

**U.S. District Court
Southern District Of Texas (Houston)
CIVIL DOCKET FOR CASE #: 4:08-cv-00687**

In re: Superior Offshore International, Inc. Securities Litigation
Assigned to: Judge Nancy F. Atlas
Demand: \$75,000,000
Member cases:

[4:08-cv-00987](#)

[4:08-cv-00722](#)

[4:08-cv-01270](#)

Related Case Cases: [4:08-cv-01297](#)
[4:08-cv-00740](#)

Cause: 12:22 Securities Fraud

Date Filed: 02/29/2008
Jury Demand: Plaintiff
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

Robert Brand

*Individually and on behalf of all others
similarly situated*

represented by **William B Federman**
Federman Sherwood
10205 N Pennsylvania Ave
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ATTORNEY TO BE NOTICED

Plaintiff

Christopher T.H. Pell

represented by **Thomas E Bilek**
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ATTORNEY TO BE NOTICED

V.

Consol Plaintiff

Bill Knowles

represented by **Thomas E Bilek**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Consol Plaintiff

Jerome Lawrenz

represented by **Dennis J Johnson**
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Consol Plaintiff

Jennifer Ann Bechtel

*Individually and on Behalf of All Others
Similarly Situated*

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Eric O'Bell
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V.

Defendant

Superior Offshore International Inc.

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TERMINATED: 05/07/2008
ATTORNEY TO BE NOTICED

Defendant

**Merrill Lynch Pierce Fenner & Smith
Inc**

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*LEAD ATTORNEY
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Defendant

J. P. Morgan Securities, Inc.

represented by **Mark Daniel Manela**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Louis E. Schaefer

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Defendant

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Paul R Bessette
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ATTORNEY TO BE NOTICED

Defendant

Patrice Chemin

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*LEAD ATTORNEY
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Defendant

Roger D. Burks

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Paul R Bessette
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Defendant

R. Joshua Koch

represented by **Stephen Burton Crain**
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Defendant

E Donald Terry

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ATTORNEY TO BE NOTICED

Defendant

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Defendant

Thomas B. Coleman

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LEAD ATTORNEY
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Defendant

James L Persky

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Defendant

Eric N. Smith

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Defendant

Bryan K Wilson

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Movant

Jojak Investments Property LTD

represented by **William B Federman**
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Movant

Harry Ayvazian

represented by **William B Federman**
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Movant

Simon Ormerod

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Movant

Don J. Gordon

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Movant

Michael Braine

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Movant

Douglas Consulting Group, Inc.

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Movant

James Detter

represented by **Roger B Greenberg**
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Movant

Charles Ognar

represented by **Arthur Sadin**
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LEAD ATTORNEY
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Lewis Kahn
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LEAD ATTORNEY
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Movant

Jack McClure

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/29/2008	<u>1</u>	COMPLAINT against Superior Offshore International Inc., Pierce, Fenner Smith Merrill Lynch, J. P. Morgan Securities, Inc., Louis E. Schaefer, James J. Mermis, Patrice Chemin, Roger D. Burks, R. Joshua Koch, Donald Terry, Leon Codron, Thomas B. Coleman, James L Persky, Eric N. Smith (Filing fee \$ 350 receipt number 3529806) filed by Robert Brand. (Attachments: # <u>1</u> Exhibit Certificate of Investment)(Federman, William) Additional attachment(s) added on 3/4/2008 (rvazquez,). (Entered: 02/29/2008)
03/03/2008	<u>2</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons.Initial Conference set for 4/25/2008 at 01:30 PM in Courtroom 9F before Judge Nancy F. Atlas.(Signed by Judge Nancy F. Atlas) Parties notified.(Itien,) (Entered: 03/03/2008)
03/03/2008	<u>3</u>	CERTIFICATE OF INTERESTED PARTIES by Plaintiff, filed.(Federman, William) (Entered: 03/03/2008)
03/04/2008		Summons Issued as to Roger D. Burks, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Patrice Chemin, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Leon Codron, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Thomas B. Coleman, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to J. P. Morgan Securities, Inc., filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to R. Joshua Koch, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to James J. Mermis, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Merrill Lynch Pierce Fenner & Smith, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to James L Persky, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Louis E. Schaefer, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Eric N. Smith, filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to Superior Offshore International Inc., filed.(rvazquez,) (Entered: 03/04/2008)
03/04/2008		Summons Issued as to E Donald Terry, filed.(rvazquez,) (Entered: 03/04/2008)
03/05/2008		CIVIL Filing fee re: <u>1</u> Complaint, : \$350.00, receipt number 4-589653, filed. (ejones,)Paid by William B. Federman, PC (Entered: 03/07/2008)
03/31/2008	<u>4</u>	RETURN of Service of SUMMONS Executed as to J. P. Morgan Securities, Inc. served on 3/24/2008, answer due 4/14/2008, filed.(Federman, William) (Entered: 03/31/2008)

03/31/2008	5	RETURN of Service of SUMMONS Executed as to Superior Offshore International Inc. served on 3/24/2008, answer due 4/14/2008, filed.(Federman, William) (Entered: 03/31/2008)
03/31/2008	6	RETURN of Service of SUMMONS Executed as to Merrill Lynch Pierce Fenner & Smith served on 3/25/2008, answer due 4/14/2008, filed.(Federman, William) (Entered: 03/31/2008)
04/08/2008	7	Agreed MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-722, 08-987 by Louis E. Schaefer, James J. Mermis, Patrice Chemin, Roger D. Burks, R. Joshua Koch, E Donald Terry, Leon Codron, Thomas B. Coleman, James L Persky, Eric N. Smith, Robert Brand, Superior Offshore International Inc., Merrill Lynch Pierce Fenner & Smith, J. P. Morgan Securities, Inc., filed. Motion Docket Date 4/28/2008. (Attachments: # 1 Proposed Order)(Biles, Michael) (Entered: 04/08/2008)
04/09/2008	8	ORDER granting 7 Motion to Consolidate Cases.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 04/09/2008)
04/16/2008	9	NOTICE of Resetting. Parties notified.Initial Conference set for 4/24/2008 at 02:00 PM in Courtroom 9F before Judge Nancy F. Atlas, filed. (sashabranner,) (Entered: 04/16/2008)
04/21/2008	10	Agreed MOTION to Amend 8 Order on Motion to Consolidate Cases by Louis E. Schaefer, James J. Mermis, Patrice Chemin, Roger D. Burks, R. Joshua Koch, E Donald Terry, Leon Codron, Thomas B. Coleman, James L Persky, Eric N. Smith, Robert Brand, Superior Offshore International Inc., Bill Knowles, Jerome Lawrenz, Merrill Lynch Pierce Fenner & Smith Inc, J. P. Morgan Securities, Inc., filed. Motion Docket Date 5/12/2008. (Attachments: # 1 Proposed Order)(Biles, Michael) (Entered: 04/21/2008)
04/22/2008	11	Agreed MOTION to Reset Initial Conference by Jerome Lawrenz, filed. Motion Docket Date 5/12/2008. (Greenberg, Roger) (Entered: 04/22/2008)
04/22/2008	12	PROPOSED ORDER re: 11 Agreed MOTION to Reset Initial Conference, filed.(Greenberg, Roger) (Entered: 04/22/2008)
04/22/2008	13	CERTIFICATE OF INTERESTED PARTIES by Jerome Lawrenz, filed.(Greenberg, Roger) (Entered: 04/22/2008)
04/22/2008	14	ORDER GRANTED 10 Agreed MOTION to Amend 8 Order on Motion to Consolidate Cases. Lead Plaintiffs Motions due by 4/28/2008.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 04/22/2008)
04/22/2008	15	CERTIFICATE OF INTERESTED PARTIES by James J. Mermis, Roger D. Burks, Superior Offshore International Inc., filed.(Bessette, Paul) (Entered: 04/22/2008)
04/23/2008		Pretrial conference canceled per order of court [Doc. #8] (sashabranner,) (Entered: 04/23/2008)
04/24/2008	16	MOTION for James F. Conway, III to Appear Pro Hac Vice by Jerome Lawrenz, filed. Motion Docket Date 5/14/2008. (Greenberg, Roger) (Entered: 04/24/2008)
04/24/2008	17	MOTION for Dennis J. Johnson to Appear Pro Hac Vice by Jerome Lawrenz, filed. Motion Docket Date 5/14/2008. (Greenberg, Roger) (Entered: 04/24/2008)

04/24/2008	18	ORDER GRANTED 11 Agreed MOTION to Reset Initial Conference Responses due by 5/23/2008, Replies due by 6/2/2008, Initial Conference set for 7/11/2008 at 12:30 PM in Courtroom 9F before Judge Nancy F. Atlas. (Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 04/24/2008)
04/24/2008	19	CERTIFICATE OF INTERESTED PARTIES by Merrill Lynch Pierce Fenner & Smith Inc, J. P. Morgan Securities, Inc., filed.(Manela, Mark) (Entered: 04/24/2008)
04/25/2008	20	ORDER granting 16 Motion to Appear Pro Hac Vice.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 04/25/2008)
04/25/2008	21	ORDER granting 17 Motion to Appear Pro Hac Vice.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 04/25/2008)
04/25/2008	22	CERTIFICATE OF INTERESTED PARTIES by E Donald Terry, Leon Codron, Thomas B. Coleman, James L Persky, Eric N. Smith, filed.(Maloney, James) (Entered: 04/25/2008)
04/26/2008	23	SUGGESTION OF BANKRUPTCY by Superior Offshore International Inc., filed.(Jones, David) (Entered: 04/26/2008)
04/28/2008	24	ORDER all claims against Superior are STAYED in accordance with 11 U.S.C. § 362(a)(1). It is further ORDERED that counsel for all remaining parties shall appear before the Court on May 7, 2008, at 3:30 p.m. for a status conference to address the effect of Superior's bankruptcy on the remaining issues in the case Status Conference set for 5/7/2008 at 03:30 PM in Courtroom 9F before Judge Nancy F. Atlas. (Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 04/28/2008)
04/28/2008	25	MOTION to Appoint Lead Plaintiff and for Approval of Counsel by Bryan K Wilson, filed. Motion Docket Date 5/19/2008. (Cook, Nadim) (Entered: 04/28/2008)
04/28/2008	26	MEMORANDUM In Support re: 25 MOTION to Appoint Lead Plaintiff and for Approval of Counsel by Bryan K Wilson, filed.(Cook, Nadim) (Entered: 04/28/2008)
04/28/2008	27	DECLARATION of Jordan L. Lurie re: 25 MOTION to Appoint Lead Plaintiff and for Approval of Counsel, filed.(Cook, Nadim) (Entered: 04/28/2008)
04/28/2008	28	PROPOSED ORDER re: 25 MOTION to Appoint Lead Plaintiff and for Approval of Counsel, filed.(Cook, Nadim) (Entered: 04/28/2008)
04/28/2008	29	MOTION for Appointment of Lead Plaintiff and Counsel by Jojak Investments Property LTD, Harry Ayvazian, Simon Ormerod, Don J. Gordon, Michael Braine, filed. Motion Docket Date 5/19/2008. (Attachments: # 1 Exhibit (1) Declaration of William B. Federman, # 2 Exhibit (A) Certifications of Investment, # 3 Exhibit (B) Section 11 Loss Analysis, # 4 Exhibit (C) Declarations of Jojak Investments Group's Members, # 5 Exhibit (D) Press Release, # 6 Exhibit (E) Firm Resume, # 7 Proposed Order (2) Proposed Order)(Federman, William) (Entered: 04/28/2008)
04/28/2008	30	MOTION for Appointment of Lead Plaintiff and Approval of Selection of Co-Lead and Liaison Counsel by Douglas Consulting Group, Inc., filed. Motion Docket Date 5/19/2008. (Attachments: # 1 Exhibit, # 2 Proposed Order)(Claxton, Roger) (Entered: 04/28/2008)
04/28/2008	31	MOTION of James Detter for Appointment as Lead Plaintiff, and Appointment of His

		Selection of Counsel as Lead Counsel by James Detter, filed. Motion Docket Date 5/19/2008. (Greenberg, Roger) (Entered: 04/28/2008)
04/28/2008	32	MEMORANDUM in Support of re: 31 MOTION of James Detter for Appointment as Lead Plaintiff, and Appointment of His Selection of Counsel as Lead Counsel by James Detter, filed.(Greenberg, Roger) (Entered: 04/28/2008)
04/28/2008	33	DECLARATION of Eben F. Duval in Support of re: 31 MOTION of James Detter for Appointment as Lead Plaintiff, and Appointment of His Selection of Counsel as Lead Counsel, filed.(Greenberg, Roger) (Entered: 04/28/2008)
04/28/2008	34	PROPOSED ORDER re: 31 MOTION of James Detter for Appointment as Lead Plaintiff, and Appointment of His Selection of Counsel as Lead Counsel, filed.(Greenberg, Roger) (Entered: 04/28/2008)
04/28/2008	35	MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-1270, MOTION for Appointment of Lead Plaintiff and Lead Counsel(Motion Docket Date 5/19/2008.) by Charles Ognar, filed. (Attachments: # 1 Proposed Order)(Sadin, Arthur) (Entered: 04/28/2008)
04/28/2008	36	MEMORANDUM in Support re: 35 MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-1270 MOTION for Appointment of Lead Plaintiff and Lead Counsel by Charles Ognar, filed.(Sadin, Arthur) (Entered: 04/28/2008)
04/28/2008	37	MOTION for Appointment of Lead Plaintiff and Lead Counsel by Jack McClure, filed. Motion Docket Date 5/19/2008. (Attachments: # 1 Proposed Order)(Norman, Richard) (Entered: 04/28/2008)
04/28/2008	38	DECLARATION of Arthur Sadin re: 35 MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-1270 MOTION for Appointment of Lead Plaintiff and Lead Counsel, filed. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Sadin, Arthur) (Entered: 04/28/2008)
04/28/2008	39	MEMORANDUM in Support re: 37 MOTION for Appointment of Lead Plaintiff and Lead Counsel by Jack McClure, filed.(Norman, Richard) (Entered: 04/28/2008)
04/28/2008	40	DECLARATION of Richard E. Norman re: 37 MOTION for Appointment of Lead Plaintiff and Lead Counsel, filed. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Norman, Richard) (Entered: 04/28/2008)
04/29/2008	41	MOTION Notice of Motion to Appoint Christopher T. H. Pell as Lead Plaintiff by Plaintiffs, Christopher T.H. Pell, filed. Motion Docket Date 5/19/2008. (Bilek, Thomas) (Entered: 04/29/2008)
04/29/2008	42	MEMORANDUM in Support re: 41 MOTION Notice of Motion to Appoint Christopher T. H. Pell as Lead Plaintiff by Christopher T.H. Pell, filed.(Bilek, Thomas) (Entered: 04/29/2008)
04/29/2008	43	DECLARATION of Lawrence D. Levit re: 41 MOTION Notice of Motion to Appoint Christopher T. H. Pell as Lead Plaintiff, filed.(Bilek, Thomas) (Entered: 04/29/2008)
04/29/2008	44	Amended EXHIBITS re: 35 MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-1270 MOTION for Appointment of Lead Plaintiff and Lead Counsel by Charles Ognar, filed.(Sadin, Arthur) (Entered: 04/29/2008)

04/29/2008	45	MOTION for Lewis S. Kahn to Appear Pro Hac Vice by Charles Ognar, filed. Motion Docket Date 5/19/2008. (Sadin, Arthur) (Entered: 04/29/2008)
04/29/2008	46	MOTION for Kim E. Miller to Appear Pro Hac Vice by Charles Ognar, filed. Motion Docket Date 5/19/2008. (Sadin, Arthur) (Entered: 04/29/2008)
05/01/2008	47	ORDER granting 45 Motion to Appear Pro Hac Vice.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/01/2008)
05/01/2008	48	ORDER granting 46 Motion to Appear Pro Hac Vice.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/01/2008)
05/06/2008	49	NOTICE of Withdrawal of Motion to Appoint Lead Plaintiff and Support of Ognar Motion by Christopher T.H. Pell, filed. (Bilek, Thomas) (Entered: 05/06/2008)
05/07/2008	51	MINUTE ENTRY ORDER: Pretrial conference held Appearances: Stewart Evans. Appearances: Paul R Bessette, Michael John Biles, Stephen Burton Crain, Roger B Greenberg, David R Jones, Lewis Kahn, James Edward Maloney, Mark Daniel Manela, Arthur Sadin. Ct Reporter: ERO. Responses to the Motions for Appointment of Lead Plaintiff and Lead Counsel are due on an expediated basis.The parties have agreed that a document depository will be created at Baker Botts' offices. Responses due by 5/12/2008 Replies due by 5/16/2008.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/08/2008)
05/08/2008	50	ORDER TO CONSOLIDATE CASES Civil Action No. H-08-1270, is consolidated into this civil action. GRANTED 35 MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-1270 (Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/08/2008)
05/08/2008	52	ORDER withdrawing 41 Motion.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/08/2008)
05/09/2008	53	NOTICE of Withdrawal re: 31 MOTION of James Detter for Appointment as Lead Plaintiff, and Appointment of His Selection of Counsel as Lead Counsel by James Detter, filed. (Greenberg, Roger) (Entered: 05/09/2008)
05/09/2008	54	ORDER WITHDRAWN Detter's Motion for Appointment as Lead Plaintiff [Doc. #31].(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/09/2008)
05/12/2008	55	RESPONSE to 29 MOTION for Appointment of Lead Plaintiff and Counsel, 31 MOTION of James Detter for Appointment as Lead Plaintiff, and Appointment of His Selection of Counsel as Lead Counsel, 30 MOTION for Appointment of Lead Plaintiff and Approval of Selection of Co-Lead and Liaison Counsel, 25 MOTION to Appoint Lead Plaintiff and for Approval of Counsel, filed by Jack McClure. (Norman, Richard) (Entered: 05/12/2008)
05/12/2008	56	NOTICE Of Withdrawal of Movant Jojak Investment Group's Motion for Appointment As Lead Plaintiff and Approval of Lead Plaintiff's Selection of Lead Counsel re: 29 MOTION for Appointment of Lead Plaintiff and Counsel by Jojak Investments Property LTD, Harry Ayvazian, Simon Ormerod, Don J. Gordon, Michael Braine, filed. (Federman, William) (Entered: 05/12/2008)
05/12/2008	57	RESPONSE in Opposition to 30 MOTION for Appointment of Lead Plaintiff and

		Approval of Selection of Co-Lead and Liaison Counsel, 25 MOTION to Appoint Lead Plaintiff and for Approval of Counsel, filed by Charles Ognar. (Sadin, Arthur) (Entered: 05/12/2008)
05/12/2008	58	RESPONSE in Opposition to 37 MOTION for Appointment of Lead Plaintiff and Lead Counsel, 35 MOTION to Consolidate Lead Case No. 08-687 and Member Case No. 08-1270 MOTION for Appointment of Lead Plaintiff and Lead Counsel, 29 MOTION for Appointment of Lead Plaintiff and Counsel, 25 MOTION to Appoint Lead Plaintiff and for Approval of Counsel, filed by Douglas Consulting Group, Inc.. (Attachments: # 1 Proposed Order)(Claxton, Roger) (Entered: 05/12/2008)
05/13/2008	59	ORDER withdrawing 29 Motion to Appoint Lead Plaintiff.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (Entered: 05/13/2008)
05/13/2008	60	ORDER TO CONSOLIDATE CASES.Civil Action No. H-08-1297, is consolidated into this civil action.(Signed by Judge Nancy F. Atlas) Parties notified.(sashabranner,) (sashabranner,). (Entered: 05/13/2008)

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