

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:08-cv-00913-LTS

In Re Teletch Litigation
Assigned to: Judge Laura Taylor Swain
Member case:
[1:08-cv-01842-LTS](#)
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 01/25/2008
Jury Demand: Plaintiff
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Lead Plaintiff

Electrical Workers Local #357 Pension

represented by **Mario Alba, Jr**
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Robbins, LLP(LIs)
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Donald Beasley
individually and on behalf of all others
similarly situated

represented by **Mario Alba, Jr**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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V.

Consolidated Plaintiff

New Orleans Employees' Retirement System

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Consolidated Plaintiff

William Brown
Individually and on behalf of all others similarly situated

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V.

Defendant

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Defendant

Kenneth D. Tuchman

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Defendant

John R. Troka

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Geoffrey Hunter Coll
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jonathan E. Richman
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ruth C. Lipper

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Geoffrey Hunter Coll
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Jonathan E. Richman
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Defendant

Shirley Young

represented by **Corinne Davina Levy**
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Geoffrey Hunter Coll
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Jonathan E. Richman
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Defendant

William A. Linnenbringer

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Geoffrey Hunter Coll
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ATTORNEY TO BE NOTICED

Defendant

James E. Barlett

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Geoffrey Hunter Coll
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Defendant

Shrikant Mehta

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Geoffrey Hunter Coll
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Jonathan E. Richman
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Citigroup Global Markets Inc.

Defendant

Mogan Stanley & Co., Inc

Defendant

Ernst & Young, LLP

represented by **Dennis Patrick Orr**
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ATTORNEY TO BE NOTICED

V.

Consolidated Defendant

Merrill Lynch & Co.

Consolidated Defendant**Credit Suisse**

Date Filed	#	Docket Text
01/25/2008	1	COMPLAINT against Citigroup Global Markets Inc., Mogan Stanley & Co., Inc, Ernst & Young, LLP, Teletech Holdings, Inc, Kenneth D. Tuchman, John R. Troka, Ruth C. Lipper, Shirley Young, William A. Linnenbringer, James E. Barlett, Shrikant Mehta. (Filing Fee \$ 350.00, Receipt Number 639777)Document filed by Donald Beasley.(jmi) (laq). (Entered: 01/28/2008)
01/25/2008		SUMMONS ISSUED as to Citigroup Global Markets Inc., Mogan Stanley & Co., Inc, Ernst & Young, LLP, Teletech Holdings, Inc, Kenneth D. Tuchman, John R. Troka, Ruth C. Lipper, Shirley Young, William A. Linnenbringer, James E. Barlett, Shrikant Mehta. (jmi) (Entered: 01/28/2008)
01/25/2008		Magistrate Judge Frank Maas is so designated. (jmi) (Entered: 01/28/2008)
01/25/2008		Case Designated ECF. (jmi) (Entered: 01/28/2008)
01/31/2008	2	ORDER RE SCHEDULING AND INITIAL PRETRIAL CONFERENCE: If such a consent order is not filed within the time provided. Initial Conference set for 4/11/2008 at 11:45 AM in Courtroom 17C, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain. It is further ORDERED that counsel for the removing defendant(s) shall serve a copy of this Initial Conference Order on each other party within 10 days following the date of this order, and that a copy of this Initial Conference Order shall also be served with any subsequent process that brings in additional parties, and that proof of such service shall be filed with the Court promptly as stated in this order. IT IS SO ORDERED. (Signed by Judge Laura Taylor Swain on 1/30/2008) (jmi) (Entered: 01/31/2008)
02/18/2008	3	STIPULATION AND ORDER EXTENDING TIME FOR ERNST & YOUNG, LLP TO RESPOND TO COMPLAINT: that Defendant E&Y shall have no obligation to respond to the above-captioned complaint, and the consolidated amended complaint shall supersede all complaints filed in any action consolidated herein. (Signed by Judge Laura Taylor Swain on 2/19/08) (tro) (Entered: 02/19/2008)
02/26/2008	4	STIPULATION AND ORDER by and among the undersigned attorneys for the parties that (i) the Underwriter Defendants shall have no obligation to move, answer or otherwise respond to the above-captioned complaint and (ii) the consolidated amended complaint shall supersede all complaints filed in any action consolidated herein. SO ORDERED (Signed by Judge Laura Taylor Swain on 2/26/2008) (jmi) (Entered: 02/27/2008)
02/27/2008	5	SUMMONS RETURNED EXECUTED. Citigroup Global Markets Inc. served on 2/11/2008, answer due 3/2/2008. Service was accepted by Katherine Brahon, Paralegal. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
02/27/2008	6	SUMMONS RETURNED EXECUTED. Ernst & Young, LLP served on 2/11/2008, answer due 3/2/2008. Service was accepted by Sylvester DeLitto, Subpoena Compliance Manager. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)

02/27/2008	7	SUMMONS RETURNED EXECUTED. Mogan Stanley & Co., Inc served on 2/11/2008, answer due 3/2/2008. Service was accepted by Lauren Galuccio, Associate. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
02/27/2008	8	AFFIDAVIT OF SERVICE. William A. Linnenbringer served on 2/16/2008, answer due 3/7/2008. Service was accepted by Christine Linnenbringer, Wife. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
02/27/2008	9	AFFIDAVIT OF SERVICE. Ruth C. Lipper served on 2/11/2008, answer due 3/2/2008. Service was accepted by Ingrid Torre, Person of Suitable Age and Discretion at Address Listed. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
02/27/2008	10	AFFIDAVIT OF SERVICE. Teletech Holdings, Inc served on 2/13/2008, answer due 3/4/2008. Service was accepted by Chris Rogers as Authorized for Teletech Holdings. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
02/27/2008	11	AFFIDAVIT OF SERVICE. John R. Troka served on 2/16/2008, answer due 3/7/2008. Service was accepted by John R. Troka in Person. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
02/27/2008	12	AFFIDAVIT OF SERVICE. Kenneth D. Tuchman served on 2/13/2008, answer due 3/4/2008. Service was accepted by Deborah Tuchman, Wife. Document filed by Donald Beasley. (Miller, Kim) (Entered: 02/27/2008)
03/03/2008	13	NOTICE OF APPEARANCE by Geoffrey Hunter Coll on behalf of Teletech Holdings, Inc, John R. Troka, Ruth C. Lipper, Shirley Young, William A. Linnenbringer, James E. Barlett, Shrikant Mehta (Coll, Geoffrey) (Entered: 03/03/2008)
03/03/2008	14	NOTICE OF APPEARANCE by Corinne Davina Levy on behalf of Teletech Holdings, Inc, John R. Troka, Ruth C. Lipper, Shirley Young, William A. Linnenbringer, James E. Barlett, Shrikant Mehta (Levy, Corinne) (Entered: 03/03/2008)
03/03/2008	15	NOTICE OF APPEARANCE by Jonathan E. Richman on behalf of Teletech Holdings, Inc, John R. Troka, Ruth C. Lipper, Shirley Young, William A. Linnenbringer, James E. Barlett, Shrikant Mehta (Richman, Jonathan) (Entered: 03/03/2008)
03/03/2008	16	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Teletech Holdings, Inc.(Coll, Geoffrey) (Entered: 03/03/2008)
03/03/2008	17	AFFIDAVIT OF SERVICE on 3/3/2008. Document filed by Teletech Holdings, Inc, John R. Troka, Ruth C. Lipper, Shirley Young, William A. Linnenbringer, James E. Barlett, Shrikant Mehta. (Coll, Geoffrey) (Entered: 03/03/2008)
03/05/2008	18	STIPULATION AND ORDER EXTENDING TIME TO RESPOND TO COMPLAINT that defendants TeleTech Holdings, John Troka, Ruth Lipper, Shirley Young, William Linnenbringer, James Bartlett, Shrikant Mehta, and Kenneth Tuchman shall have not obligation to respond to the complaint and (2) the consolidated amended complaint shall supersede all complaints filed in any action consolidated herein. (Signed by Judge Richard J. Sullivan on 3/5/08) (cd) (Entered: 03/05/2008)
03/25/2008	19	MOTION to Consolidate Cases 08-913, 08-1842 <i>Appoint Lead Plaintiff and Appoint Lead Counsel</i> . Document filed by Donald Beasley. (Attachments: # 1 Text of Proposed

		Order)(Miller, Kim) (Entered: 03/25/2008)
03/25/2008	20	MEMORANDUM OF LAW in Support re: 19 MOTION to Consolidate Cases 08-913, 08-1842 <i>Appoint Lead Plaintiff and Appoint Lead Counsel</i> .. Document filed by Donald Beasley. (Miller, Kim) (Entered: 03/25/2008)
03/25/2008	21	MOTION for Consolidation, Appointment as Lead Plaintiff and Approval of Selection of Lead Counsel. Document filed by New Orleans Employees' Retirement System.(Keller, Christopher) (Entered: 03/25/2008)
03/25/2008	22	DECLARATION of Kim E. Miller in Support re: 19 MOTION to Consolidate Cases 08-913, 08-1842 <i>Appoint Lead Plaintiff and Appoint Lead Counsel</i> .. Document filed by Donald Beasley. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Miller, Kim) (Entered: 03/25/2008)
03/25/2008	23	MEMORANDUM OF LAW in Support re: 21 MOTION for Consolidation, Appointment as Lead Plaintiff and Approval of Selection of Lead Counsel.. Document filed by New Orleans Employees' Retirement System. (Keller, Christopher) (Entered: 03/25/2008)
03/25/2008	24	DECLARATION of Alan I. Ellman in Support re: 21 MOTION for Consolidation, Appointment as Lead Plaintiff and Approval of Selection of Lead Counsel.. Document filed by New Orleans Employees' Retirement System. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Keller, Christopher) (Entered: 03/25/2008)
03/25/2008	25	CERTIFICATE OF SERVICE. Document filed by New Orleans Employees' Retirement System. (Keller, Christopher) (Entered: 03/25/2008)
03/25/2008	26	MOTION to Appoint Electrical Workers Local #357 Pension and Health & Welfare Trusts to serve as lead plaintiff(s). Document filed by Electrical Workers Local #357 Pension. (Attachments: # 1 Text of Proposed Order)(Alba, Mario) (Entered: 03/25/2008)
03/25/2008	27	MEMORANDUM OF LAW in Support re: 26 MOTION to Appoint Electrical Workers Local #357 Pension and Health & Welfare Trusts to serve as lead plaintiff(s).. Document filed by Electrical Workers Local #357 Pension. (Alba, Mario) (Entered: 03/25/2008)
03/25/2008	28	DECLARATION of Mario Alba Jr. in Support re: 26 MOTION to Appoint Electrical Workers Local #357 Pension and Health & Welfare Trusts to serve as lead plaintiff(s).. Document filed by Electrical Workers Local #357 Pension. (Attachments: # 1 Exhibit A - first notice, # 2 Exhibit B - loss chart, # 3 Exhibit C - certification, # 4 Exhibit D - firm resume)(Alba, Mario) (Entered: 03/25/2008)
04/01/2008	29	ORDER SETTING BRIEFING AND HEARING SCHEDULE FOR CONSOLIDATION, APPOINTMENT OF LEAD PLAINTIFF, AND APPOINTMENT OF LEAD COUNSEL MOTIONS: Any and all papers in opposition to NEOPS's and Local 357'ss motions must be filed with this Court and served on all parties, with a courtesy copy provided for the Chambers of the undersigned, so as to be received no later than 4/15/08. Any and all reply papers must be filed and served, with a courtesy copy to Chambers, no later then 4/22/08. A hearing concerning the appointment of a lead plaintiff pursuant to 15 U.S.C. 78u-4(a)(3)(A)(B) and the application for appointment of lead plaintiffs' counsel and for consolidation will be held in this matter on 5/9/08 at 04:30 PM in Courtroom 17C, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain. The submission and consultation

		requirements of the Initial Conference Order previously issued in the above-captioned cases, and the pre-trial conference schedule set by those Orders, are suspended pending further Order of the Court. The Clerk of Court is respectfully requested to docket this Order in each of the above-captioned actions. (Signed by Judge Laura Taylor Swain on 4/1/08) (tro) (Entered: 04/01/2008)
04/03/2008	30	NOTICE OF APPEARANCE by Jamie A. Levitt on behalf of Ernst & Young, LLP (Levitt, Jamie) (Entered: 04/03/2008)
04/03/2008	31	NOTICE OF APPEARANCE by Dennis Patrick Orr on behalf of Ernst & Young, LLP (Orr, Dennis) (Entered: 04/03/2008)
04/14/2008	32	ENDORSED LETTER addressed to Judge Laura Taylor SwainPatrick F. Lennon from Jonathan E. Richman dated 4/11/08 re: Request that the scheduled 5/9/08 Motion hearing be adjourned to 5/20/08 after 10:00 a.m. ENDORSEMENT: The conference is adjourned to 5/20/08 at 4:30 p.m. SO ORDERED. (Status Conference set for 5/20/2008 at 04:30 PM before Judge Laura Taylor Swain.) (Signed by Judge Laura Taylor Swain on 4/14/08) (db) (Entered: 04/15/2008)
04/15/2008	33	FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT - NOTICE of Withdrawal of Motion for Appointment as Lead Plaintiff re: 19 MOTION to Consolidate Cases 08-913, 08-1842 <i>Appoint Lead Plaintiff and Appoint Lead Counsel</i> . Document filed by Donald Beasley. (Miller, Kim) Modified on 4/16/2008 (db). (Entered: 04/15/2008)
04/15/2008	34	MEMORANDUM OF LAW in Support re: 26 MOTION to Appoint Electrical Workers Local #357 Pension and Health & Welfare Trusts to serve as lead plaintiff(s). <i>And for Consolidation and for Approval of Selection of Lead Counsel and In Opposition to the Competing Motions</i> . Document filed by Electrical Workers Local #357 Pension. (Rosenfeld, David) (Entered: 04/15/2008)
04/16/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - NON-ECF DOCUMENT ERROR. Note to Attorney Kim Elaine Miller to E-MAIL Document No. 33 Notice of Withdrawal of Motion for Appointment as Lead Plaintiff to orders_and_judgments@nysd.uscourts.gov. This document is not filed via ECF. (db) (Entered: 04/16/2008)
04/21/2008	35	NOTICE OF WITHDRAWAL OF THE MOTION OF DONALD BEASLEY AND PAPRAJ SUDHAKAR FOR APPOINTMENT AS LEAD PLAINTIFF: After reviewing the motions for lead plaintiff filed by other Movants in this matter, Beasley and Sudhakar hereby notice the withdrawal of their motion for lead plaintiff in light of the financial interest of other Movants. (Signed by Judge Laura Taylor Swain on 4/18/08) (js) (Entered: 04/21/2008)
04/21/2008		***DELETED DOCUMENT. Deleted document number 35 Notice of withdrawal of the motion of Donald Beasley and Papraj Sudhakar for appointment as lead plaintiff. The document was incorrectly filed in this case. (js) (Entered: 04/24/2008)
04/22/2008	36	NOTICE OF APPEARANCE by Andrew Bennett Kratenstein on behalf of Kenneth D. Tuchman (Kratenstein, Andrew) (Entered: 04/22/2008)
04/22/2008	37	REPLY MEMORANDUM OF LAW in Support re: 26 MOTION to Appoint Electrical Workers Local #357 Pension and Health & Welfare Trusts to serve as lead plaintiff(s).. Document filed by Electrical Workers Local #357 Pension. (Alba, Mario) (Entered: 04/22/2008)

04/23/2008	38	MOTION for Gregory R. Jones to Appear Pro Hac Vice. Document filed by Kenneth D. Tuchman.(dle) (Entered: 04/25/2008)
04/23/2008	39	MOTION for Laurence M. Berman to Appear Pro Hac Vice. Document filed by Kenneth D. Tuchman.(dle) (Entered: 04/25/2008)
04/23/2008	40	MOTION for Matthew Oster to Appear Pro Hac Vice. Document filed by Kenneth D. Tuchman.(dle) (Entered: 04/25/2008)
04/29/2008		CASHIERS OFFICE REMARK on 40 Motion to Appear Pro Hac Vice, 38 Motion to Appear Pro Hac Vice, 39 Motion to Appear Pro Hac Vice in the amount of \$75.00, paid on 04/23/2008, Receipt Number 648936. (jd) (Entered: 04/29/2008)
04/30/2008	41	ORDER granting 38 Motion for Gregory R. Jones to Appear Pro Hac Vice for defendant Kenneth D. Tuchman. (Signed by Judge Laura Taylor Swain on 4/30/08) (db) (Entered: 04/30/2008)
04/30/2008		Transmission to Attorney Admissions Clerk. Transmitted re: 41 Order on Motion to Appear Pro Hac Vice to the Attorney Admissions Clerk for updating of Attorney Information. (db) (Entered: 04/30/2008)
04/30/2008	42	ORDER granting 39 Motion for Laurence M. Berman to Appear Pro Hac Vice for defendant Kenneth D. Tuchman. (Signed by Judge Laura Taylor Swain on 4/30/08) (db) (Entered: 04/30/2008)
04/30/2008		Transmission to Attorney Admissions Clerk. Transmitted re: 42 Order on Motion to Appear Pro Hac Vice to the Attorney Admissions Clerk for updating of Attorney Information. (db) (Entered: 04/30/2008)
04/30/2008	43	ORDER granting 40 Motion for Matthew Oster to Appear Pro Hac Vice for defendant Kenneth D. Tuchman. (Signed by Judge Laura Taylor Swain on 4/30/08) (db) (Entered: 04/30/2008)
04/30/2008		Transmission to Attorney Admissions Clerk. Transmitted re: 43 Order on Motion to Appear Pro Hac Vice to the Attorney Admissions Clerk for updating of Attorney Information. (db) (Entered: 04/30/2008)
05/14/2008	44	ENDORSED LETTER addressed to Judge Laura Taylor Swain from David A. Rosenfeld dated 5/13/08 re: Counsel for lead plaintiff movant Electrical Workers Local #357 Pension and Health & Welfare Trusts request that that since our movant is unopposed, the lead plaintiff hearing scheduled for May 20, 2008 should be adjourned and the motions decided on the papers already submitted. ENDORSEMENT: The motions will be taken on submissions. Accordingly, the May 20, 2008 hearing is marked off the calendar. So Ordered. (Signed by Judge Laura Taylor Swain on 5/13/08) (js) (Entered: 05/14/2008)
05/19/2008	45	ORDER CONSOLIDATING CASES AND GRANTING MOTIONS FOR APPOINTMENT OF LEAD PLAINTIFF AND LEAD COUNSEL: granting (26) Motion to Appoint Electrical Workers Local No. 357 Pension and Health & Welfare Trusts as Lead Plaintiff(s) in case 1:08-cv-00913-LTS. The above-captioned actions are consolidated for all purposes pursuant to F.R.C.P. 42(a). The consolidated securities cases shall be referred to collectively as In re Teletech Litigation, Master File No. 08 Civ. 913(LTS)(FM). Electrical Workers Local No. 357 has made a preliminary showing of typicality and adequacy under Rule 23 in accordance with the requirements of the PSLRA. The Court finds that Electrical Workers Local No. 357 is presumptively

	<p>the most adequate plaintiff. Having received no evidence sufficient to rebut this presumption, the Court hereby grants Electrical Workers Local No. 357's motion for appointment as Lead Plaintiff. The Court finds that Coughlin Stoia Geller Rudman & Robbins LLP has had substantial experience and success in prosecuting securities fraud actions, rendering it capable of serving as lead counsel in this action. Accordingly, Electrical Workers Local No. 357's selection of Coughlin Stoia Geller Rudman & Robbins LLP as lead counsel is approved. Coughlin Stoia Geller Rudman & Robbins LLP shall serve as Lead Counsel for all plaintiffs in the Consolidated Actions. This Order resolves docket entry nos. 21 and 26. (Signed by Judge Laura Taylor Swain on 5/19/2008) Filed In Associated Cases: 1:08-cv-00913-LTS, 1:08-cv-01842-LTS(tve) Modified on 5/20/2008 (tve). (Entered: 05/19/2008)</p>
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