

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:08-cv-03516-SWK**

In Re: Global Cash Access Holdings, Inc. Securities Litigation

Date Filed: Apr. 11, 2008
Status: Closed
Nature of suit: 850 Securities/Commodities
Assigned to: [Judge Shirley Wohl Kram](#)
Cause: 15:77 Securities Fraud
Date terminated: Sep. 18, 2008
Jurisdiction: Federal Question
Jury demand: Plaintiff
Member cases: 1:08-cv-05317-SWK
Related cases: 1:08-cv-05317-SWK

Parties and Attorneys

Lead Plaintiff

City of Richmond Retirement System

Attorneys and Firms

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Plaintiff

Robert Lowinger
on behalf of all others similarly situated

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

J.P. Morgan Securities, Inc.

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Defendant

Walter G. Kortschak

Defendant

Charles W Fitzgerald

Defendant

E. Miles Kilburn

Defendant

William H. Harris

Defendant

Cowen & Co., LLC

Defendant

Deutsche Bank Securities, Inc.

Defendant

Banc of America Securities LLC

Defendant

Citigroup Global Markets LLC

Defendant

Wachovia Capital Markets, LLC

Consolidated Defendant

Global Cash Access, Inc.

Consolidated Defendant

Harry C. Hagerty, III

Consolidated Defendant

Deloitte & Touche, LLP

ADR Provider

JPMorgan Chase & Co.

successor-in-interest to Bear, Stearns & Co. Inc.

Docket Proceedings[Reverse Proceedings](#)

Req #	Filed	#	Docket Text
			MANUALLY-COLLECTED COMPLAINT
1	Apr. 11, 2008	1	COMPLAINT against J.P. Morgan Securities, Inc., Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P., Goldman Sachs & Co., Inc. (Filing Fee \$ 350.00, Receipt Number 647339)Document filed by Robert Lowinger(individually), Robert Lowinger(on behalf of all others similarly situated).(laq) (tro). (Entered: 04/15/2008)
2	Apr. 11, 2008		SUMMONS ISSUED as to J.P. Morgan Securities, Inc., Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P., Goldman Sachs & Co., Inc. (laq) (Entered: 04/15/2008)
3	Apr. 11, 2008		Magistrate Judge Gabriel W. Gorenstein is so designated. (laq) (Entered: 04/15/2008)
4	Apr. 11, 2008		Case Designated ECF. (laq) (Entered: 04/15/2008)
5	Jun. 02, 2008	2	AFFIDAVIT OF SERVICE of Summons and Complaint,. J.P. Morgan Securities, Inc. served on 5/21/2008, answer due 6/10/2008. Service was accepted by Antoinette Andriano (Legal Specialist II). Document filed by Robert Lowinger(individually). (Taylor, Philip) (Entered: 06/02/2008)
6	Jun. 02, 2008	3	AFFIDAVIT OF SERVICE of Summons and Complaint,. Goldman Sachs & Co., Inc. served on 5/21/2008, answer due 6/10/2008. Service was accepted by Joanne Cook (Vice President). Document filed by Robert Lowinger(individually). (Taylor, Philip) (Entered: 06/02/2008)

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<u>7</u>	Jun. 04, 2008	4	ORDER: the Court hereby waives its pre-motion conference requirement with respect to these two motions. The motion for appointment of a lead plaintiff shall be filed in accordance with the PSLRA. The motion to transfer venue shall be filed as soon as practicable. (Signed by Judge Shirley Wohl Kram on 6/4/08) (tro) (Entered: 06/04/2008)
<u>8</u>	Jun. 06, 2008	5	STIPULATION AND ORDER: that defendants time to answer, move or otherwise respond to the Class Action Complaint filed on 4/11/2008 is extended from 6/10/2008 through and including 7/11/2008. (Signed by Judge Shirley Wohl Kram on 6/6/2008) (tve) (Entered: 06/06/2008)
<u>9</u>	Jun. 06, 2008	6	STIPULATION AND ORDER: It is hereby stipulated and agreed between the undersigned counsel for the parties herein, that defendant's time to answer, move or otherwise respond to the Class Action Complaint filed on April 11, 2008 (the "Complaint") is extended from June 10, 2008 through and including July 11, 2008. It is further stipulated that if defendant's move to dismiss the complaint, plaintiff's response to such motion(s) shall be due on August 11, 2008 and defendant's reply shall be due on August 29, 2008. This stipulation is without prejudice to the circumstances warrant, including, for example, if lead plaintiff and lead plaintiff's counsel are appointed by July 11, 2008. No previous request for an extension have been made. (Signed by Judge Shirley Wohl Kram on 6/6/2008) (jfe) (Entered: 06/06/2008)
<u>10</u>	Jun. 06, 2008	7	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Global Cash Access Holdings, Inc., M&C International, Summit Partners, L.P..(Haims, Joel) (Entered: 06/06/2008)
<u>11</u>	Jun. 06, 2008	8	MOTION to Transfer Case. Document filed by Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P..(Haims, Joel) (Entered: 06/06/2008)
<u>12</u>	Jun. 06, 2008	9	DECLARATION of Darryl P. Rains in Support re: 8 MOTION to Transfer Case.. Document filed by Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P.. (Attachments: # 1 Exhibit A)(Haims, Joel) (Entered: 06/06/2008)
<u>13</u>	Jun. 06, 2008	10	MEMORANDUM OF LAW in Support re: 8 MOTION to Transfer Case.. Document filed by Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P.. (Haims, Joel) (Entered: 06/06/2008)
<u>14</u>	Jun. 06, 2008	11	CERTIFICATE OF SERVICE. Document filed by Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P.. (Haims, Joel) (Entered: 06/06/2008)
<u>15</u>	Jun. 10, 2008	12	MOTION to Appoint Robert Lowinger to serve as lead plaintiff(s). Document filed by Robert Lowinger(on behalf of all others similarly situated).(Taylor, Philip) (Entered: 06/10/2008)
<u>16</u>	Jun. 10, 2008	13	MEMORANDUM OF LAW in Support re: 12 MOTION to Appoint Robert Lowinger to serve as lead plaintiff(s).. Document filed by Robert Lowinger(on behalf of all others similarly situated). (Taylor, Philip) (Entered: 06/10/2008)
<u>17</u>	Jun. 10, 2008	14	DECLARATION of Philip T. Taylor in Support re: 12 MOTION to Appoint Robert Lowinger to serve as lead plaintiff(s).. Document filed by Robert Lowinger(on behalf of all others similarly situated). (Attachments:

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			# 1 Exhibit A, # 2 Exhibit B)(Taylor, Philip) (Entered: 06/10/2008)
18	Jun. 10, 2008	15	CERTIFICATE OF SERVICE of (1) Notice of Motion; (2) Supporting Memorandum; and (3) Supporting Declaration served on James Hallowell on 06/10/2008. Service was made by Mail. Document filed by Robert Lowinger(on behalf of all others similarly situated). (Taylor, Philip) (Entered: 06/10/2008)
19	Jun. 10, 2008	16	MOTION to Appoint City of Richmond Retirement System to serve as lead plaintiff(s). Document filed by City of Richmond Retirement System. (Attachments: # 1 Certificate of Service)(Eisenhofer, Jay) (Entered: 06/10/2008)
20	Jun. 10, 2008	17	MEMORANDUM OF LAW in Support re: 16 MOTION to Appoint City of Richmond Retirement System to serve as lead plaintiff(s).. Document filed by City of Richmond Retirement System. (Attachments: # 1 Certificate of Service)(Eisenhofer, Jay) (Entered: 06/10/2008)
21	Jun. 10, 2008	18	DECLARATION of Michael J. Barry in Support re: 16 MOTION to Appoint City of Richmond Retirement System to serve as lead plaintiff(s).. Document filed by City of Richmond Retirement System. (Attachments: # 1 Exhibit A-D, # 2 Certificate of Service)(Eisenhofer, Jay) (Entered: 06/10/2008)
22	Jun. 12, 2008	19	NOTICE OF APPEARANCE by James L. Hallowell on behalf of J.P. Morgan Securities, Inc., Goldman Sachs & Co., Inc. (Hallowell, James) (Entered: 06/12/2008)
23	Jun. 12, 2008	20	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying JPMorgan Chase & Co. as Corporate Parent. Document filed by J.P. Morgan Securities, Inc..(Hallowell, James) (Entered: 06/12/2008)
24	Jun. 12, 2008	21	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Goldman Sachs & Co., Inc..(Hallowell, James) (Entered: 06/12/2008)
25	Jun. 17, 2008	22	NOTICE OF APPEARANCE by Ladan Fazlollahi Stewart on behalf of J.P. Morgan Securities, Inc., Goldman Sachs & Co., Inc. (Stewart, Ladan) (Entered: 06/17/2008)
26	Jun. 18, 2008	23	ORDER that on or before 6/25/08, Lowinger shall submit a supplemental certification that computes his financial interest in this litigation based upon the Expanded Class Definition. Cf. In re Doral Fin. Corp. Sec. Litig., 414 F. Supp. 2d 398, 402 (S.D.N.Y. 2006) (holding that, when movants offer competing class periods, use of "most inclusive class period" is appropriate for purposes of determining lead plaintiff); In re Pfizer Inc. Sec. Litig., 233 F.R.D. 334, 337 (S.D.N.Y. 2005) (refusing to apply more inclusive proposed class period when movants failed to publish notice of it). (Signed by Judge Shirley Wohl Kram on 6/18/08) (dle) (Entered: 06/18/2008)
27	Jun. 23, 2008	24	NOTICE of Amended Plaintiff Certification. Document filed by Robert Lowinger(individually). (Abraham, Jeffrey) (Entered: 06/23/2008)
28	Jun. 26, 2008	25	OPINION AND ORDER #96177: The Court hereby consolidates Lowinger v. Global Cash Access Holdings, Inc., 08-CV-3516 (SWK), and City of Richmond Retirement System v. Global Cash Access Holdings, Inc., 08-Cv-5317 (SWK), under the caption "In re Global Cash Access Holdings, Inc. Securities Litigation, Master file No. 08-Cv-3516 (SWK);" Appoints Richmond as lead plaintiff in the consolidated action, and appoints

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			Richmond's chosen counsel, Grant & Eisenhofer, as lead counsel in the consolidated action. (Signed by Judge Shirley Wohl Kram on 6/26/2008) (jfe). (Entered: 06/26/2008)
29	Jun. 26, 2008	26	ORDER: The deadlines established in the June 6 Stipulation are vacated. the defendant's shall not be required to respond to either the Lowinger Complaint or the Richmond Complaint. Richmond shall serve and file a response to the defendant's motion to transfer venue on or before July 16, 2008, and the defendant's shall serve and file replies in support of the motion on or before July 30, 2008. Richmond shall serve and file a Consolidated Amended Action Complaint on or before August 11, 2008. Upon the filling of the Consolidated Amended Class Action Complaint, the parties shall confer and file a stipulation setting forth a proposed deadline for the defendant's to respond to the Consolidated Amended Class Action Complaint, and a proposed briefing schedule for any future motion to dismiss. Any party seeking modification of this order shall submit a written application that sets forth the reasons for the proposed alteration and indicates whether the other parties consent to the modification. (Signed by Judge Shirley Wohl Kram on 6/26/2008) (jfe) (Entered: 06/26/2008)
30	Jun. 26, 2008	27	STIPULATION AND ORDER APPOINTING LEAD PLAINTIFF AND LEAD COUNSEL: It is hereby stipulated and agreed that the City of Richmond Retirement Systems is hereby appointed lead Plaintiff pursuant to section 27(a)(3)(B) of the Securities Act of 1993, 15 U.S.C. 77z-1(a)(3)(B), and section 21D(a)(3)(B) of the Securities Exchange Act of 1934. The selections by The City of Richmond Retirement Systems of the Law firm of Grant & Eisenhofer, P.A., to serve as Lead Counsel is approved, and Jay W. Eisenhofer, Esq., and the law firm of Grant & Eisenhofer, P.A., is hereby appointed Lead Counsel. (Signed by Judge Shirley Wohl Kram on 6/26/2008) (jfe) (Entered: 06/26/2008)
31	Jul. 16, 2008	28	NOTICE OF APPEARANCE by Stuart M. Grant on behalf of City of Richmond Retirement System (Grant, Stuart) (Entered: 07/16/2008)
32	Jul. 16, 2008	29	MEMORANDUM OF LAW in Opposition re: 8 MOTION to Transfer Case. Plaintiffs' Memorandum of Law in Opposition to Certain Defendants' Motion to Transfer Venue to the District of Nevada. Document filed by City of Richmond Retirement System. (Attachments: # 1 Declaration of Megan D. McIntyre, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Certificate of Service)(Grant, Stuart) (Entered: 07/16/2008)
33	Jul. 30, 2008	30	REPLY MEMORANDUM OF LAW in Support re: 8 MOTION to Transfer Case.. Document filed by Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P., Global Cash Access, Inc., Harry C. Hagerty, III. (Haims, Joel) (Entered: 07/30/2008)
34	Jul. 30, 2008	31	DECLARATION of Darryl P. Rains in Support re: 8 MOTION to Transfer Case.. Document filed by Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P., Global Cash Access, Inc., Harry C. Hagerty, III. (Haims, Joel) (Entered: 07/30/2008)
35	Aug. 07, 2008	32	MOTION for Extension of Time to File Consolidated Complaint. Document filed by City of Richmond Retirement System. (Attachments: #

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			1 Certificate of Service)(Grant, Stuart) (Entered: 08/07/2008)
36	Aug. 08, 2008	33	MEMO ENDORSED granting 32 Motion for Extension of Time to File. Lead plaintiff shall file its Consolidated Complaint on or before 8/18/08. (Signed by Judge Richard J. Sullivan, Part I on 8/8/08) (cd) (Entered: 08/11/2008)
37	Aug. 08, 2008		Set Deadlines/Hearings: Amended Pleadings due by 8/18/2008. (cd) (Entered: 08/11/2008)
38	Aug. 18, 2008	34	CONSOLIDATED CLASS ACTION AMENDED COMPLAINT amending 1 Complaint, against Walter G. Kortschak, Charles W Fitzgerald, E. Miles Kilburn, William H. Harris, JPMorgan Chase & Co., Cowen & Co., LLC, Deutsche Bank Securities, Inc., Banc of America Securities LLC, Citigroup Global Markets LLC, Wachovia Capital Markets, LLC, J.P. Morgan Securities, Inc., Global Cash Access Holdings, Inc., Kirk Sanford, Karim Maskatiya, Robert Cucinotta, M&C International, Summit Partners, L.P., Harry C. Hagerty, III, Deloitte & Touche, LLP, Goldman Sachs & Co., Inc. Document filed by City of Richmond Retirement System. Related document: 1 Complaint, filed by Robert Lowinger.(dle) (Entered: 08/20/2008)
39	Aug. 21, 2008	35	AFFIDAVIT OF SERVICE of Complaint 08 CIV 5317 served on Harry C. Hagerty III on June 12, 2008. Service was accepted by Harry C. Hagerty III. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/21/2008)
40	Aug. 21, 2008	36	AFFIDAVIT OF SERVICE of Complaint 08 CIV 5317 served on Summit Partners LP on June 12, 2008. Service was accepted by Debbie Lower, Vice President. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/21/2008)
41	Aug. 21, 2008	37	AFFIDAVIT OF SERVICE of Complaint 08 CIV 5317 served on Global Cash Access, Inc. on June 12, 2008. Service was accepted by Bubbles White, Senior Licensing Analyst. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/21/2008)
42	Aug. 21, 2008	38	AFFIDAVIT OF SERVICE of Complaint served on Global Cash Access Holdings, Inc. on June 12, 2008. Service was accepted by Bubbles White, Senior Licensing Analyst. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/21/2008)
43	Aug. 21, 2008	39	AFFIDAVIT OF SERVICE of Complaint 08 CIV 5317 served on Kirk Sanford on June 19, 2008. Service was accepted by Kirk Sanford. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/21/2008)
44	Aug. 25, 2008	40	AFFIDAVIT OF SERVICE of Complaint 08-5317 served on Deloitte & Touche LLP on June 11, 2008. Service was accepted by John Ruffini, Senior Specialist. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/25/2008)
45	Aug. 25, 2008	41	AFFIDAVIT OF SERVICE of Complaint 08-3517 served on Goldman

Req #	Filed	#	Docket Text
			Sachs & Co on June 11, 2008. Service was accepted by Randell Fryman, Vice-President Litigation & Regulatory Proceedings. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/25/2008)
46	Aug. 25, 2008	42	AFFIDAVIT OF SERVICE of Complaint 08-5317 served on J.P. Morgan Securities Inc on June 11, 2008. Service was accepted by Doreen Bertone, Legal Specialist III. Document filed by City of Richmond Retirement System. Filed In Associated Cases: 1:08-cv-03516-SWK, 1:08-cv-05317-SWK(Grant, Stuart) (Entered: 08/25/2008)
47	Sep. 16, 2008	43	MOTION for Joseph D. Gulino to Appear Pro Hac Vice. Document filed by City of Richmond Retirement System.(dle) (Entered: 09/18/2008)
48	Sep. 16, 2008	44	MOTION for Megan D. McIntyre to Appear Pro Hac Vice. Document filed by City of Richmond Retirement System.(dle) (Entered: 09/18/2008)
49	Sep. 18, 2008	45	OPINION AND ORDER #96522 re: 8 MOTION to Transfer Case filed by Kirk Sanford, Summit Partners, L.P., Karim Maskatiya, M&C International, Global Cash Access Holdings, Inc., Robert Cucinotta. This Court's analysis of the venue factors as they relate to the instant action demonstrates that the District of Nevada is a superior forum for this litigation. Therefore, the defendants' motion to transfer this case, including all actions consolidated thereunder, to the District of Nevada. (Signed by Judge Shirley Wohl Kram on 9/18/08) (tro) Modified on 9/23/2008 (rw). (Entered: 09/18/2008)
50	Sep. 18, 2008	46	LETTER addressed to Judge Shirley Wohl Kram from Stuart M. Grant dated 8/19/08 re: Enclosed is a courtesy copy of the Consolidated Class Action Complaint which counsel filed on 8/18/08 on behalf of plaintiffs in this action. Counsel provides to the Court with this courtesy copy because the allegations of the Consolidated Class Action Complaint bear upon the defendants' Motion to transfer Venue, which is sub judice before Your Honor as further set forth in this letter. (tro) (Entered: 09/18/2008)
51	Sep. 18, 2008	47	LETTER addressed to Judge Shirley Wohl Kram from Joel C. Haims dated 8/22/08 re: Counsel write in response to Mr. Grant's letter of 8/19/08, regarding their Motion to Transfer Venue. (tro) (Entered: 09/18/2008)
52	Sep. 18, 2008		CASE TRANSFERRED OUT from the U.S.D.C. Southern District of New York to the United States District Court - District of Nevada. Sent original file along with documents numbered 1-47, certified copy of docket entries and transfer order. Mailed via Federal Express AIRBILL # 8651 7529 1353 on 9/25/08. (tro) (Entered: 09/18/2008)
53	Oct. 02, 2008		CASHIERS OFFICE REMARK on 44 Motion to Appear Pro Hac Vice, 43 Motion to Appear Pro Hac Vice in the amount of \$50.00, paid on 09/17/2008, Receipt Number 663226. (jd) (Entered: 10/02/2008)