

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:08-cv-01029-WHP**

Burch et al v. SLM Corporation et al
Assigned to: Judge William H. Pauley, III
Member cases:

[1:08-cv-04544-WHP](#)

[1:08-cv-02463-WHP](#)

Related Cases: [1:08-cv-02463-WHP](#)

[1:08-cv-04544-WHP](#)

[1:08-cv-04334-WHP](#)

Cause: 15:78m(a) Securities Exchange Act

Date Filed: 01/31/2008
Jury Demand: Plaintiff
Nature of Suit: 840 Trademark
Jurisdiction: Federal Question

Lead Plaintiff

SLM Venture

represented by **Aaron Michael Sheanin**
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TERMINATED: 03/07/2011

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Plaintiff

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Jonathan K. Levine
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ATTORNEY TO BE NOTICED

Plaintiff

Robert H. Burch
*on behalf of all others similarly
situated*

represented by **Samuel Howard Rudman**
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Jonathan K. Levine

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Plaintiff

The Westchester Movants
TERMINATED: 04/01/2009

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Plaintiff

**Sheet Metal Workers Local No.
80 Pension Trust Fund**

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V.

Defendant

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Defendant

Albert L. Lord

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Christopher R. Harris
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LEAD ATTORNEY
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Jeff G. Hammel
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Laurie Beth Smilan
(See above for address)
*TERMINATED: 04/14/2011
LEAD ATTORNEY*

Brian Thomas Ortelere
(See above for address)
ATTORNEY TO BE NOTICED

Peter A. Wald
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Charles Elliott (C.E.) Andrews
TERMINATED: 09/24/2010

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TERMINATED: 04/14/2011

Peter A. Wald
(See above for address)

Defendant

Robert S. Autor

represented by **Abid R. Qureshi**
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*TERMINATED: 04/14/2011
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Peter A. Wald

(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/31/2008	1	COMPLAINT against SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor. (Filing Fee \$ 350.00, Receipt Number 640175)Document filed by Robert H. Burch(individually), Robert H. Burch(on behalf of all others similarly situated).(laq) (jpo). (Entered: 02/04/2008)
01/31/2008		SUMMONS ISSUED as to SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor. (laq) (Entered: 02/04/2008)
01/31/2008		Magistrate Judge Douglas F. Eaton is so designated. (laq) (Entered: 02/04/2008)
01/31/2008		Case Designated ECF. (laq) (Entered: 02/04/2008)
02/14/2008	2	AFFIDAVIT OF SERVICE. SLM Corporation served on 2/5/2008, answer due 2/25/2008. Service was accepted by Scott LaScala, Person Authorized to Accept Service. Document filed by Robert H. Burch(individually). (Rosenfeld, David) (Entered: 02/14/2008)
02/14/2008	3	AFFIDAVIT OF SERVICE. Charles Elliott (C.E.) Andrews served on 2/6/2008, answer due 2/26/2008. Service was accepted by Jean Andrews. Document filed by Robert H. Burch(on behalf of all others similarly situated). (Rosenfeld, David) (Entered: 02/14/2008)
02/14/2008	4	AFFIDAVIT OF SERVICE. Robert S. Autor served on 2/7/2008, answer due 2/27/2008. Service was accepted by Ashley Jaquest. Service was made by and Mail. Document filed by Robert H. Burch(on behalf of all others similarly situated). (Rosenfeld, David) (Entered: 02/14/2008)
02/19/2008	5	ORDER FOR INITIAL PRETRIAL CONFERENCE: Initial Conference set for 5/16/2008 at 12:30 PM in Courtroom 11D, 500 Pearl Street, New York, NY 10007 before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 2/14/08) Copies Mailed By Chambers.(js) (Entered: 02/19/2008)
03/10/2008	6	STIPULATION AND PRETRIAL ORDER NO.1: A party to any related action may, for good cause shown, move for relief from the terms of this Pretrial Order No.1 only if the such motion is filed with the Court and served upon such Plaintiffs' Lead Counsel as the Court may subsequently appoint and upon counsel for such party. Any party herein may oppose such a motion. SO ORDERED. (Signed by Judge William H. Pauley, III on 3/7/2008) (jmi) (Entered: 03/10/2008)
03/31/2008	7	ENDORSED LETTER addressed to Judge William H. Pauley

		from David Rosenfeld dated 3/26/08 re: Request for non compliance with the premotion conference requirement so as to file motion on 3/31/08. ENDORSEMENT: Application granted. (Motion due by 3/31/2008.) (Signed by Judge William H. Pauley, III on 3/31/08) (cd) (Entered: 03/31/2008)
03/31/2008	8	NOTICE OF APPEARANCE by Jeff G. Hammel on behalf of SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor (Hammel, Jeff) (Entered: 03/31/2008)
03/31/2008	9	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor.(Hammel, Jeff) (Entered: 03/31/2008)
03/31/2008	10	NOTICE OF APPEARANCE by Laurie Beth Smilan on behalf of SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor (Smilan, Laurie) (Entered: 03/31/2008)
03/31/2008	11	MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s)., MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP.</i> , MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. Document filed by The Westchester Movants. (Attachments: # 1 Text of Proposed Order)(Kaboolian, Nancy) (Entered: 03/31/2008)
03/31/2008	12	DECLARATION of Nancy Kaboolian in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP.</i> MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by The Westchester Movants. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Kaboolian, Nancy) (Entered: 03/31/2008)
03/31/2008	13	MEMORANDUM OF LAW in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP.</i> MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by The Westchester Movants. (Kaboolian, Nancy) (Entered: 03/31/2008)
03/31/2008	14	AFFIDAVIT OF SERVICE of Motion to Appoint Lead Plaintiff and all supporting documents served on All Counsel of Record on 03/31/2008. Service was made by mail. Document filed by The

		Westchester Movants. (Kaboolian, Nancy) (Entered: 03/31/2008)
03/31/2008	15	MOTION to Consolidate Cases 08-02463., MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s). Document filed by SLM Venture.(Levine, Jonathan) (Entered: 03/31/2008)
03/31/2008	16	FILING ERROR - WRONG PDF FILE ASSOCIATED WITH DOCKET ENTRY - DECLARATION of JONATHAN K. LEVINE in Support re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s). Document filed by SLM Venture. (Levine, Jonathan) Modified on 4/1/2008 (jar). (Entered: 03/31/2008)
03/31/2008	17	MEMORANDUM OF LAW in Support re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s).. Document filed by SLM Venture. (Levine, Jonathan) (Entered: 03/31/2008)
03/31/2008	18	DECLARATION of **CORRECT VERSION** JONATHAN K. LEVINE in Support re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s).. Document filed by SLM Venture. (Levine, Jonathan) (Entered: 03/31/2008)
03/31/2008	19	FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT - NOTICE of PROPOSED ORDER ISO SLM VENTURE'S MOTION FOR CONSOLIDATION/APPOINTMENT OF LEAD COUNSEL re: 17 Memorandum of Law in Support of Motion, 18 Declaration in Support of Motion, 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s). Document filed by SLM Venture. (Levine, Jonathan) Modified on 4/1/2008 (db). (Entered: 03/31/2008)
03/31/2008	20	MOTION to Appoint Sheet Metal Workers Local No. 80 Pension Trust Fund to serve as lead plaintiff(s). Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Attachments: # 1 Exhibit Proposed Order)(Rosenfeld, David) (Entered: 03/31/2008)
03/31/2008	21	MEMORANDUM OF LAW in Support re: 20 MOTION to Appoint Sheet Metal Workers Local No. 80 Pension Trust Fund to serve as lead plaintiff(s).. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Rosenfeld, David) (Entered: 03/31/2008)
03/31/2008	22	DECLARATION of David A. Rosenfeld in Support re: 20 MOTION to Appoint Sheet Metal Workers Local No. 80 Pension Trust Fund to serve as lead plaintiff(s).. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Attachments: # 1 Errata A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Rosenfeld, David) (Entered: 03/31/2008)
04/01/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - NON-

		ECF DOCUMENT ERROR. Note to Attorney Jonathan K. Levine to E-MAIL Document No. 19 PROPOSED ORDER ISO SLM VENTURE'S MOTION FOR CONSOLIDATION/APPOINTMENT OF LEAD COUNSEL to orders_and_judgments@nysd.uscourts.gov. This document is not filed via ECF. (db) (Entered: 04/01/2008)
04/01/2008	23	MEMORANDUM OF LAW in Support re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s).. Document filed by SLM Venture. (Attachments: # 1 Text of Proposed Order Proposed Order)(Levine, Jonathan) (Entered: 04/01/2008)
04/03/2008	24	ENDORSED LETTER addressed to Judge William H. Pauley from Jonathan K. Levine dated 3/31/08 re: Counsel for investors who wish to file a motion for appointment as lead plaintiff request leave from complying with the practice mentioned herein so that they may file their motion on 3/31/08. ENDORSEMENT: Application Granted. (Signed by Judge William H. Pauley, III on 4/1/08) (tro) (Entered: 04/03/2008)
04/17/2008	25	MEMORANDUM OF LAW in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). <i>Memorandum of Law in Further Support of the Motion of Westchester Capital Management Inc. and Green & Smith Investment Management LLC for Appointment as Lead Plaintiffs and in Opposition to the Competing Motions</i> . Document filed by The Westchester Movants. (Kaboolian, Nancy) (Entered: 04/17/2008)
04/17/2008	26	DECLARATION of Nancy Kaboolian in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by The Westchester Movants. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Kaboolian, Nancy) (Entered: 04/17/2008)
04/17/2008	27	AFFIDAVIT OF SERVICE of Memorandum of Law in Further Support of the Motion of Westchester Capital Management Inc. and Green & Smith Investment Management LLC for Appointment as Lead Plaintiffs and in Opposition to the Competing Motions and all supporting documents served on All

		Counsel of Record on 04/17/08. Service was made by Mail. Document filed by The Westchester Movants. (Kaboolian, Nancy) (Entered: 04/17/2008)
04/17/2008	28	RESPONSE to Motion re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s). <i>RESPONSE OF SLM VENTURE TO CROSS-MOTIONS FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL</i> . Document filed by SLM Venture. (Levine, Jonathan) (Entered: 04/17/2008)
04/17/2008	29	DECLARATION of JONATHAN K. LEVINE in Support re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s).. Document filed by SLM Venture. (Levine, Jonathan) (Entered: 04/17/2008)
04/17/2008	30	CERTIFICATE OF SERVICE. Document filed by SLM Venture. (Levine, Jonathan) (Entered: 04/17/2008)
04/17/2008	31	MEMORANDUM OF LAW in Opposition re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s)., 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s).. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Rudman, Samuel) (Entered: 04/17/2008)
04/28/2008	32	REPLY MEMORANDUM OF LAW in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by The Westchester Movants. (Attachments: # 1 Affidavit of Service)(Kaboolian, Nancy) (Entered: 04/28/2008)
04/28/2008	33	REPLY MEMORANDUM OF LAW in Support re: 20 MOTION to Appoint Sheet Metal Workers Local No. 80 Pension Trust Fund to serve as lead plaintiff(s).. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Rudman, Samuel) (Entered: 04/28/2008)
04/28/2008	34	REPLY to Response to Motion re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s). <i>REPLY OF SLM VENTURE ON CROSS-</i>

		<i>MOTIONS FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL.</i> Document filed by SLM Venture. (Levine, Jonathan) (Entered: 04/28/2008)
04/28/2008	35	DECLARATION of SAM SOTOODEH in Support re: 15 MOTION to Consolidate Cases 08-02463. MOTION to Appoint SLM VENTURE to serve as lead plaintiff(s).. Document filed by SLM Venture. (Levine, Jonathan) (Entered: 04/28/2008)
04/28/2008	36	CERTIFICATE OF SERVICE. Document filed by SLM Venture. (Levine, Jonathan) (Entered: 04/28/2008)
04/30/2008	37	MOTION for Abid Qureshi to Appear Pro Hac Vice. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor.(dle) Modified on 5/1/2008 (dle). (Entered: 05/01/2008)
04/30/2008	38	MOTION for Peter A. Wald to Appear Pro Hac Vice. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor.(dle) (Entered: 05/01/2008)
05/09/2008	39	ENDORSED LETTER addressed to Judge William H. Pauley from David A. Rosenfeld dated 5/7/08 re: Counsel writes to request that instead of proceeding with the Initial Pretrial Conference, the Court hear oral argument on the pending Lead Plaintiff motions at that time. ENDORSEMENT: Application Granted. (Signed by Judge William H. Pauley, III on 5/9) (tve) (Entered: 05/09/2008)
05/09/2008	40	ENDORSED LETTER addressed to Judge William H. Pauley from Jeff G. Hammel dated 5/7/2008 re: Counsel is writing to seek an adjournment of the initial pretrial conference than is scheduled for 5/16/08. ENDORSEMENT: Application granted. The initial pre-conference is adjourned to 6/13/08 at 11:45 a.m.. (Signed by Judge William H. Pauley, III on 5/9/2008) (tve) (Entered: 05/09/2008)
05/09/2008		***DELETED DOCUMENT. Deleted document number 41 Order Admitting Attorney Pro Hac Vice. The document was incorrectly filed in this case. (tve) (Entered: 05/09/2008)
05/09/2008	41	ORDER ADMITTING ATTORNEY PRO HAC VICE. Attorney Peter A. Wald for SLM Corporation admitted Pro Hac Vice. (Signed by Judge William H. Pauley, III on 5/8/2008) (tve) (Entered: 05/09/2008)
05/09/2008	42	ORDER ADMITTING ATTORNEY PRO HAC VICE. Attorney Abid Qureshi for SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews and Robert S. Autor admitted Pro Hac Vice. (Signed by Judge William H. Pauley, III on 5/8/2008) (tve) (Entered: 05/09/2008)
05/09/2008	43	NOTICE OF APPEARANCE by Arthur N. Abbey on behalf of

		The Westchester Movants (Abbey, Arthur) (Entered: 05/09/2008)
05/09/2008	44	NOTICE OF APPEARANCE by Stephen Thran Rodd on behalf of The Westchester Movants (Rodd, Stephen) (Entered: 05/09/2008)
05/09/2008	45	NOTICE OF APPEARANCE by Natalie Sharon Marcus on behalf of The Westchester Movants (Marcus, Natalie) (Entered: 05/09/2008)
05/13/2008		CASHIERS OFFICE REMARK on 42 Order Admitting Attorney Pro Hac Vice, 41 Order Admitting Attorney Pro Hac Vice in the amount of \$50.00, paid on 4/30/08, Receipt Number 649435. (Quintero, Marcos) (Entered: 05/13/2008)
05/13/2008	46	MOTION for Daniel C. Girard to Appear Pro Hac Vice. Document filed by Robert H. Burch(individually), Robert H. Burch(on behalf of all others similarly situated).(dle) Modified on 5/14/2008 (dle). (Entered: 05/14/2008)
05/15/2008		Transmission to Attorney Admissions Clerk. Transmitted re: 42 Order Admitting Attorney Pro Hac Vice, 41 Order Admitting Attorney Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (tve) (Entered: 05/15/2008)
05/19/2008		CASHIERS OFFICE REMARK on 46 Motion to Appear Pro Hac Vice in the amount of \$25.00, paid on 5/13/08, Receipt Number 650591. (Quintero, Marcos) (Entered: 05/19/2008)
05/20/2008	47	MOTION for Aaron M. Sheanin to Appear Pro Hac Vice. Document filed by Robert H. Burch(individually), Robert H. Burch(on behalf of all others similarly situated).(dle) (Entered: 05/21/2008)
05/23/2008	48	ORDER GRANTING ADMISSION PRO HAC VICE 46 Motion for Daniel C. Girard to Appear Pro Hac Vice. Daniel C. Girard is admitted to this Court pro hac vice to represent Plaintiff in the above-captioned actions. (Signed by Judge William H. Pauley, III on 5/21/08) (tro) (Entered: 05/27/2008)
05/23/2008	49	ORDER GRANTING ADMISSION PRO HAC VICE: Daniel C. Girard is admitted to this Court pro hac vice to represent Plaintiffs in the above-captioned actions. (Signed by Judge William H. Pauley, III on 5/21/08) (tro) Modified on 6/5/2008 (tro). (Entered: 05/27/2008)
05/23/2008		Transmission to Attorney Admissions Clerk. Transmitted re: 49 Order on Motion to Appear Pro Hac Vice, 48 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (tro) (Entered: 06/05/2008)
05/28/2008		CASHIERS OFFICE REMARK on 49 Order on Motion to Appear Pro Hac Vice, in the amount of \$25.00, paid on 5/20/08, Receipt Number 651922. (Quintero, Marcos) (Entered: 05/28/2008)
06/03/2008	50	TRANSCRIPT of proceedings held on 5/16/2008 before Judge

		William H. Pauley, III. (ama) (Entered: 06/03/2008)
06/24/2008	51	ORDER granting 47 Motion for Aaron M. Sheanin to Appear Pro Hac Vice. (Signed by Judge William H. Pauley, III on 6/12/2008) (jpo) (Entered: 06/25/2008)
06/24/2008		Transmission to Attorney Admissions Clerk. Transmitted re: 51 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (jpo) (Entered: 06/25/2008)
06/30/2008	52	ORDER Plaintiffs in these related actions bring claims under 10(b) and 20 (a) of the Securities Exchange Act of 1934, 15 U.S.C. 78, against SLM Corporation (SLM) and three of its executives on behalf of a purported class of investors who purchased shares of SLM. Three different plaintiffs vie for appointment as lead plaintiff, including two related investment advisors, Westchester Capital Management and green and Smith Investment Management (the Westchester Movants). The Westchester Movants submitted a certificate form Roy Behren, Chief Compliance Officer, stating that the two investment advisors have unrestricted decision making authority with respect to the funds they advise and manage and that he is authorized to undertake all acts on behalf of the Westchester Movants. On June 24, 2008 the Westchester Movants also submitted a consent action of the Board of Trustees for two funds managed by Westchester Capital Management Authorizing the commencement of lawsuits alleging the violations of securities laws. The court directs the Westchester Movants to submit by July 14, 2008 any further evidence that they have unrestricted decision making authority over all five funds that purchased shares of SLM and authority to maintain this action on behalf of all those funds. (Signed by Judge William H. Pauley, III on 6/30/08) (mme) (Entered: 06/30/2008)
07/08/2008	53	DECLARATION of Arthur N. Abbey in Response to the Court's June 30, 2008 Order in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by The Westchester Movants. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(Kaboolian, Nancy) (Entered: 07/08/2008)
07/08/2008	54	AFFIDAVIT OF SERVICE of Declaration of Arthur N. Abbey in Response to June 30, 2008 Order served on All Counsel of Record on 07/08/2008. Service was made by mail and facsimile. Document filed by The Westchester Movants. (Kaboolian, Nancy) (Entered: 07/08/2008)

07/10/2008	55	RESPONSE in Opposition re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Attachments: # 1 Exhibit Exhibit A)(Rosenfeld, David) (Entered: 07/10/2008)
07/14/2008	56	RESPONSE in Opposition re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by SLM Venture. (Sheanin, Aaron) (Entered: 07/14/2008)
07/14/2008	57	DECLARATION of Aaron M. Sheanin in Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by SLM Venture. (Sheanin, Aaron) (Entered: 07/14/2008)
07/16/2008	58	REPLY to Response to Motion re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). <i>Reply to the responses of Sheet Metal Workers' Local No. 80 Pension Trust Fund and SLM Venture to the Declaration of Arthur N. Abbey in response to the Court's June 30, 2008 Order.</i> Document filed by The Westchester Movants. (Rodd, Stephen) (Entered: 07/16/2008)
07/16/2008	59	DECLARATION of Stephen T. Rodd in support of Westchester Movants' Reply to the responses of Sheet Metal Workers' Local No. 80 Pension Trust Fund and SLM Venture to the Declaration of Arthur N. Abbey in Response to the Court's June 30, 2008 Order in

		Support re: 11 MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s). MOTION to Appoint Counsel <i>Abbey Spanier Rodd & Abrams, LLP</i> . MOTION to Consolidate Cases 08-cv-01029, 08-cv-02463. MOTION to Appoint Westchester Capital Management Inc. and Green & Smith Investment Management LLC ("The Westchester Movants") to serve as lead plaintiff(s).. Document filed by The Westchester Movants. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Affidavit Affidavit of Service)(Rodd, Stephen) (Entered: 07/16/2008)
07/21/2008	60	ENDORSED LETTER addressed to Judge William H. Pauley III from Arthur N, Abbey dated 7/14/2008 re: Counsel writes to request leave of the Court to submit, on or before Tuesday, July 15, 2008, a reply to the July 10, 2008 "Response of Sheet Metal Workers Local No. 80 Pension Trust Fund to the Declaration of Arthur N. Abbey in Response to the June 30, 2008 Order". ENDORSEMENT: Application Granted. So Ordered. (Signed by Judge William H. Pauley, III on 7/18/2008) (jfe) (Entered: 07/21/2008)
07/21/2008	61	ENDORSED LETTER addressed to Judge William H. Pauley III from Arthur N, Abbey dated 7/15/2008 re: Counsel respectfully request leave to file their reply on Wednesday, July 16, 2008. ENDORSEMENT: Application Granted. So Ordered. (Signed by Judge William H. Pauley, III on 7/18/2008) (jfe) (Entered: 07/21/2008)
07/23/2008	62	MEMORANDUM AND ORDER: For the foregoing reasons, the actions are consolidated, Westchester Capital is appointed lead plaintiff, and Abbey Spanier is approved as lead counsel. (Signed by Judge William H. Pauley, III on 7/23/2008) Filed In Associated Cases: 1:08-cv-01029-WHP, 1:08-cv-02463-WHP(jpo) (Entered: 07/23/2008)
07/29/2008	63	SCHEDULING ORDER NO. 2: This Court will hold an initial pre-trial conference on 8/14/2008 at 11:45 AM before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 7/28/08) (tro) (Entered: 07/30/2008)
08/19/2008	64	ENDORSED LETTER addressed to Judge William H. Pauley, III from Jeff G. Hammel dated 7/31/2008 re: We represent the defendants in the above referenced matter, and write to request a brief adjournment of the pre-trial conference currently schedule for August 14, 2008, as set forth in the Scheduling Order entered 7/30/08. ENDORSEMENT: Application Granted. The pre-trial conference is adjourned to September 26,2008 at 11:15 a.m. SO ORDERED., (Pretrial Conference set for 9/26/2008 at 11:15 AM before Judge William H. Pauley III.) (Signed by Judge William H. Pauley, III on 8/18/2008) (jmi) (Entered: 08/20/2008)
09/16/2008	65	ENDORSED LETTER addressed to Judge William H. Pauley

		<p>from Jeff G. Hammel dated 9/5/08 re: Counsel for Defendant have conferred with plaintiffs' counsel who have consented to this letter, and write to request leave from filing a Rule 26(f) report in advance of the pre-trial conference scheduled for 9/26/08.</p> <p>ENDORSEMENT: Application granted. (Signed by Judge William H. Pauley, III on 9/15/08) (tro) (Entered: 09/16/2008)</p>
09/16/2008	66	<p>STIPULATION AND PRETRIAL ORDER NO. 2 AMENDING PRETRIAL ORDER NO. 1: Pretrial Order No. 1 is amended only insofar as the Consolidated Amended Complaint may be filed on or before 10/29/08. (Amended Pleadings due by 10/29/2008.) (Signed by Judge William H. Pauley, III on 9/15/08) (tro) (Entered: 09/16/2008)</p>
09/30/2008	67	<p>SCHEDULING ORDER No 3: Lead Plaintiff will file and serve its consolidated amended complaint by November 17,2008. Defendants shall submit any pre-motion letter in accordance with this Court's individual practices by December 8, 2008. Lead Plaintiff shall submit any response to Defendants' pre-motion letter by December 15,2008. This Court will hold a pre-motion conference on December 19, 2008 at 11:00 a.m. (Signed by Judge William H. Pauley, III on 9/26/2008) (jpo) (Entered: 10/01/2008)</p>
12/02/2008	68	<p>STIPULATION AND PRETRIAL ORDER NO. 3 AMENDING SCHEDULING ORDER NO. 3: Lead Plaintiff will file and serve its Consolidated Amended Complaint by 12/8/08. Defendants shall submit any pre-motion letter in accordance with the Court's individual practices by 1/15/09. Lead Plaintiff shall submit any response to Defendants' pre-motion letter by 1/22/09. The Court will hold a pre-motion conference on 1/30/2009 at 12:00 PM before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 12/2/08) (tro) (Entered: 12/03/2008)</p>
01/08/2009	69	<p>ENDORSED LETTER addressed to Judge William H. Pauley from Jonathan K. Levine dated 12/19/08 re:No other movant submitted evidence to contradict SLM Venture's showing of typicality and adequacy. See 15 U.S.C. § 78u-4(a)(3)(B)(iii)(II) (proof required). Thus, because Westchester Capital may no longer serve in the role, SLM Venture should be appointed Lead Plaintiff. Lastly, SLM Venture also intends to request that the Court approve its selection of Girard GibbsLLP to serve as Lead Counsel. As documented in prior filings, Girard Gibbs has substantial experience in litigating securities class and non-class actions and has successfully prosecuted numerous complex cases on behalf of injured investors. See Docket No. 18, Ex. C. ENDORSEMENT: Application Granted. The Court will hold a pre-motion conference on January 15, 2009 at 2:30 p.m. So Ordered., (Pre-Motion Conference set for 1/15/2009 at 02:30 PM before Judge William H. Pauley III.) (Signed by Judge William H. Pauley, III on 1/8/09) (js) (Entered: 01/08/2009)</p>
01/09/2009	70	<p>(DUPLICATE ORIGINAL) CONSOLIDATED AMENDED COMPLAINT amending 1 Complaint, against SLM Corporation,</p>

		Albert L. Lord, Charles Elliott (C.E.) Andrews.Document filed by The Westchester Movants. Related document: 1 Complaint, filed by Robert H. Burch.(dle)(Document originally received by the USDC/SDNY on 12/8/08) Modified on 1/9/2009 (dle). (Entered: 01/09/2009)
01/12/2009	71	ENDORSED LETTER addressed to Judge William H. Pauley from Jeff G. Hammel dated 1/6/09 re: Counsel requests that the Court adjourn the current pre-motion letter and conference schedule. ENDORSEMENT: Application granted. (Signed by Judge William H. Pauley, III on 1/9/09) (mme) (Entered: 01/12/2009)
01/20/2009	72	SCHEDULING ORDER No. 4: Lead Plaintiff will file and serve its memorandum regarding the Court of Appeals' decision in Huff Asset v Delloitte & Touche by 1/23/09. Plaintiffs SLM Ventures and Sheet Metal Workers Local No. 80 Pension Trust shall file and serve their memoranda by 1/29/09; Defendants shall file and serve any memorandum by 2/2/09; the Court will hold oral argument on 2/10/09 at 10:30 am. Oral Argument set for 2/10/2009 at 10:30 AM before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 1/15/09) Copies sent by chambers.(cd) (Entered: 01/20/2009)
01/26/2009	87	TRANSCRIPT of proceedings held on 1/15/09 before Judge William H. Pauley, III. (tro) (Entered: 03/16/2009)
01/27/2009	73	SCHEDULING ORDER No. 5: Lead Plaintiff will file and serve its memorandum re the Court of Appeals' decision in Huff Asset v Deloitte & Touche by 1/27/09; Plaintiffs SIM Ventures and Sheet Metal Workers' Local No. 80 Pension Trust Fund shall file and serve their memoranda by 2/3/09; Defendants shall file and serve any memoranda by 2/5/09; and Oral Argument set for 2/13/2009 at 09:45 AM before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 1/23/09) (cd) (Entered: 01/27/2009)
01/27/2009	74	BRIEF <i>Memorandum in Support of Lead Plaintiff's Motion to Approve Assignment of Claims Pursuant to Federal Rules of Civil Procedure 17(a) and in Opposition to the Motions of SLM Venture and SheetMetal Workers' Local 80 Pension Trust Fund to remove Lead Plaintiff Westchester Capital Management Inc. for Lack of Article III Standing.</i> Document filed by The Westchester Movants. (Attachments: # 1 Affidavit Certificate of Service)(Rodd, Stephen) (Entered: 01/27/2009)
02/03/2009	75	BRIEF re: 74 Brief, <i>Memorandum of Law in Support of Lead Plaintiff Movant SLM Venture's Motion for Relief from Order Appointing Lead Plaintiff and Lead Counsel and in Opposition to Westchester Capital's Motion to Approve Assignment of Its Clients' Claims.</i> Document filed by SLM Venture.(Levine, Jonathan) (Entered: 02/03/2009)
02/03/2009	76	MOTION to Appoint SLM Venture to serve as lead plaintiff(s)

		<i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel.</i> Document filed by SLM Venture.(Levine, Jonathan) (Entered: 02/03/2009)
02/03/2009	77	DECLARATION of Jonathan K. Levine in Support re: 76 MOTION to Appoint SLM Venture to serve as lead plaintiff(s) <i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel..</i> Document filed by SLM Venture. (Levine, Jonathan) (Entered: 02/03/2009)
02/17/2009	83	SCHEDULING ORDER No. 6: Movant SLM Venture is directed to submit a further declaration in support of its motion for appointment as lead plaintiff by February 20, 2009. Any response by the parties to SLM Venture's declaration shall be submitted by February 26, 2009. So Ordered (Signed by Judge William H. Pauley, III on 2/13/09) (js) (Entered: 03/03/2009)
02/20/2009	78	MEMORANDUM OF LAW in Support re: 76 MOTION to Appoint SLM Venture to serve as lead plaintiff(s) <i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel..</i> Document filed by SLM Venture. (Levine, Jonathan) (Entered: 02/20/2009)
02/20/2009	79	DECLARATION of Sam Sotoodeh in Support re: 76 MOTION to Appoint SLM Venture to serve as lead plaintiff(s) <i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel..</i> Document filed by SLM Venture. (Levine, Jonathan) (Entered: 02/20/2009)
02/24/2009	80	MOTION for Eric D. Reicin to Appear Pro Hac Vice. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews.(dle) (Entered: 02/26/2009)
02/26/2009	81	SUPPLEMENTAL MEMORANDUM OF LAW in Opposition re: 76 MOTION to Appoint SLM Venture to serve as lead plaintiff(s) <i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel. and in support of Westchester Capital's Motion to Approve Assignment of its Clients' claims.</i> Document filed by The Westchester Movants. (Rodd, Stephen) (Entered: 02/26/2009)
02/26/2009	82	DECLARATION of Stephen T. Rodd in Opposition re: 76 MOTION to Appoint SLM Venture to serve as lead plaintiff(s) <i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel..</i> Document filed by The Westchester Movants. (Attachments: # 1 Exhibit A)(Rodd, Stephen) (Entered: 02/26/2009)
03/04/2009	84	ORDER GRANTING MOTION TO ADMIT COUNSEL PRO HAC VICE: granting 80 Motion for Eric D. Reicin to Appear Pro Hac Vice for SLM Corporation in these proceedings. (Signed by Judge William H. Pauley, III on 3/3/2009) (tve) (Entered: 03/04/2009)

03/04/2009		Transmission to Attorney Admissions Clerk. Transmitted re: 84 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (tve) (Entered: 03/04/2009)
03/06/2009		CASHIERS OFFICE REMARK on 80 Motion to Appear Pro Hac Vice in the amount of \$25.00, paid on 02/24/2009, Receipt Number 678662. (jd) (Entered: 03/06/2009)
03/10/2009	85	ENDORSED LETTER addressed to Judge William H. Pauley, III from Aaron M. Sheanin dated 3/3/2009 re: Requesting permission to file a reply brief of 10 pages or less in response to the February 26, 2009 supplemental memorandum filed by Lead Plaintiff Westchester Capital Management, Inc. (Docket No. 81) and the February 26, 2009 letter submitted to the Court by Defendant SLM Corporation. ENDORSEMENT: Application Granted. (Signed by Judge William H. Pauley, III on 3/9/2009) (jpo) (Entered: 03/11/2009)
03/10/2009	89	LETTER addressed to Judge William H. Pauley from David A. Rosenfeld dated 3/9/09 re: counsel for class member Sheet Metal Workers Local No. 8- Pension Trust Fund write to briefly respond to the letter from Jeff G. Hammel, counsel for defendants, dated 2/26/09 ("Hammel Letter"), in which defendants mistakenly state that SMW 80 has withdrawn "its bid for appointment as lead plaintiff." Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund.(pl) (Entered: 04/14/2009)
03/12/2009	86	REPLY MEMORANDUM OF LAW in Support re: 76 MOTION to Appoint SLM Venture to serve as lead plaintiff(s) <i>Motion of Lead Plaintiff Movant SLM Venture for Relief from Order Appointing Lead Plaintiff and Lead Counsel. and in Opposition to Westchester Capital's Motion to Approve Assignment of Its Clients' Claims.</i> Document filed by SLM Venture. (Levine, Jonathan) (Entered: 03/12/2009)
03/12/2009	91	TRANSCRIPT of proceedings held on 2/13/09 before Judge William H. Pauley, III. (cd) (Entered: 04/23/2009)
04/01/2009	88	MEMORANDUM AND ORDER: For the foregoing reasons, SLM Venture's motion for relief from the July 2008 Order is granted and Westchester Capital's motion for approval of assignment is denied. SLM Venture is appointed lead plaintiff, and its counsel, Girard Gibbs & De Bartolomeo, LLP is approved as lead counsel. (Signed by Judge William H. Pauley, III on 4/1/2009) (jfe) (Entered: 04/01/2009)
04/21/2009	90	LETTER addressed to Judge William H. Pauley, III from Jeff G. Hammel dated 2/5/2009 re: Counsel for defendants writes to inform the Court that the substantive issues have been discussed at the conference on 1/15/2009, and so counsel will not burden the Court with an additional memorandum of law. (tve) (Entered: 04/22/2009)

04/21/2009	92	LETTER addressed to Judge Pauley from Jeff G. Hammel dated 2/26/09 re: response to lead plaintiff movant SLM Venture's supplemental submissions of February 20, 2009. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor.(djc) (Entered: 05/13/2009)
06/19/2009	93	SCHEDULING ORDER No. 7: the Court will hold a status conference in this matter on June 29, 2009 at 11: 15 a.m. (Signed by Judge William H. Pauley, III on 6/17/09) (pl) (Entered: 06/19/2009)
06/30/2009	94	SCHEDULING ORDER NO. 8: Lead Plaintiff shall file and serve its amended complaint by 9/3/09. The parties shall submit a joint status report on 9/17/09. the Court will hold a status conference on 9/25/09 at 10:00 a.m. (Signed by Judge William H. Pauley, III on 6/29/09) (tro) (Entered: 06/30/2009)
06/30/2009	95	TRANSCRIPT of proceedings held on June 29. 2009 @ 11:38 a.m. before Judge William H. Pauley, III. (jab) (Entered: 07/06/2009)
09/03/2009	96	SECOND AMENDED CLASS ACTION COMPLAINT amending 70 Amended Complaint, against SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews, Robert S. Autor.Document filed by SLM Venture. Related document: 70 Amended Complaint, filed by The Westchester Movants.(jmi) (Additional attachment(s) added on 4/1/2010: # 1 2nd Amended Complaint Part 2) (ama). (Entered: 09/08/2009)
09/29/2009	97	SCHEDULING ORDER NO.9: Defendants shall submit a pre-motion letter by November 30, 2009. Lead plaintiff shall submit any response to the pre-motion letter by December 7, 2009. The Court will hold a pre-motion conference on December 11, 2009 at 10:30 a.m. If the Court of Appeals renders a decision on the pending appeal more than two weeks prior to November 30, 2009, the Court will advance the schedule for the pre-motion letters and conference. (Signed by Judge William H. Pauley, III on 9/25/2009) (jfe) (Entered: 09/29/2009)
10/05/2009	98	MANDATE of USCA (Certified Copy) USCA Case Number 09-1602-op(L), 09-2997-op(CON). Petitioner, Westchester Capital Management, Inc., through counsel, has filed two petitions for a writ of mandamus. Upon due consideration, it is hereby ORDERED that the mandamus petitions are DENIED because Petitioner has not demonstrated that it lacks an adequate, alternative means of obtaining relief. Catherine O'Hagan Wolfe, Clerk USCA. Issued As Mandate: 10/1/2009. (nd) (Entered: 10/06/2009)
10/05/2009	102	TRANSCRIPT of proceedings held on 9/25/09 before Judge William H. Pauley, III. (ldi) (Entered: 11/10/2009)
10/14/2009	99	ENDORSED LETTER addressed to Judge William H. Pauley, III from Abid R. Qureshi dated 10/7/09 re: counsel for defendants counsel for the parties have conferred and respectfully propose the

		following schedule for the submission of pre-motion letters in connection with defendants' proposed motion to dismiss. Counsel for the parties are also available at anytime on November 3, November 11 and November 12, 2009 for a pre-motion conference. Thank you for considering our joint proposed schedule. ENDORSEMENT: Application Granted. The Court will hear a pre-Motion conference on November 3 at 5:00 p.m. (Signed by Judge William H. Pauley, III on 10/14/09) (pl) (Entered: 10/15/2009)
10/16/2009	100	TRANSCRIPT of proceedings held on September 25, 2009 before Judge William H. Pauley, III. (mro) (Entered: 10/29/2009)
11/04/2009	101	SCHEDULING ORDER NO. 9: Defendants Motion to Dismiss due by 12/11/2009. Responses due by 1/22/2010. Replies due by 2/12/2010. Oral Argument set for 3/19/2010 at 11:00 AM before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 11/3/09) (db) (Entered: 11/04/2009)
12/11/2009	103	MOTION to Dismiss <i>the Second Amended Class Action Complaint</i> . Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews.(Hammel, Jeff) (Entered: 12/11/2009)
12/11/2009	104	DECLARATION of Jeff G. Hammel in Support re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint</i> .. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T)(Hammel, Jeff) (Entered: 12/11/2009)
12/11/2009	105	MEMORANDUM OF LAW in Support re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint</i> .. Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews. (Hammel, Jeff) (Entered: 12/11/2009)
01/08/2010	106	ENDORSED LETTER: addressed to Judge William H. Pauley from Jonathan K. Levine dated 1/6/2010 re: Counsel for Lead Plaintiff request approval of a one week extension of time for SLM Venture to respond to Defendants' motion to dismiss.. Defendants have consented to this request on the condition that they also receive an additional week to file their reply. If the extension is granted, SLM Venture's opposition will be filed on January 29, 2010 and Defendants' reply papers will be filed on February 26, 2010. Counsel also requests that the hearing on the motion to dismiss be rescheduled from March 19, 2010. ENDORSEMENT: Application Granted. The Court will hear Oral Argument on March 24, 2010 at 11:00 a.m.. So Ordered. (Signed by Judge William H. Pauley, III on 1/8/2010) (js) (Entered: 01/11/2010)

01/08/2010		Set Deadlines/Hearings: Replies due by 2/26/2010. Responses due by 1/29/2010 (js) (Entered: 01/11/2010)
01/29/2010	107	MEMORANDUM OF LAW in Opposition re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint..</i> Document filed by SLM Venture. (Levine, Jonathan) (Entered: 01/29/2010)
01/29/2010	108	DECLARATION of Jonathan Levine in Opposition re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint..</i> Document filed by SLM Venture. (Attachments: # 1 Exhibit 1)(Levine, Jonathan) (Entered: 01/29/2010)
01/29/2010	109	DECLARATION of Jonathan Levine in Opposition re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint..</i> Document filed by SLM Venture. (Attachments: # 1 Exhibit 1)(Levine, Jonathan) (Entered: 01/29/2010)
02/26/2010	110	REPLY MEMORANDUM OF LAW in Support re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint..</i> Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews. (Hammel, Jeff) (Entered: 02/26/2010)
02/26/2010	111	DECLARATION of Jeff G. Hammel in Support re: 103 MOTION to Dismiss <i>the Second Amended Class Action Complaint..</i> Document filed by SLM Corporation, Albert L. Lord, Charles Elliott (C.E.) Andrews. (Attachments: # 1 Exhibit U, # 2 Exhibit V, # 3 Exhibit W, # 4 Exhibit X, # 5 Exhibit Y, # 6 Exhibit Z, # 7 Exhibit AA)(Hammel, Jeff) (Entered: 02/26/2010)
03/30/2010	112	TRANSCRIPT of proceedings held on March 24, 2010 11:15 a.m. before Judge William H. Pauley, III. (ajc) (Entered: 03/30/2010)
03/30/2010	113	NOTICE of FIRM NAME CHANGE. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Rosenfeld, David) (Entered: 03/30/2010)
04/01/2010		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Arthur N. Abbey to RE-FILE Document 96 Amended Complaint,. ERROR(S): Second Amended Complaint missing pages. (ama) (Entered: 04/01/2010)
09/24/2010	114	MEMORANDUM AND ORDER, For the foregoing reasons, Defendants SLM Corporation's and Albert Lord's motion to dismiss the Second Amended Class Action Complaint 103 is denied. Defendant Charles Andrews' motion to dismiss the Complaint is granted. All references in the Complaint to the Sheet Metal Workers Local No. 80 Pension Trust Fund are stricken. The Clerk of Court is directed to terminate Charles Andrews as a Defendant in this action. (Signed by Judge William H. Pauley, III on 9/24/2010) (ae) (Entered: 09/24/2010)
09/28/2010	115	SCHEDULING ORDER No. 10: Conference set for 10/12/2010 at 11:00 AM before Judge William H. Pauley III. (Signed by Judge

		William H. Pauley, III on 9/28/10) (cd) (Entered: 09/29/2010)
10/07/2010	116	STIPULATION AND PRETRIAL ORDER: Defendants SLM Corporation and Albert E. Lord shall answer the SAC on or before October 29, 2010. Albert L. Lord answer due 10/29/2010; SLM Corporation answer due 10/29/2010. (Signed by Judge William H. Pauley, III on 10/6/10) (db) (Entered: 10/07/2010)
10/12/2010	117	SCHEDULING ORDER NO. 11: The parties shall submit a 26(f) report by November 15, 2010; and Status Conference set for 11/19/2010 at 10:30 AM before Judge William H. Pauley III to fix a pre-trial schedule. (Signed by Judge William H. Pauley, III on 10/12/10) (djc) (Entered: 10/13/2010)
10/29/2010	118	ANSWER to Amended Complaint. Document filed by Albert L. Lord, SLM Corporation.(Hammel, Jeff) (Entered: 10/29/2010)
11/05/2010	119	TRANSCRIPT of proceedings held on 10/12/2010 before Judge William H. Pauley, III. (dnd) (Entered: 11/08/2010)
11/15/2010	120	RULE 26(f) DISCOVERY PLAN REPORT.Document filed by SLM Venture.(Levine, Jonathan) (Entered: 11/15/2010)
11/22/2010	121	MOTION for Christina H.C. Sharp to Appear Pro Hac Vice. Document filed by SLM Venture.(mbe) (Entered: 11/29/2010)
12/01/2010	122	TRANSCRIPT of proceedings held on 11/19/2010 before Judge William H. Pauley, III. (mbe) (Entered: 12/01/2010)
12/02/2010	123	ORDER FOR ADMISSION PRO HAC VICE ON WRITTEN MOTION: IT IS HEREBY ORDERED that Christina H.C. Sharp is admitted to practice pro hac vice as counsel for Plaintiff, SLM Ventures. (Signed by Judge William H. Pauley, III on 12/2/10) (mro) (Entered: 12/03/2010)
12/08/2010	124	STIPULATED PROTECTIVE ORDER: Regarding procedures to be followed that shall govern the handling of confidential material. (Signed by Judge William H. Pauley, III on 12/8/10) (db) (Entered: 12/09/2010)
12/13/2010	125	SCHEDULING ORDER NO. 12: 1. Plaintiff shall disclose the expert(s) it intends to rely upon in connection with its motion for class certification no later than April 1, 2011; 2. Plaintiff shall serve and file its motion for class certification no later than April 8, 2011; 3. Defendants shall complete all expert discovery related to experts disclosed in Plaintiff s motion for class certification no later than April 22, 2011; 4. Defendants shall disclose the expert(s) they intend to rely upon in connection with their opposition to the motion for class certification no later than May 13, 2011; 5. Defendants shall serve and file any opposition to Plaintiffs motion for class certification no later than May 20, 2011; 6. Plaintiff shall complete all expert discovery related to experts disclosed in Defendants' opposition to class certification no later than June 3, 2011; 7. Plaintiff shall serve and file a reply brief in support of

		<p>class certification no later than June 24, 2011; 8. This Court will hold oral argument on Plaintiffs motion for class certification on July 22, 2011 at 10:30 am; 9. All fact discovery shall be completed by October 31, 2011; 10. Plaintiff and Defendants shall each have a maximum of 200 deposition hours to use as they see fit; 11. The deadline to disclose the identities of expert witnesses on issues on which a party bears the burden of proof is October 31, 2011; 12. The parties shall produce all materials required by FRCP 26(a)(2) on issues on which they bear the burden of proof on or before November 30, 2011; 13. The parties shall submit any rebuttal expert materials pursuant to FRCP 26(a)(2) on or before January 6, 2012; 14. The deadline to complete expert discovery is February 29, 2012; 15. The deadline to submit pre-motion conference letters with respect to any dispositive motion(s) is March 8, 2012; 16. The deadline to submit responsive pre-motion conference letters with respect to any dispositive motion(s) is March 13, 2012; 17. The Court will hold a pre-motion conference on March 16, 2012 at 10:30 am. Motions due by 4/8/2011. Responses due by 5/20/2011. Replies due by 6/24/2011. Discovery due by 2/29/2012. Oral Argument set for 7/22/2011 at 10:30 AM before Judge William H. Pauley III. Pre-Motion Conference set for 3/16/2012 at 10:30 AM before Judge William H. Pauley III. (Signed by Judge William H. Pauley, III on 12/10/10) Copies Sent By Chambers. (db) Modified on 12/15/2010 (db). (Entered: 12/14/2010)</p>
12/14/2010		<p>CASHIERS OFFICE REMARK on 121 Motion to Appear Pro Hac Vice in the amount of \$25.00, paid on 11/18/2010, Receipt Number 921604. (jd) (Entered: 12/14/2010)</p>
12/20/2010	126	<p>TRANSCRIPT of proceedings held on November 19, 2010 at 11:00 a.m. before Judge William H. Pauley, III. (js) (Entered: 12/29/2010)</p>
02/15/2011	127	<p>ORDER: Sallie Mae articulates a general fear that privileged information could be unwittingly divulged during an ex parte interview. Without more, the Court cannot craft a meaningful protective order and is not willing to further infringe on Plaintiffs' "time-honored" right to conduct ex parte interviews of witnesses. See Judd v. Take-Two Interactive Software, Inc., No. 07-Cv-7392 (GEL), 2008 WL 906076, at 1(S.D.N.Y.. April 3, 2008) (Lynch, J.)(quoting G-I Holdings 199 F.R.D. at 533). Unlike G-I Holdings, there is no indication that Plaintiffs will seek privileged information or use lay persons to conduct interviews, and therefore the measures prescribed in the Interviews, and therefore the measures prescribed in the Interview Protocol are sufficient to safeguard Sallie Mae's privileged information. Of Course, Sallie Mae knows which of its former employees are likely to have privileged information relevant to this case and can take appropriate prophylactic measures above and beyond the Interview Protocol. So Ordered (Signed by Judge William H. Pauley, III on 2/15/2011) (js) (Entered: 02/15/2011)</p>

03/01/2011	128	MOTION for Aaron M. Sheanin to Withdraw as Attorney. Document filed by SLM Venture.(Sheanin, Aaron) (Entered: 03/01/2011)
03/07/2011	129	NOTICE OF WITHDRAWAL: Please take notice that, pursuant to Rule 1.4 of the Local Rules for the United States District Courts for the Southern and Eastern Districts of New York Aaron M. Sheanin a partner with the law firm of Girard Gibbs LLP, attorney for Lead Plaintiff SLM Venture in the above entitled action, hereby withdraw as attorney of record, as he is leaving Girard Gibbs LLP. Daniel C. Girard, Jonathan K. Levine, and Christina H. C. Sharp of Girard Fills LLP will continue to serve as counsel of record to Lead Plaintiff in the above referenced matter. Counsel hereby requests that his name and email address be removed from the case's official docket. So Ordered (Signed by Judge William H. Pauley, III on 3/7/11) (js) (Entered: 03/08/2011)
04/07/2011	130	NOTICE OF APPEARANCE by Christopher R. Harris on behalf of Albert L. Lord, SLM Corporation (Harris, Christopher) (Entered: 04/07/2011)
04/08/2011	131	MOTION to Certify Class. Document filed by SLM Venture. Responses due by 5/20/2011 (Attachments: # 1 CERTIFICATE OF SERVICE)(Girard, Daniel) (Entered: 04/08/2011)
04/08/2011	132	MEMORANDUM OF LAW in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Girard, Daniel) (Entered: 04/08/2011)
04/08/2011	133	DECLARATION of CHRISTINA C. SHARP in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6)(Girard, Daniel) (Entered: 04/08/2011)
04/08/2011	134	DECLARATION of SAM SOTOODEH in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Girard, Daniel) (Entered: 04/08/2011)
04/08/2011	135	AFFIDAVIT of GREGG A. JARRELL in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Appendix A)(Girard, Daniel) (Entered: 04/08/2011)
04/14/2011	136	ENDORSED LETTER: addressed to Judge William H. Pauley from Daniel C. Girard dated 4/13/2011 re: Plaintiff has requested, and defendants have consented, to a one week extension of the expert discovery cut-off date to accommodate the expert's schedule. The parties also have agreed to extend by one week all of the other remaining dates pertaining to class certification. The date for the class certification hearing will remain as set forth in Scheduling Order No. 12. The proposed modifications to the class

		certification schedule are as follows: Defendants complete all discovery related to plaintiff 's class certification expert by April 29, 2011 (currently April 22). Defendants disclose their class certification expert on May 20, 2011 (currently May 13); Defendants file their opposition to class certification on May 27, 2011 (currently May 20). ENDORSEMENT: So Ordered. (Signed by Judge William H. Pauley, III on 4/14/2011) (js) (Entered: 04/15/2011)
04/14/2011	137	ENDORSED LETTER: addressed to Judge William H. Pauley from Jeff G. Hammel dated 4/7/2011 re: Counsel for Latham & Watkins write in light of the foregoing, Counsel requests that the Court relieve Ms. Smilan as counsel for defendants and the official court docket be amended to reflect this change. ENDORSEMENT: Application Granted. So Ordered. (Signed by Judge William H. Pauley, III on 4/14/2011) (js) (Entered: 04/15/2011)
04/21/2011	138	NOTICE OF APPEARANCE by Brian Thomas Ortelere on behalf of Albert L. Lord, SLM Corporation (Ortelere, Brian) (Entered: 04/21/2011)
05/31/2011	139	ENDORSED LETTER addressed to Judge William H. Pauley from Charles J. Mazer dated 5/25/2011 re: Counsel requests permission to file their Opposition under seal. The parties agree that within 14 days of the filing of the Opposition, they will work together to re-designate materials that are deemed non-confidential, after which Defendants will electronically file a redacted public version of the Opposition. ENDORSEMENT: Application granted. (Signed by Judge William H. Pauley, III on 5/31/2011) (tro) (Entered: 06/01/2011)
06/01/2011	140	SEALED DOCUMENT placed in vault.(nm) (Entered: 06/01/2011)
06/10/2011	141	MEMORANDUM OF LAW in Opposition re: 131 MOTION to Certify Class. (<i>Redacted Publicly Filed Version</i>). Document filed by Albert L. Lord, SLM Corporation. (Harris, Christopher) (Entered: 06/10/2011)
06/10/2011	142	AFFIDAVIT of Christopher James in Opposition re: 131 MOTION to Certify Class.. Document filed by Albert L. Lord, SLM Corporation. (Harris, Christopher) (Entered: 06/10/2011)
06/10/2011	143	DECLARATION of Charles J. Mazer (redacted version) in Opposition re: 131 MOTION to Certify Class.. Document filed by Albert L. Lord, SLM Corporation. (Attachments: # 1 Exhibits A through E, # 2 Exhibit F through P)(Harris, Christopher) (Entered: 06/10/2011)
06/28/2011	144	ENDORSED LETTER addressed to Judge William H. Pauley, III from Jonathan K. Levine dated 6/27/11 re: Plaintiff requests leave to file a brief that is no longer than 15 pages in length. ENDORSEMENT: Application granted. So ordered. (Signed by Judge William H. Pauley, III on 6/28/11) (rjm) (Entered: 06/28/2011)

		06/29/2011)
07/01/2011	145	REPLY MEMORANDUM OF LAW in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Attachments: # 1 Certificate of Service)(Girard, Daniel) (Entered: 07/01/2011)
07/01/2011	146	REPLY AFFIDAVIT of GREGG JARRELL in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Girard, Daniel) (Entered: 07/01/2011)
07/01/2011	147	REPLY AFFIDAVIT of JONATHAN K. LEVINE in Support re: 131 MOTION to Certify Class.. Document filed by SLM Venture. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, part 1, # 11 Exhibit 10, part 2, # 12 Exhibit 10, part 3, # 13 Exhibit 10, part 4, # 14 Exhibit 10, part 5, # 15 Exhibit 10, part 6, # 16 Exhibit 10, part 7, # 17 Exhibit 10, part 8, # 18 Exhibit 10, part 9, # 19 Exhibit 10, part 10, # 20 Exhibit 10, part 11, # 21 Exhibit 10, part 12, # 22 Exhibit 10, part 13, # 23 Exhibit 10, part 14, # 24 Exhibit 10, part 15, # 25 Exhibit 10, part 16, # 26 Exhibit 11, part 1, # 27 Exhibit 11, part 2, # 28 Exhibit 11, part 3, # 29 Exhibit 11, part 4, # 30 Exhibit 12, part 1, # 31 Exhibit 12, part 2, # 32 Exhibit 12, part 3, # 33 Exhibit 13, part 1, # 34 Exhibit 13, part 2, # 35 Exhibit 13, part 3, # 36 Exhibit 13, part 4, # 37 Exhibit 14, # 38 Exhibit 15, # 39 Exhibit 16, # 40 Exhibit 17, # 41 Exhibit 18)(Girard, Daniel) (Entered: 07/01/2011)
07/01/2011	148	SEALED DOCUMENT placed in vault.(mps) (Entered: 07/05/2011)
07/15/2011	150	ENDORSED LETTER addressed to Judge William H. Pauley III from Arthur N. Abbey dated 6/29/11 re: Counsel seeks a pre-motion conference prior to filing motion for relief from Your Honor's April 1, 2009 Order appointing SLM Venture as the lead plaintiff herein and appointing The Merger Fund as the new lead plaintiff. ENDORSEMENT: Application granted. A pre-motion conference will be held during oral argument on Plaintiffs' motion for class certification on July 22, 2011. (Signed by Judge William H. Pauley, III on 7/15/11) (djc) (Entered: 07/18/2011)
07/18/2011	149	ENDORSED LETTER addressed to Judge William H. Pauley III from David A. Rosenfeld dated 7/1/11 re: Counsel requests a pre-motion conference. ENDORSEMENT: Application granted. A pre-motion conference will be held during oral argument on Plaintiffs' motion for class certification on July 22, 2011.(Signed by Judge William H. Pauley, III on 7/15/11) (djc) (Entered: 07/18/2011)
08/01/2011	151	RESPONSE in Support re: 20 MOTION to Appoint Sheet Metal Workers Local No. 80 Pension Trust Fund to serve as lead plaintiff(s).. Document filed by Sheet Metal Workers Local No. 80 Pension Trust Fund. (Rosenfeld, David) (Entered: 08/01/2011)
08/11/2011	152	TRANSCRIPT of Proceedings re: argument held on 7/22/2011 before Judge William H. Pauley, III. Court Reporter/Transcriber:

		Karen Gorlaski, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/5/2011. Redacted Transcript Deadline set for 9/15/2011. Release of Transcript Restriction set for 11/14/2011.(McGuirk, Kelly) (Entered: 08/11/2011)
08/11/2011	153	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Argument proceeding held on 7/22/11 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(McGuirk, Kelly) (Entered: 08/11/2011)

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