) (Entered: 11/27/2007)
11/26/2007	32	MEMORANDUM by Movants Dr. Laurence Weiss and Juddith Weiss in Response to Competing MOTIONS for Appointment as Lead Plaintiff and for approval of lead Plaintiffs' selection of lead counsel [19], [25]. (mg) (Entered: 11/28/2007)
11/29/2007	34	REPLY MEMORANDUM in Support of MOTION to Consolidate Cases, as to CV07-6093 and CV06-6152,[25] filed by Movant New York State Teachers' Retirement Systems. (se) (Entered: 11/30/2007)
11/29/2007	35	DECLARATION OF SERVICE filed by movant New York State Teachers' Retirement Systems, re Memorandum in Support of Motion[34] served on 11/29/07 by Mail. (se) (Entered: 11/30/2007)
11/30/2007	33	MINUTES OF IN CHAMBERS ORDER TO SHOW CAUSE by Judge Florence-Marie Cooper :Plaintiff is ordered to show cause, on or before December 14, 2007, why Kim Miller and Michael Swick should not be removed as counsel of record in this action. The Order to Show Cause will be discharged upon the filing of An Application of Non-Resident Attorney to Appear in a Specific Case, and the payment of the \$185 pro had vice appearance fee. (csl) (Entered: 11/30/2007)
12/06/2007	36	ORDER GRANTING NEW YORK STATE TEACHERS RETIREMENT SYSTEMS MOTION FOR APPOINTMENT AS LEAD PLAINTIFF, APPROVAL OF ITS SELECTION AS LEAD COUNSEL, AND CONSOLIDATION OF ALL RELATED ACTIONS by Judge Florence-Marie Cooper, re MOTION [19], [22], and[25]. For the foregoing reasons, the Court: 1. GRANTS the New York State Teachers Retirement Systems Motion for Appointment as Lead Plaintiff, Approval of its Selection of Lead Counsel, and Consolidation of all Related Actions (docket no. 25); 2. DENIES John V. Winfields Motion for Appointment as Lead Plaintiff and Approval of Selection of Lead Counsel (docket no. 39); and 3. DENIES AS MOOT Wilson Yuens Motion for Consolidation, Appointment as Lead Plaintiff, and for Approval of Selection of Lead Counsel (docket no. 19) and Dr. Laurence Weiss and Judith Weiss Motion for Consolidation, Appointment as Lead Plaintiffs, and Approval of Selection of Lead Counsel (docket no. 22). IT IS SO ORDERED. SEE ORDER FOR DETAILS. (csl) (Entered: 12/07/2007)
12/13/2007	37	NOTICE of Withdrawal of Michael Swick and Lewis Kahn as Counsel for Mohammad Al-Beitawi filed by plaintiffs Laurence Weiss, Judith Weiss, Mohammed Al-Beitawi. (se) (Entered: 12/14/2007)
12/13/2007	38	RESPONSE filed by Plaintiff Mohammed Al-Beitawito to Order to Show Cause, 33 (se) (Entered: 12/14/2007)
12/17/2007	39	MINUTES OF IN CHAMBERS ORDER DISCHARGE OF ORDER TO SHOW

		CAUSE by Judge Florence-Marie Cooper : re: Order to Show Cause, 33 . The Court has read and considered plaintiff's Response to the Court's Order to Show Cause issued November 30, 2007. The Order to Show Cause is discharged. (csl) (Entered: 12/17/2007)
12/20/2007	40	APPLICATION OF NON-RESIDENT ATTORNEY Susan L Salzstein for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Defendant Fremont General Corporation. Lodged proposed order. (mg) (Entered: 12/26/2007)
12/20/2007	41	APPLICATION OF NON-RESIDENT ATTORNEY William J. O'Brien for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Defendant Fremont General Corporation. Lodged order. (mg) (Entered: 12/26/2007)
12/20/2007	42	APPLICATION OF NON-RESIDENT ATTORNEY Robert E Zimet for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Defendant Fremont General Corporation. Lodged order. (mg) (Entered: 12/26/2007)
12/20/2007		FAX number for Attorney William J O'Brien, Susan L Salzstein, Robert E Zimet is 212-735-2000. (mg) (Entered: 12/26/2007)
12/21/2007	43	ORDER by Judge Florence-Marie Cooper GRANTING APPLICATION OF NON-RESIDENT ATTORNEY Susan L Salzstein for Leave to Appear Pro Hac Vice. FEE PAID.[40] (mg) (Entered: 12/26/2007)
12/21/2007	44	ORDER by Judge Florence-Marie Cooper GRANTING APPLICATION OF NON-RESIDENT ATTORNEY William J. O'Brien for Leave to Appear Pro Hac Vice. FEE PAID. [41] (mg) (Entered: 12/26/2007)
12/21/2007	45	ORDER by Judge Florence-Marie Cooper GRANTING APPLICATION OF NON-RESIDENT ATTORNEY Robert E Zimet for Leave to Appear Pro Hac Vice. FEE PAID.[42] (mg) (Entered: 12/26/2007)
01/02/2008	47	APPLICATION OF NON-RESIDENT ATTORNEY Salvatore Graziano for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Plaintiff New York State Teachers' Retirement Systems. Lodged proposed order. (mg) (Entered: 01/08/2008)
01/02/2008	48	APPLICATION OF NON-RESIDENT ATTORNEY John James Rizio-Hamilton for Leave to Appear Pro Hac Vice. FEE PAID. Filed by Plaintiffs New York State Teachers' Retirement Systems. (mg) (Entered: 01/08/2008)
01/02/2008	52	NOTICE of Change of Attorney Information: adding John James Rizio-Hamilton as attorney as counsel of record for New York State Teachers' Retirement System for the reason indicated in the G-06 Notice. Filed by movant New York State Teachers' Retirement Systems (cbr) (Entered: 01/17/2008)
01/03/2008	46	MINUTES OF IN CHAMBERS ORDER RE ELECTRONIC FILING PROCEDURES FOR JUDGE COOPER by Judge Florence-Marie Cooper : SEE ORDER FOR DETAILS. (csl) (Entered: 01/04/2008)
01/03/2008	49	ORDER by Judge Florence-Marie Cooper GRANTING APPLICATION OF NON-RESIDENT ATTORNEY Salvatore Graziano for Leave to Appear Pro Hac Vice. FEE PAID. 47 (mg) (Entered: 01/09/2008)
01/03/2008	50	ORDER by Judge Florence-Marie Cooper GRANTING APPLICATION OF NON-

		RESIDENT ATTORNEY John James Rizio-Hamilton for Leave to Appear Pro Hac Vice. FEE PAID. 48 (mg) (Entered: 01/09/2008)
01/16/2008	51	DECLARATION OF SERVICE filed by plaintiff New York State Teachers' Retirement Systems, re Minutes of In Chambers Order/Directive - no proceeding held 46 served on 01/07/2008. (Rizio-Hamilton, John) (Entered: 01/16/2008)
01/22/2008	53	STIPULATION for Extension of Time to File Answer filed by defendants Louis J Rampino, Patrick E Lamb, Wayne R Bailey, Kyle R Walker, Raymond G Meyers, Fremont General Corporation. (Attachments: # 1 Proposed Order)(Russell, Jason) (Entered: 01/22/2008)
01/22/2008	54	ORDER by Judge Florence-Marie Cooper on Stipulation of the Parties 53 . Lead Plaintiff will file and serve Defendants with an Amended Complaint on or before 3/3/08. Defendants will have 60 days from service of the Amended Complaint to answer, move to dismiss or otherwise respond. (mg) (Entered: 01/23/2008)
03/03/2008	55	NOTICE OF DISCREPANCY AND ORDER: by Judge Florence-Marie Cooper, ORDERING Consolidated Class Action Securities Complaint submitted by Defendants Wayne R Bailey, Fremont General Corporation received on 3/3/08 is not to be filed but instead rejected. Denial based on: not electronically filed, etc (see document for further details). (yl) (Entered: 03/05/2008)
03/05/2008	56	AMENDED COMPLAINT against Defendants New York State Teachers' Retirement Systems amending Complaint - (Discovery)[1], filed by Lead Plaintiff New York State Teachers' Retirement Systems (Attachments: # 1 Exhibit A)(Nicholas, Blair) (Entered: 03/05/2008)
03/05/2008	57	OF SERVICE filed by Lead Plaintiff New York State Teachers' Retirement Systems, re Amended Complaint 56 served on 3/5/08. (Nicholas, Blair) (Entered: 03/05/2008)
03/06/2008	58	20 Days Summons Issued re Complaint [1] as to Defendants (mg) (Entered: 03/10/2008)
03/26/2008	59	Proof OF SERVICE filed by Plaintiff New York State Teachers' Retirement Systems, re Amended Complaint 56 <i>Affidavit of Service of Amended Consolidated Class Action Securities Complaint on Defendant Ronald J Nicolas</i> served on 3/22/2008. (Rizio-Hamilton, John) (Entered: 03/26/2008)
03/26/2008	60	Proof OF SERVICE filed by Plaintiff New York State Teachers' Retirement Systems, re Amended Complaint 56 <i>Affidavit of Service of Amended Consolidated Class Action Securities Complaint on Defendant James A. McIntyre</i> served on 03/22/2008. (Rizio-Hamilton, John) (Entered: 03/26/2008)
04/07/2008	61	STIPULATION for Extension of Time to File Answer to June 16, 2008 filed by defendants Louis J Rampino, Patrick E Lamb, Wayne R Bailey, Kyle R Walker, Fremont General Corporation. (Attachments: # 1 Proposed Order)(Russell, Jason) (Entered: 04/07/2008)
04/09/2008	62	ORDER by Judge Florence-Marie Cooper, re Stipulation to Extend Time to Answer (More than 30 days) 61 (ama) (Entered: 04/09/2008)

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