

CLOSED, EFILE, STAYED

**U.S. District Court
United States District Court for the District of Connecticut (New Haven)
CIVIL DOCKET FOR CASE #: 3:04-cv-01638-JCH**

Richards v. Fleetboston Financial Corp et al
Assigned to: Judge Janet C. Hall
Cause: 29:1132 E.R.I.S.A.-Employee Benefits

Date Filed: 09/30/2004
Date Terminated: 10/15/2008
Jury Demand: None
Nature of Suit: 791 Labor: E.R.I.S.A.
Jurisdiction: Federal Question

Plaintiff

Donna C. Richards

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V.

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Defendant

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V.

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| Date Filed | # | Docket Text |
|------------|----------|--|
| 09/30/2004 | <u>1</u> | COMPLAINT against FleetBoston Financial Pension Plan, FleetBoston Financial Corp (Filing fee \$ 150 receipt number H013773.), filed by Donna C. Richards.(Ferguson, L.) (Entered: 10/06/2004) |
| 09/30/2004 | <u>2</u> | Order on Pretrial Deadlines: Motions to Dismiss due on 12/30/04. Amended Pleadings due by 11/29/2004. Discovery due by 4/1/2005. Dispositive Motions due by 5/1/2005. (Ferguson, L.) (Entered: 10/06/2004) |
| 09/30/2004 | <u>3</u> | ELECTRONIC FILING ORDER . Signed by Judge Janet C. Hall on 9/30/04. (Ferguson, L.) (Entered: 10/06/2004) |
| 10/22/2004 | <u>4</u> | NOTICE of Appearance by Ian O. Smith on behalf of Donna C. Richards (Smith, Ian) (Entered: 10/22/2004) |
| 10/22/2004 | <u>5</u> | WAIVER OF SERVICE Returned Executed by Donna C. Richards. FleetBoston Financial Corp waiver sent on 10/18/2004, answer due 12/17/2004. (Attachments: # <u>1</u> Exhibit A)(Moukawsher, Thomas) (Entered: 10/22/2004) |

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| 11/24/2004 | <u>6</u> | First MOTION for Extension of Time to File Petition for Class Certification until December 29, 2004 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 11/24/2004) |
| 11/30/2004 | <u>7</u> | WAIVER OF SERVICE Returned Executed by Donna C. Richards. FleetBoston Financial Pension Plan waiver sent on 10/12/2004, answer due 12/11/2004. (Attachments: # <u>1</u> Waiver of Service)(Moukawsher, Thomas) (Entered: 11/30/2004) |
| 11/30/2004 | 8 | NOTICE OF ELECTRONIC ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDER granting <u>6</u> Motion for Extension of Time to file petition for class certification . Signed by Judge Janet C. Hall on 11/30/04. (Boroskey, C.) (Entered: 11/30/2004) |
| 12/10/2004 | <u>9</u> | First MOTION for Extension of Time until January 18, 2005 To file responsive pleadings to Plaintiff Donna Richards Complaint. by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Kelly, George) (Entered: 12/10/2004) |
| 12/10/2004 | <u>10</u> | Corporate Disclosure Statement by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Kelly, George) (Entered: 12/10/2004) |
| 12/10/2004 | <u>11</u> | NOTICE of Appearance by George J. Kelly Jr. on behalf of all defendants (Kelly, George) (Entered: 12/10/2004) |
| 12/13/2004 | <u>13</u> | MOTION for Leave to Appear Pro Hac Vice Attorney Brian P. Guarraci. Filing Fee \$25.00. Receipt Number B009324. by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Candee, D.) (Entered: 12/17/2004) |
| 12/13/2004 | <u>14</u> | MOTION for Leave to Appear Pro Hac Vice re: Attorney Julie A. Koca. Filing Fee \$25.00. Receipt Number B009324. by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Candee, D.) (Entered: 12/17/2004) |
| 12/13/2004 | <u>15</u> | MOTION for Leave to Appear Pro Hac Vice re: Attorney Scott E. Gross. Filing Fee \$25.00. Receipt Number B009324. by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Candee, D.) (Entered: 12/17/2004) |
| 12/13/2004 | <u>16</u> | MOTION for Leave to Appear Pro Hac Vice re: Attorney Anne E. Rea. Filing Fee \$25.00. Receipt Number B009324. by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Candee, D.) (Entered: 12/17/2004) |
| 12/13/2004 | <u>17</u> | MOTION for Leave to Appear Pro Hac Vice re: Attorney William F. Conlon. Filing Fee \$25.00. Receipt Number B009324. by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. (Candee, D.) (Entered: 12/17/2004) |
| 12/14/2004 | 12 | NOTICE OF ELECTRONIC ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDERED ACCORDINGLY <u>9</u> Motion for Extension of Time to 1/18/05 to respond to <u>1</u> Complaint. Signed by Clerk on 12/14/04. (Candee, D.) (Entered: 12/14/2004) |
| 12/17/2004 | 18 | ORDERED ACCORDINGLY <u>13</u> Motion to Appear Pro Hac Vice re: Brian P. Guarraci, ORDERED ACCORDINGLY <u>14</u> Motion to Appear Pro Hac Vice re: Julie A. Koca, ORDERED ACCORDINGLY <u>15</u> Motion to Appear Pro Hac Vice re: Scott E. Gross, ORDERED ACCORDINGLY <u>16</u> Motion to Appear Pro Hac Vice re: Anne E. Rea, ORDERED ACCORDINGLY <u>17</u> Motion to Appear Pro Hac Vice re: William F. Conlon. Signed by Clerk on 12/17/04. (Candee, D.) Modified on 12/17/2004 (Candee, D.). (Entered: 12/17/2004) |
| 12/17/2004 | | Docket Entry Correction re 18 Order on Motion to Appear Pro Hac Vice. Docket entry modified to include attorney names. (Candee, D.) (Entered: 12/17/2004) |
| 12/28/2004 | <u>19</u> | MOTION to Certify Class by Donna C. Richards.Responses due by 1/18/2005 (Moukawsher, Thomas) (Entered: 12/28/2004) |
| 12/28/2004 | <u>20</u> | Memorandum in Support re <u>19</u> MOTION to Certify Class filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Moukawsher, Thomas) (Entered: 12/28/2004) |
| 01/04/2005 | <u>21</u> | NOTICE of Appearance by Julie A. Koca on behalf of all defendants (Koca, Julie) (Entered: 01/04/2005) |

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| 01/04/2005 | <u>22</u> | NOTICE of Appearance by Brian P. Guarraci on behalf of all defendants (Guarraci, Brian) (Entered: 01/04/2005) |
| 01/05/2005 | <u>25</u> | MOTION for Leave to Appear Pro Hac Vice re: Attorney Erin E. Kelly. Filing Fee \$25.00. Receipt Number B009420 by FleetBoston Financial Pension Plan, FleetBoston Financial Corp. (Candee, D.) (Entered: 01/10/2005) |
| 01/07/2005 | <u>23</u> | NOTICE of Appearance by Scott E. Gross on behalf of all defendants (Gross, Scott) (Entered: 01/07/2005) |
| 01/10/2005 | <u>24</u> | Second MOTION for Extension of Time until 01/25/2005 to File Responsive Pleading <u>1</u> Complaint by FleetBoston Financial Pension Plan, FleetBoston Financial Corp. (Kelly, George) (Entered: 01/10/2005) |
| 01/10/2005 | 26 | NOTICE OF ELECTRONIC ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDERED ACCORDINGLY re: <u>25</u> Motion to Appear Pro Hac Vice for Erin E. Kelly. Signed by Clerk on 1/10/05. (Candee, D.) Modified on 1/18/2005 (Candee, D.). (Entered: 01/10/2005) |
| 01/13/2005 | <u>27</u> | MOTION to Stay <i>Unopposed Motion of Defendants to Stay Briefing on Plaintiff's Motion for Class Certification</i> by FleetBoston Financial Pension Plan, FleetBoston Financial Corp. Responses due by 2/3/2005 (Koca, Julie) (Entered: 01/13/2005) |
| 01/13/2005 | 28 | NOTICE OF ELECTRONIC ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDER granting <u>24</u> Motion for Extension of Time to 1/25/05 to respond to complaint . Signed by Judge Janet C. Hall on 1/13/05. (Boroskey, C.) (Entered: 01/13/2005) |
| 01/13/2005 | | Answer deadline updated for FleetBoston Financial Pension Plan to 1/25/2005; FleetBoston Financial Corp to 1/25/2005. (Boroskey, C.) (Entered: 01/13/2005) |
| 01/18/2005 | | Docket Entry Correction re 26 Order on Motion to Appear. Docket entry modified to include "Notice of electronic order. This is the only notice to Court will issue". (Candee, D.) (Entered: 01/18/2005) |
| 01/24/2005 | <u>29</u> | REPORT of Rule 26(f) Planning Meeting. (Kelly, George) (Entered: 01/24/2005) |
| 01/25/2005 | <u>30</u> | MOTION to Dismiss by FleetBoston Financial Pension Plan, FleetBoston Financial Corp. Responses due by 2/15/2005 (Guarraci, Brian) (Entered: 01/25/2005) |
| 01/25/2005 | <u>31</u> | Memorandum in Support re <u>30</u> MOTION to Dismiss filed by FleetBoston Financial Pension Plan, FleetBoston Financial Corp. (Attachments: # <u>1</u> Attachment – Unreported Decisions# <u>2</u> Attachment – Legislative History)(Guarraci, Brian) (Entered: 01/25/2005) |
| 01/25/2005 | <u>32</u> | EXHIBITS A, B and C submitted in paper form in support of <u>30</u> MOTION to Dismiss filed by FleetBoston Financial Pension Plan, FleetBoston Financial Corp (Cody, C.) (Entered: 01/26/2005) |
| 01/28/2005 | 33 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. THIS IS THE ONLY NOTICE COUNSEL WILL RECEIVE. TELEPHONIC RULE 16 CONFERENCE set for 2/18/2005 12:00 PM before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554. (Szczygiel, G.) (Entered: 01/28/2005) |
| 02/08/2005 | <u>34</u> | NOTICE of Appearance by Erin E. Kelly on behalf of FleetBoston Financial Corp, FleetBoston Financial Pension Plan (Kelly, Erin) (Entered: 02/08/2005) |
| 02/14/2005 | <u>35</u> | MOTION for Extension of Time to File Response/Reply as to <u>30</u> MOTION to Dismiss until March 1, 2005 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 02/14/2005) |
| 02/15/2005 | 36 | ORDER granting <u>35</u> Motion for Extension of Time to File Response/Reply re <u>30</u> MOTION to Dismiss Responses due by 3/1/2005. Signed by Judge Janet C. Hall on 2/15/05. (Boroskey, C.) (Entered: 02/15/2005) |
| 02/18/2005 | 37 | Minute Entry for proceedings held before Judge Janet C. Hall : Telephone Rule 16 Status Conference held on 2/18/2005. (Court Reporter Fidanza.) (Boroskey, C.) (Entered: 02/23/2005) |

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| 02/18/2005 | 38 | ORDER granting <u>27</u> Motion to Stay Unopposed Motion of Defendants to Stay Briefing on Plaintiff's Motion for Class Certification by FleetBoston Financial Pension Plan, Fleetboston Financial Corp. Signed by Judge Janet C. Hall on 2/18/05. (Boroskey, C.) (Entered: 02/23/2005) |
| 02/18/2005 | | ReSet Deadlines: Discovery due by 2/15/2006. Dispositive Motions due by 3/31/2006. (Boroskey, C.) (Entered: 02/23/2005) |
| 02/28/2005 | <u>39</u> | RESPONSE re <u>30</u> MOTION to Dismiss filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 02/28/2005) |
| 02/28/2005 | <u>40</u> | Memorandum in Opposition re <u>30</u> MOTION to Dismiss filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1 (part 1 of 3)# <u>2</u> Exhibit 2 (part 2 of 3)# <u>3</u> Exhibit 1 (part 3 of 3)# <u>4</u> Exhibit 2# <u>5</u> Exhibit 3# <u>6</u> Exhibit 4# <u>7</u> Errata 5# <u>8</u> Exhibit 6)(Moukawsher, Thomas) (Entered: 02/28/2005) |
| 03/09/2005 | <u>41</u> | MOTION for Extension of Time until March 28, 2005 to File Reply in Support of <u>30</u> MOTION to Dismiss by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 03/09/2005) |
| 03/11/2005 | 42 | ORDER granting <u>41</u> MOTION for Extension of Time until March 28, 2005 to File Reply in Support of <u>30</u> MOTION to Dismiss by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. . Signed by Judge Janet C. Hall on 3/11/05. (Boroskey, C.) (Entered: 03/11/2005) |
| 03/11/2005 | 43 | Reset Deadlines as to <u>30</u> MOTION to Dismiss. Responses due by 3/28/2005 (Boroskey, C.) (Entered: 03/11/2005) |
| 03/28/2005 | <u>44</u> | MOTION for Leave to File Excess Pages for <i>Reply Brief</i> by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 03/28/2005) |
| 03/28/2005 | <u>45</u> | REPLY to Response to <u>30</u> MOTION to Dismiss filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit D# <u>2</u> Attachment – Additional Unreported Decisions# <u>3</u> Attachment – Additional Legislative History)(Guarraci, Brian) (Entered: 03/28/2005) |
| 04/18/2005 | <u>46</u> | MOTION for Leave to File <i>Surreply Brief</i> re: <u>30</u> Motion to Dismiss by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A)(Moukawsher, Thomas) Modified on 4/19/2005 (Candee, D.). (Entered: 04/18/2005) |
| 04/19/2005 | 47 | Docket Entry Correction re <u>46</u> MOTION for Leave to File <i>Surreply Brief</i> . Docket entry modified to include link to document # 30. (Candee, D.) (Entered: 04/19/2005) |
| 05/06/2005 | <u>48</u> | RESPONSE re <u>46</u> MOTION for Leave to File <i>Surreply Brief</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A: Response to Plaintiff's Surreply Brief)(Guarraci, Brian) (Entered: 05/06/2005) |
| 05/09/2005 | <u>49</u> | REPLY to Response to <u>46</u> MOTION for Leave to File <i>Surreply Brief</i> filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 05/09/2005) |
| 05/27/2005 | <u>50</u> | Proposed MOTION for Leave to File <i>MEMORANDUM RE: SUPPLEMENTAL AUTHORITY IN OPPOSITION TO DISMISSAL</i> by Donna C. Richards. (Moukawsher, Thomas) (Entered: 05/27/2005) |
| 05/27/2005 | <u>51</u> | Memorandum in Support re <u>50</u> Proposed MOTION for Leave to File <i>MEMORANDUM RE: SUPPLEMENTAL AUTHORITY IN OPPOSITION TO DISMISSAL</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A)(Moukawsher, Thomas) (Entered: 05/27/2005) |
| 06/01/2005 | <u>52</u> | MOTION for Extension of Time of Briefing Schedule on <u>19</u> MOTION to Certify Class by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 06/01/2005) |
| 06/02/2005 | 53 | ORDER granting <u>50</u> Proposed MOTION for Leave to File <i>MEMORANDUM RE: SUPPLEMENTAL AUTHORITY IN OPPOSITION TO DISMISSAL</i> (document filed – #51). Signed by Judge Janet C. Hall on 6/2/05. (Boroskey, C.) (Entered: 06/02/2005) |

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| 06/08/2005 | <u>54</u> | RESPONSE re <u>51</u> Memorandum in Support of <u>50</u> Motion re: <i>for Leave to file Supplemental Authority in Opposition to Dismissal</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 6/13/2005 to create link to document #50. (Candee, D.) (Entered: 06/08/2005) |
| 06/09/2005 | 55 | ORDER granting <u>52</u> Agreed MOTION for Extension of Time of Briefing Schedule on <u>19</u> MOTION to Certify Class; defendants have until 9/19/05 to file response to Plaintiff's motion to certify class . Signed by Judge Janet C. Hall on 6/9/05. (Boroskey, C.) (Entered: 06/09/2005) |
| 06/09/2005 | 56 | Reset Deadlines as to <u>19</u> MOTION to Certify Class. Responses due by 9/19/2005 (Boroskey, C.) (Entered: 06/09/2005) |
| 07/01/2005 | 57 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. THIS IS THE ONLY NOTICE COUNSEL WILL RECEIVE. TELEPHONIC CONFERENCE set for 7/12/2005 4:00 PM before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554.(Szczygiel, G.) (Entered: 07/01/2005) |
| 07/06/2005 | 58 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. THIS IS THE ONLY NOTICE COUNSEL WILL RECEIVE. TELEPHONIC CONFERENCE set for 7/19/2005 4:30 PM (rescheduled from 7/12/05) before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554.(Szczygiel, G.) (Entered: 07/06/2005) |
| 07/20/2005 | 59 | Minute Entry for proceedings held before Judge Janet C. Hall : Telephone Status Conference held on 7/20/2005. (Court Reporter Fidanza.) (Boroskey, C.) (Entered: 07/20/2005) |
| 08/04/2005 | <u>60</u> | Consent MOTION for Protective Order by Fleetboston Financial Corp, FleetBoston Financial Pension Plan.Responses due by 8/25/2005 (Attachments: # <u>1</u> Exhibit A – Stipulated Protective Order)(Guarraci, Brian) (Entered: 08/04/2005) |
| 08/16/2005 | 61 | ORDER granting <u>60</u> Consent MOTION for Protective Order by Fleetboston Financial Corp, FleetBoston Financial Pension Plan with except re paragraph 16. . Signed by Judge Janet C. Hall on 8/16/05. (Boroskey, C.) (Entered: 08/16/2005) |
| 08/22/2005 | 62 | ORDER vacating 61 ORDER granting <u>60</u> Consent MOTION for Protective Order by Fleetboston Financial Corp, FleetBoston Financial Pension Plan with except re paragraph 16 signed by Judge Hall on 8/16/05. Court will issue Protective Order. Signed by Judge Janet C. Hall on 8/18/05. (Boroskey, C.) (Entered: 08/22/2005) |
| 08/22/2005 | <u>63</u> | Motion for Protective Order <u>60</u> is granted. PROTECTIVE ORDER filed except for paragraph 16. Signed by Judge Janet C. Hall on 8/18/05. (Boroskey, C.) (Entered: 08/22/2005) |
| 08/30/2005 | <u>64</u> | First MOTION for Extension of Time of <i>two weeks on all</i> expert deadlines by Donna C. Richards. (Moukawsher, Thomas) (Entered: 08/30/2005) |
| 09/08/2005 | 65 | ORDER granting <u>64</u> First MOTION for Extension of Time of two weeks on all expert deadlines; Plaintiff's disclosure of expert to 9/15/05, plaintiff's expert deposition due 11/15/05; defendant's disclosure of experts due by 2/15/06; defendant's expert depositions due 4/17/06 . Signed by Judge Janet C. Hall on 9/8/05. (Boroskey, C.) (Entered: 09/08/2005) |
| 09/15/2005 | <u>66</u> | Second MOTION for Extension of Time of 30 days for all Expert Deadlines by Donna C. Richards. (Moukawsher, Thomas) (Entered: 09/15/2005) |
| 09/19/2005 | 67 | ORDER granting <u>66</u> Second MOTION for Extension of Time of 30 days for all Expert Deadlines . Signed by Judge Janet C. Hall on 9/16/05. (Boroskey, C.) (Entered: 09/19/2005) |
| 09/19/2005 | <u>68</u> | Memorandum in Opposition re <u>19</u> MOTION to Certify Class filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Unreported Decisions, Part I;# <u>2</u> Unreported Decisions, Part II;# <u>3</u> Unreported Decisions, Part III;# <u>4</u> Exhibit A;# <u>5</u> Exhibit B;# <u>6</u> Exhibit C;# <u>7</u> Exhibit D)(Guarraci, Brian) |

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| | | (Entered: 09/19/2005) |
| 10/03/2005 | <u>69</u> | First MOTION for Extension of Time to File Response/Reply <i>Unopposed</i> as to <u>19</u> MOTION to Certify Class until November 2, 2005 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 10/03/2005) |
| 10/05/2005 | 70 | ORDER granting <u>69</u> Motion for Extension of Time to File Response/Reply re <u>19</u> MOTION to Certify Class Responses due by 11/2/2005. Signed by Judge Janet C. Hall on 10/5/05. (Boroskey, C.) (Entered: 10/05/2005) |
| 10/17/2005 | <u>71</u> | Third MOTION for Extension of Time of 30 days for all expert deadlines by Donna C. Richards. (Moukawsher, Thomas) (Entered: 10/17/2005) |
| 10/19/2005 | 72 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. TELEPHONIC STATUS CONFERENCE set for 11/7/2005 3:15 PM before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554.(Szczygiel, G.) (Entered: 10/19/2005) |
| 11/02/2005 | <u>73</u> | MOTION for Leave to File Excess Pages in <i>Reply Brief in Support of Plaintiff's Motion for Class Certification</i> by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A Reply Brief# <u>2</u> Exhibit 1 of Reply Brief# <u>3</u> Exhibit 2 of Reply Brief# <u>4</u> Errata 3 (part 1) of Reply Brief# <u>5</u> Exhibit 3 (part 2) of Reply Brief# <u>6</u> Exhibit 4 of Reply Brief# <u>7</u> Exhibit 5 of Reply Brief# <u>8</u> Exhibit 6 of Reply Brief# <u>9</u> Exhibit 7 of Reply Brief# <u>10</u> Exhibit 8 of Reply Brief)(Moukawsher, Thomas) (Entered: 11/02/2005) |
| 11/07/2005 | 74 | ORDER granting <u>73</u> MOTION for Leave to File Excess Pages in Reply Brief in Support of Plaintiff's Motion for Class Certification . Signed by Judge Janet C. Hall on 11/7/05. (Boroskey, C.) (Entered: 11/07/2005) |
| 11/07/2005 | 75 | Minute Entry for proceedings held before Judge Janet C. Hall : Telephone Status Conference held on 11/7/2005. 15 minutes(Court Reporter Fidanza.) (Boroskey, C.) (Entered: 11/09/2005) |
| 11/10/2005 | <u>76</u> | REPLY to Response to <u>19</u> MOTION to Certify Class filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3 part 1# <u>4</u> Exhibit 3 part 2# <u>5</u> Exhibit 4# <u>6</u> Exhibit 5# <u>7</u> Exhibit 6# <u>8</u> Exhibit 7# <u>9</u> Exhibit 8)(Moukawsher, Thomas) (Entered: 11/10/2005) |
| 11/15/2005 | <u>77</u> | MOTION for Leave to File <i>Memorandum Regarding Supplemental Authority in Support of Dismissal</i> by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 11/15/2005) |
| 11/15/2005 | <u>78</u> | Memorandum in Support re <u>77</u> MOTION for Leave to File <i>Memorandum Regarding Supplemental Authority in Support of Dismissal</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A – Order of Dismissal# <u>2</u> Exhibit B – Complaint# <u>3</u> Exhibit C – Defendants' Memorandum in Support of Motion to Dismiss)(Guarraci, Brian) (Entered: 11/15/2005) |
| 11/17/2005 | 79 | ORDER granting as modified in part <u>71</u> Third MOTION for Extension of Time of 30 days for all expert deadlines; Plainitt's expert disclosure– 11/16/05; deposition of plaintiff's expert– 1/18/06; defendant's expert disclosure– 3/1/06; deposition of defendant's expert – 4/1/06 . Signed by Judge Janet C. Hall on 11/14/05. (Boroskey, C.) (Entered: 11/17/2005) |
| 11/21/2005 | 80 | ORDER granting <u>77</u> MOTION for Leave to File Memorandum Regarding Supplemental Authority in Support of Dismissal. Signed by Judge Janet C. Hall on 11/18/05. (Boroskey, C.) (Entered: 11/21/2005) |
| 11/23/2005 | <u>81</u> | MOTION for Leave to File <i>Memorandum Regarding Second Supplemental Authority in Support of <u>30</u> Dismissal</i> by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 11/28/2005 to include link to document # 30 (Candee, D.). (Entered: 11/23/2005) |
| 11/23/2005 | <u>82</u> | Memorandum in Support re <u>81</u> MOTION for Leave to File <i>Memorandum Regarding Second Supplemental Authority in Support of <u>30</u> Dismissal</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> |

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| | | Exhibit A – Memorandum Opinion)(Guarraci, Brian) Modified on 11/28/2005 (Candee, D.). Modified on 11/28/2005 to include link to document # 30 (Candee, D.). (Entered: 11/23/2005) |
| 11/30/2005 | <u>83</u> | MOTION for Leave to File <i>MEMORANDUM IN RESPONSE TO DEFENDANTS? SUPPLEMENTAL AUTHORITY IN SUPPORT OF THEIR <u>30</u> MOTION TO DISMISS</i> by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A: Memorandum# <u>2</u> Memorandum Exhibit A# <u>3</u> Memorandum Exhibit B# <u>4</u> Memorandum Exhibit C# <u>5</u> Memorandum Exhibit D)(Moukawsher, Thomas) Modified to include link to document # 30 on 12/5/2005 (Candee, D.). (Entered: 11/30/2005) |
| 12/06/2005 | 84 | ORDER granting <u>81</u> MOTION for Leave to File Memorandum Regarding Second Supplemental Authority in Support of <u>30</u> Dismissal . Signed by Judge Janet C. Hall on 12/6/05. (Boroskey, C.) (Entered: 12/06/2005) |
| 12/06/2005 | <u>85</u> | REPLY to Response to <u>87</u> <i>MEMORANDUM IN RESPONSE TO DEFENDANTS SUPPLEMENTAL AUTHORITY IN SUPPORT OF THEIR <u>30</u> MOTION TO DISMISS</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 12/20/2005 (Candee, D.). (Entered: 12/06/2005) |
| 12/08/2005 | 86 | ORDER granting <u>83</u> MOTION for Leave to File MEMORANDUM IN RESPONSE TO DEFENDANTS? SUPPLEMENTAL AUTHORITY IN SUPPORT OF THEIR <u>30</u> MOTION TO DISMISS by Donna C. Richards. (Attachments: # 1 Exhibit A: Memorandum# 2 Memorandum Exhibit A# 3 Memorandum Exhibit B# 4 Memorandum Exhibit C# 5 Memorandum Exhibit D)(Moukawsher, Thomas) Modified to include link to document # 30 on 12/5/2005. Counsel shall electronically file MEMORANDUM IN RESPONSE TO DEFENDANT'S SUPPLEMENTAL AUTHORITY IN SUPPORT OF THEIR <u>30</u> MOTION TO DISMISS . Signed by Judge Janet C. Hall on 12/8/05. (Boroskey, C.) (Entered: 12/08/2005) |
| 12/09/2005 | <u>87</u> | RESPONSE re <u>30</u> MOTION to Dismiss <i>Supplemental Authority</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D)(Moukawsher, Thomas) (Entered: 12/09/2005) |
| 12/16/2005 | <u>88</u> | REPLY to Response to <u>30</u> MOTION to Dismiss / <i>Supplemental Authority in Support of Dismissal</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 12/16/2005) |
| 01/16/2006 | <u>89</u> | MOTION to Compel <i>Production</i> by Donna C. Richards.Responses due by 2/6/2006 (Moukawsher, Thomas) (Entered: 01/16/2006) |
| 01/16/2006 | <u>90</u> | Memorandum in Support re <u>89</u> MOTION to Compel <i>Production</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4)(Moukawsher, Thomas) (Entered: 01/16/2006) |
| 01/18/2006 | <u>91</u> | MOTION for Leave to File Memorandum Regarding 3rd Supplemental Authority in Support of <u>30</u> Dismissal by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 1/19/2006 (Simpson, T.). (Entered: 01/18/2006) |
| 01/18/2006 | <u>92</u> | Memorandum in Support re <u>91</u> MOTION for Leave to File Memorandum Regarding 3rd Supplemental Authority in Support of <u>30</u> Dismissal filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A)(Guarraci, Brian) Modified on 1/19/2006 (Simpson, T.). (Entered: 01/18/2006) |
| 01/18/2006 | <u>93</u> | Letter from George J. Kelly, Jr. dated 1/11/06 Re: Substituting redacted versions of Exhibits A & C, document <u>32</u> . (Cody, C.) (Entered: 01/19/2006) |
| 01/19/2006 | | Docket Entry Correction re <u>92</u> Memorandum in Support of Motion, <u>91</u> MOTION for Leave to File Memorandum Regarding 3rd Supplemental Authority in Support of Dismissal MODIFIED TO CREATE DOCKET ENTRY RELATIONSHIP TO DOC #30 (Simpson, T.) (Entered: 01/19/2006) |
| 01/20/2006 | 94 | ORDER allowing request in <u>93</u> Letter re: #32 exhibits A & C. Signed by Judge Janet C. Hall on 1/20/06. (Cody, C.) (Entered: 01/20/2006) |

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| 01/20/2006 | | REDACTED VERSIONS OF EXHIBIT A & C submitted in paper form and substituted per Order #94 re <u>32</u> Response, <u>30</u> MOTION to Dismiss. (Cody, C.) (Entered: 01/20/2006) |
| 01/24/2006 | 95 | ORDER granting <u>91</u> MOTION for Leave to File Memorandum Regarding 3rd Supplemental Authority in Support of <u>30</u> Dismissal. Counsel will electronically file the memorandum . Signed by Judge Janet C. Hall on 1/24/06. (Boroskey, C.) (Entered: 01/24/2006) |
| 01/25/2006 | <u>96</u> | MOTION for Leave to File <i>Memorandum in Response to Defendants' Third Supplemental Authority in Support of Their Motion to Dismiss</i> by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A)(Moukawsher, Thomas) (Entered: 01/25/2006) |
| 01/30/2006 | 97 | ORDER granting <u>96</u> MOTION for Leave to File Memorandum in Response to Defendants' Third Supplemental Authority in Support of Their Motion to Dismiss . Signed by Judge Janet C. Hall on 1/30/06. (Boroskey, C.) (Entered: 01/30/2006) |
| 02/06/2006 | <u>98</u> | RESPONSE re <u>92</u> Memorandum in Support of Motion, <i>to file 3rd Supplemental Authority in Support of Defendants' 30 Motion to Dismiss</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1)(Moukawsher, Thomas) Modified on 2/13/2006 to create link to document # 30 (Candee, D.). (Entered: 02/06/2006) |
| 02/06/2006 | <u>99</u> | RESPONSE re <u>89</u> MOTION to Compel <i>Production</i> filed by FleetBoston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Attachment – Unreported Decisions)(Guarraci, Brian) (Entered: 02/06/2006) |
| 02/10/2006 | <u>100</u> | MOTION for Extension of Time (<i>unopposed</i>) <i>Discovery 5/1/06, Defendant's expert disclosure 4/15/06, Depositions of Defendant's expert(s) 5/15/06, Dispositive Motions 7/1/06, Joint Trial Memorandum 10/1/06, Trial Ready 12/1/06</i> by Donna C. Richards. (Moukawsher, Thomas) (Entered: 02/10/2006) |
| 02/14/2006 | 101 | ORDER granting <u>100</u> MOTION for Extension of Time (unopposed) <i>Discovery 5/1/06, Defendant's expert disclosure 4/15/06, Depositions of Defendant's expert(s) 5/15/06, Dispositive Motions 7/1/06, Joint Trial Memorandum 10/1/06, Trial Ready 12/1/06</i> ; The Court does not expect any further Motions to Extend Time. If a party is dilatory in discovery, the Court expects a prompt Motion to Compel. So Ordered . Signed by Judge Janet C. Hall on 2/14/06. (Boroskey, C.) (Entered: 02/14/2006) |
| 02/14/2006 | | Set Deadlines/Hearings: Discovery due by 5/1/2006. Dispositive Motions due by 7/1/2006. Trial Brief due by 10/1/2006. Trial Ready Date 12/1/2006. (Boroskey, C.) (Entered: 02/14/2006) |
| 02/14/2006 | 102 | NOTICE TO COUNSEL RE: E–FILE CALENDAR. ORAL ARGUMENT RE: Motion to Certify Class and Motion to Dismiss set for 3/27/2006 01:00 PM, U.S. District Court, 915 Lafayette Blvd., Courtroom 2, Bridgeport, CT before Judge Janet C. Hall. All persons entering the courthouse must present photo identification.(Szczygiel, G.) (Entered: 02/14/2006) |
| 02/17/2006 | <u>103</u> | First MOTION for Extension of Time to File Response/Reply (<i>unopposed</i>) as to <u>89</u> MOTION to Compel <i>Production</i> until March 6, 2006 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 02/17/2006) |
| 02/24/2006 | 104 | ORDER granting <u>103</u> Motion for Extension of Time to File Response/Reply re <u>89</u> MOTION to Compel Production Responses due by 3/6/2006. Signed by Judge Janet C. Hall on 2/24/06. (Boroskey, C.) (Entered: 02/24/2006) |
| 03/01/2006 | <u>105</u> | REPLY to Response to <u>89</u> MOTION to Compel <i>Production</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Moukawsher, Thomas) (Entered: 03/01/2006) |
| 03/27/2006 | 106 | Minute Entry for proceedings held before Judge Janet C. Hall : Motion Hearing held on 3/27/2006 re <u>46</u> MOTION for Leave to File Surreply Brief, <u>44</u> MOTION for Leave to File Excess Pages for Reply Brief Total Time: 2 hours and 30 minutes(Court Reporter Fidanza.) (Boroskey, C.) (Entered: 03/30/2006) |

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| 03/27/2006 | 107 | ORDER granting <u>44</u> MOTION for Leave to File Excess Pages for Reply Brief and <u>46</u> MOTION for Leave to File Surreply Brief re: <u>30</u> Motion to Dismiss . Signed by Judge Janet C. Hall on 3/27/06. (Boroskey, C.) (Entered: 03/30/2006) |
| 03/31/2006 | <u>108</u> | NOTICE by Fleetboston Financial Corp, FleetBoston Financial Pension Plan of <i>Filing of ERISA 204(h) and its Regulations as in Effect on January 1, 1997</i> (Attachments: # <u>1</u> Exhibit A;# <u>2</u> Exhibit B)(Guarraci, Brian) (Entered: 03/31/2006) |
| 03/31/2006 | <u>109</u> | MOTION for Leave to File <i>Memorandum re: Supplemental Authority in Response to Issues Raised by Court at the March 27, 2006 Hearing</i> by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 03/31/2006) |
| 03/31/2006 | <u>110</u> | Memorandum in Support re <u>109</u> MOTION for Leave to File <i>Memorandum re: Supplemental Authority in Response to Issues Raised by Court at the March 27, 2006 Hearing</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A)(Guarraci, Brian) (Entered: 03/31/2006) |
| 03/31/2006 | <u>111</u> | RULING granting in part and denying in part Plaintiff's <u>19</u> Motion to Certify Class and certifies the proposed class pursuant to Rule 23(b)(2) of the Federal Rules of Civil Procedure. Signed by Judge Janet C. Hall on 3/31/08. (Candee, D.) (Entered: 04/03/2006) |
| 03/31/2006 | <u>112</u> | ORDER granting in part and denying in part <u>30</u> Motion to Dismiss. Signed by Judge Janet C. Hall on 3/31/06. (Candee, D.) (Entered: 04/03/2006) |
| 04/07/2006 | 113 | ORDER granting nunc pro tunc <u>109</u> MOTION for Leave to File Memorandum re: Supplemental Authority in Response to Issues Raised by Court at the March 27, 2006 Hearing . Signed by Judge Janet C. Hall on 4/6/06. (Boroskey, C.) (Entered: 04/07/2006) |
| 04/10/2006 | 114 | TRANSCRIPT of Proceedings held on 3/27/06 before Judge Janet C. Hall. Court Reporter: Terri Fidanza. (Candee, D.) (Entered: 04/11/2006) |
| 04/12/2006 | <u>115</u> | MOTION for Extension of Time until May 8, 2006 to Answer or Otherwise Plead and until June 1, 2006 to Serve Expert Disclosures (Unopposed) by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 04/12/2006) |
| 04/17/2006 | <u>116</u> | MOTION to Amend/Correct <u>1</u> Complaint by Donna C. Richards.Responses due by 5/8/2006 (Attachments: # <u>1</u> Exhibit A: Amended Complaint)(Moukawsher, Thomas) (Entered: 04/17/2006) |
| 04/17/2006 | <u>117</u> | MOTION for Reconsideration re <u>30</u> MOTION to Dismiss by Donna C. Richards.Responses due by 5/8/2006 (Moukawsher, Thomas) (Entered: 04/17/2006) |
| 04/17/2006 | <u>118</u> | Memorandum in Support re <u>117</u> MOTION for Reconsideration re <u>30</u> MOTION to Dismiss filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C)(Moukawsher, Thomas) (Entered: 04/17/2006) |
| 04/17/2006 | <u>119</u> | MOTION for Certificate of Appealability <i>To Modify March 31, 2006 Order Pursuant to 28 U.S.C. 1292(b) (Unopposed)</i> by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 04/17/2006) |
| 04/17/2006 | <u>120</u> | Memorandum in Support re <u>119</u> MOTION for Certificate of Appealability <i>To Modify March 31, 2006 Order Pursuant to 28 U.S.C. 1292(b) (Unopposed)</i> filed by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G)(Guarraci, Brian) (Entered: 04/17/2006) |
| 04/18/2006 | <u>121</u> | Second MOTION for Extension of Time (<i>unopposed</i>) all case deadlines by 90 ninety days to: Discovery 7/31/06, Dispositive Motions 9/29/06, Joint Trial Memo 12/30/06, Trial Ready 3/28/07 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 04/18/2006) |
| 04/26/2006 | 122 | ORDER granting <u>115</u> MOTION for Extension of Time until May 8, 2006 to Answer or Otherwise Plead and until June 1, 2006 to Serve Expert Disclosures by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. granting <u>121</u> second Motion for Extension of Time (unopposed) all case deadlines by 90ninety |

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| | | days to: Discovery 7/31/06, Dispositive Motions 9/29/06, Joint Trial Memo12/30/06, Trial Ready 3/28/07 by Donna C. Richards . Signed by Judge Janet C. Hall on 4/25/06. (Boroskey, C.) (Entered: 04/26/2006) |
| 04/26/2006 | | Set Deadlines/Hearings: Discovery due by 7/31/2006. Dispositive Motions due by 9/29/2006. Trial Brief due by 12/30/2006. Trial Ready Date 3/28/2007. (Boroskey, C.) (Entered: 04/26/2006) |
| 04/26/2006 | | Answer deadline updated for Fleetboston Financial Corp to 5/8/2006; FleetBoston Financial Pension Plan to 5/8/2006. (Boroskey, C.) (Entered: 04/26/2006) |
| 04/27/2006 | 123 | ORDER granting <u>116</u> MOTION to Amend/Correct <u>1</u> Complaint by Donna C. Richards. Responses due by 5/8/2006 . Signed by Judge Janet C. Hall on 4/26/06. (Boroskey, C.) (Entered: 04/27/2006) |
| 05/01/2006 | <u>124</u> | AMENDED COMPLAINT against Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan, filed by Donna C. Richards.(Moukawsher, Thomas) (Entered: 05/01/2006) |
| 05/03/2006 | 125 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. TELEPHONIC CONFERENCE set for 5/11/2006 at 3:30 PM before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554. (Szczygiel, G.) (Entered: 05/03/2006) |
| 05/08/2006 | <u>126</u> | ANSWER to Amended Complaint with Affirmative Defenses and Special Defenses by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan.(Guarraci, Brian) (Entered: 05/08/2006) |
| 05/08/2006 | <u>127</u> | Memorandum in Opposition re <u>117</u> MOTION for Reconsideration re <u>30</u> MOTION to Dismiss filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 05/08/2006) |
| 05/08/2006 | <u>128</u> | MOTION to Dismiss <i>Counts Two and Five of <u>124</u> Plaintiff's Amended Complaint</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan.Responses due by 5/29/2006 (Guarraci, Brian) (Entered: 05/08/2006) |
| 05/08/2006 | <u>129</u> | Memorandum in Support re <u>128</u> MOTION to Dismiss <i>Counts Two and Five of <u>124</u> Plaintiff's Amended Complaint</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit C# <u>2</u> Exhibit D# <u>3</u> Exhibit E# <u>4</u> Exhibit F# <u>5</u> Exhibit G# <u>6</u> Exhibit H# <u>7</u> Attachment - Unreported Decisions)(Guarraci, Brian) (Entered: 05/08/2006) |
| 05/09/2006 | <u>130</u> | NOTICE of Appearance by George J. Kelly, Jr on behalf of Bank of America Corp (Kelly, George) (Entered: 05/09/2006) |
| 05/09/2006 | <u>131</u> | NOTICE of Appearance by William F. Conlon on behalf of Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan (Conlon, William) (Entered: 05/09/2006) |
| 05/09/2006 | <u>132</u> | NOTICE of Appearance by Anne E. Rea on behalf of Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan (Rea, Anne) (Entered: 05/09/2006) |
| 05/09/2006 | <u>133</u> | NOTICE of Appearance by Erin E. Kelly on behalf of Bank of America Corp (Kelly, Erin) (Entered: 05/09/2006) |
| 05/09/2006 | <u>134</u> | NOTICE of Appearance by Scott E. Gross on behalf of Bank of America Corp (Gross, Scott) (Entered: 05/09/2006) |
| 05/09/2006 | <u>135</u> | NOTICE of Appearance by Brian P. Guarraci on behalf of Bank of America Corp (Guarraci, Brian) (Entered: 05/09/2006) |
| 05/11/2006 | 136 | Minute Entry for proceedings held before Judge Janet C. Hall : Motion Hearing held on 5/11/2006 re <u>89</u> MOTION to Compel Production filed by Donna C. Richards, <u>117</u> MOTION for Reconsideration re <u>30</u> MOTION to Dismiss filed by Donna C. Richards. 40 minutes(Court Reporter Fidanza.) (Boroskey, C.) (Entered: 05/16/2006) |

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| 05/11/2006 | 137 | ORDER terminating <u>89</u> Motion to Compel; terminated as moot in light of agreement of parties and further order of the court, as stated on the record; denying as moot in light of amended complaint and pending motion to dismiss <u>117</u> Motion for Reconsideration (on the record at telephone conference on 5/11/06) . Signed by Judge Janet C. Hall on 5/16/06. (Boroskey, C.) (Entered: 05/16/2006) |
| 05/26/2006 | 138 | ORDER denying <u>119</u> MOTION for Certificate of Appealability To Modify March 31, 2006 Order Pursuant to 28 U.S.C. 1292(b): The Court does not view this as one of those "rare" or "exceptional" circumstances that justifies an interlocutory appeal. So Ordered . Signed by Judge Janet C. Hall on 5/26/06. (Boroskey, C.) (Entered: 05/26/2006) |
| 05/30/2006 | <u>139</u> | RESPONSE re <u>128</u> MOTION to Dismiss <i>Counts Two and Five of 124 Plaintiff's Amended Complaint</i> filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 05/30/2006) |
| 05/30/2006 | <u>140</u> | Memorandum in Opposition re <u>128</u> MOTION to Dismiss <i>Counts Two and Five of 124 Plaintiff's Amended Complaint</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F)(Moukawsher, Thomas) (Entered: 05/30/2006) |
| 05/31/2006 | <u>141</u> | MOTION for Extension of Time until July 17, 2006 to Produce Expert Reports and Extend Other Case Deadlines by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit Exhibit A# <u>2</u> Exhibit Exhibit B)(Guarraci, Brian) (Entered: 05/31/2006) |
| 06/05/2006 | 142 | TRANSCRIPT of Proceedings held on 5/11/06 before Judge Janet C. Hall. Court Reporter: Terri Fidanza. (Candee, D.) (Entered: 06/05/2006) |
| 06/06/2006 | 143 | ORDER granting <u>141</u> MOTION for Extension of Time until July 17, 2006 to Produce Expert Reports and Extend Other Case Deadlines; However, the Court will grant no further extensions and suggest defendants retain a different expert if they do not wish to rely on the recovery of their current expert in time to complete his report by the new deadline . Signed by Judge Janet C. Hall on 6/6/06. (Boroskey, C.) (Entered: 06/06/2006) |
| 06/13/2006 | <u>144</u> | MOTION for Leave to File Excess Pages for <i>Reply Brief</i> by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 06/13/2006) |
| 06/13/2006 | <u>145</u> | REPLY to Response to <u>128</u> MOTION to Dismiss <i>Counts Two and Five of 124 Plaintiff's Amended Complaint</i> filed by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit I;# <u>2</u> Exhibit J;# <u>3</u> Exhibit K;# <u>4</u> Exhibit L;# <u>5</u> Attachment – Additional Unreported Decisions)(Guarraci, Brian) (Entered: 06/13/2006) |
| 06/15/2006 | 146 | ORDER granting <u>144</u> MOTION for Leave to File Excess Pages for Reply Brief by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. Defendant is to file chambers copy, if not already filed . Signed by Judge Janet C. Hall on 6/14/06. (Boroskey, C.) (Entered: 06/15/2006) |
| 07/20/2006 | 147 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. TELEPHONIC CONFERENCE set for 7/26/2006 at 11:30 AM (RE:Plaintiff's letter regarding Rule 23(b)(1) class certification), before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554.(Szczygiel, G.) (Entered: 07/20/2006) |
| 07/24/2006 | <u>148</u> | Ruling granting in part and denying in part <u>128</u> Motion to Dismiss . Signed by Judge Janet C. Hall on 7/21/2006. (Sanders, C.) (Entered: 07/26/2006) |
| 07/26/2006 | 150 | Minute Entry for proceedings held before Judge Janet C. Hall : Telephonic Status Conference held on 7/26/2006. 10 minutes(Court Reporter Fidanza.) (Boroskey, C.) (Entered: 08/01/2006) |
| 07/28/2006 | 149 | TRANSCRIPT of Proceedings held on 7/27/06 before Judge Janet C. Hall. Court Reporter: Terri Fidanza. (S-Candee, D.) (Entered: 07/31/2006) |

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| 08/07/2006 | <u>151</u> | MOTION for Extension of Time until August 16, 2006 to Answer Count Five of Plaintiff's Amended Complaint by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 08/07/2006) |
| 08/16/2006 | 152 | ORDER granting <u>151</u> MOTION for Extension of Time until August 16, 2006 to Answer Count Five of Plaintiff's <u>124</u> Amended Complaint by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan . Signed by Judge Janet C. Hall on 8/15/06. (Boroskey, C.) (Entered: 08/16/2006) |
| 08/16/2006 | | Answer deadline updated for Bank of America Corp to 8/16/2006; Fleetboston Financial Corp to 8/16/2006; FleetBoston Financial Pension Plan to 8/16/2006. (Boroskey, C.) (Entered: 08/16/2006) |
| 08/16/2006 | <u>153</u> | ENTERED IN ERROR – RESPONSE re <u>124</u> Amended Complaint <i>Answer to Count V of Amended Complaint with Affirmative Defenses and Special Defenses</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 8/17/2006 (Candee, D.). (Entered: 08/16/2006) |
| 08/16/2006 | <u>154</u> | RESPONSE re <u>124</u> Amended Complaint – Answer to Count V of Amended Complaint with Affirmative Defenses and Special Defenses by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. Correcting document # <u>153</u> originally docketed as response to motion. (Candee, D.) (Entered: 08/17/2006) |
| 08/18/2006 | <u>155</u> | MOTION to Amend/Correct <u>111</u> Order on Motion to Certify Class by Donna C. Richards.Responses due by 9/8/2006 (Moukawsher, Thomas) (Entered: 08/18/2006) |
| 08/18/2006 | <u>156</u> | Memorandum in Support re <u>155</u> MOTION to Amend/Correct <u>111</u> Order on Motion to Certify Class filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 08/18/2006) |
| 08/25/2006 | <u>157</u> | ENTERED IN ERROR – MOTION for Certificate of Appealability <i>To Modify March 31, 2006 <u>112</u> Order Pursuant to 28 U.S.C. 1292(b) or, In The Alternative, To Reconsider That Order As It Relates to Count I</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 8/28/2006 to create link to document # 112 (Candee, D.). (Entered: 08/25/2006) |
| 08/25/2006 | <u>158</u> | Memorandum in Support re <u>157</u> MOTION for Certificate of Appealability <i>To Modify March 31, 2006 Order Pursuant to 28 U.S.C. 1292(b) or, In The Alternative, To Reconsider That Order As It Relates to Count I</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A;# <u>2</u> Exhibit B;# <u>3</u> Exhibit C;# <u>4</u> Exhibit D;# <u>5</u> Exhibit E;# <u>6</u> Exhibit F;# <u>7</u> Exhibit G;# <u>8</u> Exhibit H;# <u>9</u> Attachment – Unreported Decisions)(Guarraci, Brian) (Entered: 08/25/2006) |
| 08/25/2006 | <u>159</u> | MOTION for Reconsideration re <u>112</u> Order on Motion to Dismiss by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan.Responses due by 9/15/2006 (Attachments: # <u>1</u> Memorandum in Support; # <u>2</u> Exhibit A; # <u>3</u> Exhibit B; # <u>4</u> Exhibit C; # <u>5</u> Exhibit D; # <u>6</u> Exhibit E; # <u>7</u> Exhibit F; # <u>8</u> Exhibit G; # <u>9</u> Exhibit H; # <u>10</u> Exhibit Unreported Cases). Originally docketed in error as document # <u>157</u> , redocketed to properly identify as a two part motion.(Candee, D.) (Entered: 08/28/2006) |
| 09/08/2006 | <u>160</u> | Memorandum in Opposition to <i>Plaintiff's Motion for Amended Class Certification</i> re <u>155</u> MOTION to Amend/Correct <u>111</u> Order on Motion to Certify Class filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B – Part 1# <u>3</u> Exhibit B – Part 2# <u>4</u> Exhibit B – Part 3# <u>5</u> Exhibit B – Part 4# <u>6</u> Exhibit C# <u>7</u> Appendix 1)(Guarraci, Brian) (Entered: 09/08/2006) |
| 09/08/2006 | <u>161</u> | MOTION for Leave to File <i>Supplemental Authority</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit 1)(Guarraci, Brian) (Entered: 09/08/2006) |
| 09/12/2006 | 162 | ORDER granting <u>161</u> MOTION for Leave to File Supplemental Authority by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. |

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| | | The parties are to E-file the Supplemental Authority. Signed by Judge Janet C. Hall on 9/11/06. (Szczygiel, G.) (Entered: 09/12/2006) |
| 09/14/2006 | <u>163</u> | NOTICE by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan of <i>E-Filing of Supplemental Authority in Support of <u>159</u> Motion to Modify March 31, 2006 Order Pursuant to 28 U.S.C. Section 1292(b)</i> (Gross, Scott) Modified on 9/15/2006 to create link to document # 159 (Candee, D.). (Entered: 09/14/2006) |
| 09/22/2006 | <u>164</u> | First MOTION for Extension of Time to File Response/Reply (<i>unopposed</i>) as to <u>155</u> MOTION to Amend/Correct <u>111</u> Order on Motion to Certify Class until October 6, 2006 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 09/22/2006) |
| 09/22/2006 | <u>165</u> | MOTION to Compel <i>Production</i> by Donna C. Richards. Responses due by 10/13/2006 (Moukawsher, Thomas) (Entered: 09/22/2006) |
| 09/22/2006 | <u>166</u> | Memorandum in Support re <u>165</u> MOTION to Compel <i>Production</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Moukawsher, Thomas) (Entered: 09/22/2006) |
| 09/22/2006 | <u>167</u> | MOTION for Extension of Time until 60 days after the Court's Ruling on Plaintiff's Motion to Compel of <i>all Case Deadlines (Unopposed)</i> by Donna C. Richards. (Moukawsher, Thomas) (Entered: 09/22/2006) |
| 10/05/2006 | 168 | ORDER granting <u>164</u> Motion for Extension of Time to File Response/Reply re <u>155</u> MOTION to Amend/Correct <u>111</u> Order on Motion to Certify Class Responses due by 10/6/2006. So Ordered. Signed by Judge Janet C. Hall on 10/3/06. (Boroskey, C.) (Entered: 10/05/2006) |
| 10/05/2006 | 169 | NOTICE TO COUNSEL RE: E-FILE CALENDAR. TELEPHONIC CONFERENCE set for 10/11/2006 at 2:00 PM, before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554. (Szczygiel, G.) (Entered: 10/05/2006) |
| 10/06/2006 | <u>170</u> | MOTION to Amend/Correct <u>124</u> Amended Complaint by Donna C. Richards. Responses due by 10/27/2006 (Attachments: # <u>1</u> Exhibit A: Second Amended Complaint)(Moukawsher, Thomas) (Entered: 10/06/2006) |
| 10/06/2006 | <u>171</u> | Memorandum in Support re <u>170</u> MOTION to Amend/Correct <u>124</u> Amended Complaint filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 10/06/2006) |
| 10/06/2006 | <u>172</u> | REPLY to Response to <u>155</u> MOTION to Amend/Correct <u>111</u> Order on Motion to Certify Class filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 10/06/2006) |
| 10/11/2006 | 191 | Minute Entry for proceedings held before Judge Janet C. Hall : Motion Hearing held on 10/11/2006 re <u>167</u> MOTION for Extension of Time until 60 days after the Court's Ruling on Plaintiff's Motion to Compel of all Case Deadlines (Unopposed) filed by Donna C. Richards. 20 minutes(Court Reporter Corriette.) (Boroskey, C.) (Entered: 11/13/2006) |
| 10/11/2006 | 192 | ORDER denying <u>167</u> Motion for Extension of Time for deadlines . Signed by Judge Janet C. Hall on 10/11/06. (Boroskey, C.) (Entered: 11/13/2006) |
| 10/13/2006 | <u>173</u> | Memorandum in Opposition to <i>Plaintiff's Motion to Compel Production</i> re <u>165</u> MOTION to Compel <i>Production</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K# <u>12</u> Exhibit L# <u>13</u> Exhibit M# <u>14</u> Appendix 1 – Unreported Cases)(Guarraci, Brian) (Entered: 10/13/2006) |
| 10/16/2006 | <u>174</u> | RULING denying <u>157</u> Motion for Certificate of Appealability, denying <u>159</u> Motion for Reconsideration. Signed by Judge Janet C. Hall on 10/16/06. (Candee, D.) (Entered: 10/17/2006) |

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| 10/16/2006 | <u>175</u> | RULING granting in part and denying in part <u>155</u> Motion to Amend Class Certification. Signed by Judge Janet C. Hall on 10/16/06. (Candee, D.) (Entered: 10/17/2006) |
| 10/18/2006 | <u>176</u> | ORDER TO DEFENDANTS, Set Deadlines as to Response to Order due by 10/31/2006. Signed by Judge Janet C. Hall on 10/18/06. (Candee, D.) (Entered: 10/19/2006) |
| 10/26/2006 | <u>177</u> | MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order</i> by Fidelity Investments Institutional Services Co., Inc..Responses due by 11/16/2006 (Carroll, Keith) (Entered: 10/26/2006) |
| 10/26/2006 | <u>178</u> | Memorandum in Support re <u>177</u> MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order</i> filed by Fidelity Investments Institutional Services Co., Inc.. (Carroll, Keith) (Entered: 10/26/2006) |
| 10/26/2006 | <u>179</u> | AFFIDAVIT re <u>177</u> MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order</i> , <u>178</u> Memorandum in Support of Motion, Signed By Laura Tholen filed by Fidelity Investments Institutional Services Co., Inc.. (Attachments: # <u>1</u> Exhibits A–D# <u>2</u> Exhibits E–H)(Carroll, Keith) (Entered: 10/26/2006) |
| 10/26/2006 | <u>180</u> | AFFIDAVIT re <u>177</u> MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order</i> , <u>178</u> Memorandum in Support of Motion, Signed By Keith P. Carroll filed by Fidelity Investments Institutional Services Co., Inc.. (Carroll, Keith) (Entered: 10/26/2006) |
| 10/26/2006 | <u>181</u> | REPLY to Response to <u>165</u> MOTION to Compel <i>Production</i> filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 10/26/2006) |
| 10/27/2006 | <u>182</u> | Memorandum in Opposition re <u>170</u> MOTION to Amend/Correct <u>124</u> Amended Complaint filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Appendix of Unreported Cases)(Guarraci, Brian) (Entered: 10/27/2006) |
| 10/31/2006 | <u>183</u> | RESPONSE re: <u>176</u> ORDER To Defendants filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Errata B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E)(Guarraci, Brian) Modified on 11/1/2006 to create link to document # 176 (Candee, D.). (Entered: 10/31/2006) |
| 11/01/2006 | | Set Deadlines/Hearings: Motion Hearing as to (177) Motion For Protective Order of Third Party Witness set for 11/6/2006 05:00 PM by telephone in Courtroom Two, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. (Boroskey, C.) (Entered: 11/01/2006) |
| 11/02/2006 | <u>184</u> | CERTIFICATE OF SERVICE by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan re <u>183</u> Response, (Guarraci, Brian) (Entered: 11/02/2006) |
| 11/03/2006 | <u>185</u> | Memorandum in Opposition re <u>177</u> MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A part 1# <u>2</u> Exhibit A part 2# <u>3</u> Exhibit B# <u>4</u> Exhibit C# <u>5</u> Exhibit D# <u>6</u> Exhibit E)(Moukawsher, Thomas) (Entered: 11/03/2006) |
| 11/05/2006 | <u>186</u> | RESPONSE re <u>177</u> MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order and Update on Production of Participant Data</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3)(Guarraci, Brian) (Entered: 11/05/2006) |
| 11/06/2006 | <u>187</u> | MOTION for Leave to Appear Pro Hac Vice for Attorney Kevin M. McGinty. Filing Fee \$25.00. Receipt Number B013147 by Fidelity Investments Institutional Services Co., Inc.. (Attachments: # <u>1</u> Affidavit of Kevin McGinty) (Candee, D.) |

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| | | Modified on 11/7/2006 (Candee, D.). (Entered: 11/07/2006) |
| 11/06/2006 | | Docket Entry Correction – Docket entry modified to indicate correct filing date of 11/6/06 re <u>187</u> MOTION for Leave to Appear Pro Hac Vice Attorney Kevin M. McGinty. Filing Fee \$25.00. Receipt Number B013147. (Candee, D.) (Entered: 11/07/2006) |
| 11/06/2006 | 189 | Minute Entry for proceedings held before Judge Janet C. Hall : Motion Hearing held on 11/6/2006 by telephone re <u>177</u> MOTION for Protective Order Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order filed by Fidelity Investments Institutional Services Co., Inc. 45 minutes(Court Reporter Fidanza.) (Boroskey, C.) (Entered: 11/08/2006) |
| 11/07/2006 | 188 | ORDERED ACCORDINGLY <u>187</u> Motion to Appear Pro Hac Vice for Attorney Kevin M. McGinty. Signed by Clerk on 11/7/06. (Candee, D.) (Entered: 11/07/2006) |
| 11/08/2006 | <u>190</u> | ORDER re defendants are ordered to produce for in camera inspection all the documents provided in their privilege list which are still being withheld on privilege grounds & parties are requested to file a supplemental memorandum re <u>165</u> MOTION to Compel <i>Production</i> . Signed by Judge Janet C. Hall on 11/8/06. (Beverley, T.) (Entered: 11/13/2006) |
| 11/13/2006 | <u>193</u> | First MOTION for Extension of Time to File Response/Reply as to <u>170</u> MOTION to Amend/Correct <u>124</u> Amended Complaint until November 27, 2006 by Donna C. Richards. (Moukawsher, Thomas) (Entered: 11/13/2006) |
| 11/15/2006 | 194 | ORDER granting <u>193</u> Motion for Extension of Time until 11/27/06 to File Response/Reply re <u>170</u> MOTION to Amend/Correct <u>124</u> Amended Complaint Responses due by 11/27/2006. SO ORDERED. Signed by Judge Janet C. Hall on 11/15/2006. (Sanders, C.) (Entered: 11/15/2006) |
| 11/15/2006 | <u>195</u> | Supplemental Memorandum in Support re <u>165</u> MOTION to Compel <i>Production</i> filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 11/15/2006) |
| 11/15/2006 | <u>196</u> | Supplemental RESPONSE re <u>190</u> Order, filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A)(Guarraci, Brian) (Entered: 11/15/2006) |
| 11/16/2006 | <u>197</u> | Joint MOTION for Extension of Time of <i>60 Days to File Dispositive Motions and Remaining Case Deadlines</i> by Donna C. Richards, Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Moukawsher, Thomas) (Entered: 11/16/2006) |
| 11/17/2006 | <u>198</u> | MOTION to Strike <i>the Rebuttal Report of Victor P. Maiorana</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. Responses due by 12/8/2006 (Gross, Scott) (Entered: 11/17/2006) |
| 11/17/2006 | <u>199</u> | Memorandum in Support re <u>198</u> MOTION to Strike <i>the Rebuttal Report of Victor P. Maiorana</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A – Revised CV# <u>2</u> Exhibit B – Original CV# <u>3</u> Exhibit C – Maiorana Dep# <u>4</u> Exhibit D – 2005 Scheduling Order# <u>5</u> Exhibit E – Bosley CV# <u>6</u> Exhibit F – 2006 Scheduling Order# <u>7</u> Exhibit G – Rebuttal Report# <u>8</u> Exhibit G – Part 2# <u>9</u> Exhibit G – Part 3# <u>10</u> Exhibit G – Part 4# <u>11</u> Exhibit G – Part 5# <u>12</u> Exhibit H – Response to First Set of Interrogatories# <u>13</u> Exhibit I – Motion for Two Week Extension# <u>14</u> Exhibit J – Second Motion for Extension# <u>15</u> Exhibit K – Third Motion for Extension# <u>16</u> Exhibit L – Unreported Cases)(Gross, Scott) (Entered: 11/17/2006) |
| 11/21/2006 | 202 | ORDER granting <u>197</u> Motion for Extension of Time of 60 Days to File Dispositive Motions and Remaining Case Deadlines; SO ORDERED . Signed by Judge Janet C. Hall on 11/21/2006. (Sanders, C.) (Entered: 11/28/2006) |
| 11/21/2006 | | Reset Deadlines: Dispositive Motions due by 2/1/2007. Trial Brief due by 4/30/2007. Trial Ready Date 7/30/2007. (Sanders, C.) (Entered: 11/28/2006) |
| 11/27/2006 | <u>200</u> | REPLY to Response to <u>170</u> MOTION to Amend/Correct <u>124</u> Amended Complaint filed by Donna C. Richards. (Moukawsher, Thomas) (Entered: 11/27/2006) |

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| 11/28/2006 | <u>201</u> | CALENDAR ENTRY:Motion Hearing set for 12/8/2006 10:30 AM for <u>165</u> MOTION to Compel in Courtroom Two, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. PLEASE READ AND COMPLY WITH THE ATTACHED DISCOVERY HEARING INSTRUCTIONS. THERE ARE 4 CASES AND 8 MOTIONS CURRENTLY ON THE CALENDAR FOR DECEMBER 8, 2006. COUNSEL ARE ENCOURAGED TO DISCUSS THE PENDING MATTERS IN AN ATTEMPT TO NARROW THE ISSUES IN DISPUTE. COUNSEL SHALL REPORT TO THE COURTROOM DEPUTY PRIOR TO THE OPENING OF COURT WHICH ISSUES ARE STILL OUTSTANDING. THE COURT WILL HEAR AGREEMENTS FIRST. (DeRubeis, B.) (Entered: 11/28/2006) |
| 11/28/2006 | 203 | ORDER granting in part and denying in part as stated on the record on 10/26/06 <u>177</u> Motion for Protective Order . Signed by Judge Janet C. Hall on 11/28/06. (Boroskey, C.) (Entered: 11/28/2006) |
| 11/30/2006 | <u>204</u> | ORDER re Defendants have failed to provide chambers copies of <u>199</u> Memorandum in Support of Motion <u>198</u> MOTION to Strike <i>the Rebuttal Report of Victor P. Maiorana</i> , including attachments, in violation of court's <u>3</u> Electronic Filing Order. Defendants are ordered to file chambers copies of this Memorandum no later than Friday, DECEMBER 1, 2006. Signed by Judge Janet C. Hall on 11/30/06. (Candee, D.) (Entered: 11/30/2006) |
| 12/08/2006 | <u>205</u> | Memorandum in Opposition re <u>198</u> MOTION to Strike <i>the Rebuttal Report of Victor P. Maiorana</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A, Rebuttal Report# <u>2</u> Exhibit B, Vita# <u>3</u> Exhibit C, Deposition)(Moukawsher, Thomas) (Entered: 12/08/2006) |
| 12/08/2006 | 209 | Minute Entry for proceedings held before Judge Janet C. Hall : Motion Hearing held on 12/8/2006 re <u>165</u> MOTION to Compel <i>Production</i> filed by Donna C. Richards, <u>198</u> MOTION to Strike <i>the Rebuttal Report of Victor P. Maiorana</i> filed by Bank of America Corp, FleetBoston Financial Pension Plan, Fleetboston Financial Corp, <u>177</u> MOTION for Protective Order <i>Motion of Third Party Witness Fidelity Investments Institutional Services Co., Inc. for a Protective Order</i> filed by Fidelity Investments Institutional Services Co., Inc.. Total Time: 2 hours and 55 minutes(Court Reporter Fidanza.) (Boroskey, C.) (Entered: 12/16/2006) |
| 12/12/2006 | <u>206</u> | AMENDED COMPLAINT (<i>SECOND</i>) against Bank of America Corp, Fleetboston Financial Corp, Fidelity Investments Institutional Services Co., Inc., FleetBoston Financial Pension Plan, filed by Donna C. Richards.(Moukawsher, Thomas) (Entered: 12/12/2006) |
| 12/15/2006 | <u>207</u> | Supplemental AFFIDAVIT re <u>173</u> Memorandum in Opposition to <u>165</u> Motion, <i>submitted in connection with Defendants' Opposition to Plaintiff's Motion to Compel</i> Signed By Robert J. King, Jr. filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 12/18/2006 to create link to document # 165 (Candee, D.). (Entered: 12/15/2006) |
| 12/15/2006 | <u>208</u> | AFFIDAVIT re <u>173</u> Memorandum in Opposition to <u>165</u> Motion, <i>submitted in connection with Defendants' Opposition to Plaintiff's Motion to Compel</i> Signed By James E. Earle filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) Modified on 12/18/2006 to create link to document # 165 (Candee, D.). (Entered: 12/15/2006) |
| 12/16/2006 | 210 | ORDER granting in part and denying in part on the record <u>165</u> Motion to Compel; granting <u>170</u> Motion to Amend/Correct – parties will file amended complaint; taking under advisement <u>198</u> Motion to Strike. Signed by Judge Janet C. Hall on 12/8/06. (Boroskey, C.) (Entered: 12/16/2006) |
| 12/16/2006 | | Set Deadlines at hearing on the record on 12/8/06: Discovery due by 1/31/2007,Dispositive Motions due by 2/28/2007. (Boroskey, C.) (Entered: 12/16/2006) |
| 12/18/2006 | 211 | TRANSCRIPT of Discovery Hearing held on 12/8/06 before Judge Janet C. Hall. Court Reporter: Terri Fidanza. (Simpson, T.) (Entered: 12/18/2006) |
| 12/22/2006 | <u>212</u> | Second MOTION to Amend/Correct <i>Class Certification</i> by Donna C. Richards.Responses due by 1/12/2007 (Moukawsher, Thomas) (Entered: 12/22/2006) |

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| | | 12/22/2006) |
| 12/22/2006 | <u>213</u> | Memorandum in Support re <u>212</u> Second MOTION to Amend/Correct <i>Class Certification</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A, October 16, 2006 Ruling on Class Certification)(Moukawsher, Thomas) (Entered: 12/22/2006) |
| 12/22/2006 | <u>214</u> | REPLY to Response to <u>198</u> MOTION to Strike <i>the Rebuttal Report of Victor P. Maiorana</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit A)(Guarraci, Brian) (Entered: 12/22/2006) |
| 12/27/2006 | <u>215</u> | ANSWER to Amended Complaint with Affirmative Defenses and Special Defenses by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan.(Kelly, Erin) (Entered: 12/27/2006) |
| 01/05/2007 | <u>216</u> | Joint MOTION for Extension of Time until February 2, 2007 for <i>Plaintiff to File Motion to Compel and for Defendants to File Opposition to 212</i> Second MOTION to Amend/Correct <i>Class Certification</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Guarraci, Brian) (Entered: 01/05/2007) |
| 01/11/2007 | 217 | ORDER granting <u>216</u> Motion for Extension of Time until February 2, 2007 for Plaintiff to File Motion to Compel and for Defendants to File Opposition to <u>212</u> Second MOTION to Amend/Correct Class Certification by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan.. SO ORDERED by Judge Janet C. Hall on 1/8/2007. (Sanders, C.) (Entered: 01/11/2007) |
| 01/11/2007 | 218 | Reset Deadlines as to <u>212</u> Second MOTION to Amend/Correct <i>Class Certification</i> . Responses due by 2/2/2007 (Sanders, C.) (Entered: 01/11/2007) |
| 01/11/2007 | <u>219</u> | MOTION for Leave to Appear Pro Hac Vice re Attorney David B. Johnson. Filing Fee \$25.00. Receipt Number B013494. by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Candee, D.) (Entered: 01/16/2007) |
| 01/16/2007 | 220 | ORDER granting <u>219</u> Motion to Appear Pro Hac Vice for David B. Johnson. Signed by Clerk on 1/16/07. (Candee, D.) (Entered: 01/16/2007) |
| 01/23/2007 | <u>221</u> | NOTICE of Appearance by David B. Johnson on behalf of Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan (Johnson, David) (Entered: 01/23/2007) |
| 01/23/2007 | <u>222</u> | NOTICE of Appearance by Helen Harris on behalf of all defendants (Harris, Helen) (Entered: 01/23/2007) |
| 01/23/2007 | <u>223</u> | NOTICE of Appearance by Stanley A. Twardy, Jr on behalf of all defendants (Twardy, Stanley) (Entered: 01/23/2007) |
| 01/23/2007 | <u>224</u> | NOTICE of Appearance by Thomas D. Goldberg on behalf of all defendants (Goldberg, Thomas) (Entered: 01/23/2007) |
| 02/02/2007 | <u>225</u> | Memorandum in Opposition to <i>Plaintiff's Motion for Second Amended Class Certification re 212</i> Second MOTION to Amend/Correct <i>Class Certification</i> filed by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Supplement 1)(Guarraci, Brian) (Entered: 02/02/2007) |
| 02/12/2007 | <u>226</u> | Joint STIPULATION FOR REFERENCE TO ALTERNATIVE DISPUTE RESOLUTION by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Harris, Helen) (Entered: 02/12/2007) |
| 02/13/2007 | <u>227</u> | SO ORDERED re <u>226</u> Stipulation filed by Bank of America Corp, FleetBoston Financial Pension Plan, Fleetboston Financial Corp. Signed by Judge Janet C. Hall on 2/12/07. (Candee, D.) (Entered: 02/13/2007) |
| 04/17/2007 | <u>228</u> | Amended STIPULATION re <u>226</u> Stipulation for Reference to Alternative Dispute Resolution by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Goldberg, Thomas) (Entered: 04/17/2007) |

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| 04/18/2007 | 229 | ORDER re <u>228</u> Stipulation filed by Bank of America Corp, FleetBoston Financial Pension Plan, Fleetboston Financial Corp. SO ORDERED by Judge Janet C. Hall on 4/18/07. (Klein, V.) (Entered: 04/18/2007) |
| 06/27/2007 | <u>230</u> | Second STIPULATION <i>Joint Second Amended Stipulation for Reference to Alternative Dispute Resolution</i> by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Harris, Helen) (Entered: 06/27/2007) |
| 06/29/2007 | 231 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Telephone Conference set for 7/10/2007 02:00 PM in Chambers Room 417, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554. (DeRubeis, B.) (Entered: 06/29/2007) |
| 07/02/2007 | 232 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Telephone Status Conference set for 7/6/2007 11:30 AM in Courtroom Two, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. The conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203)579-5554 (Klein, V.) Modified on 7/2/2007 (Klein, V.). (Entered: 07/02/2007) |
| 07/02/2007 | | Docket Entry Correction re 232 Calendar Entry,, (MODIFIED TO EDIT TEXT) (Klein, V.) (Entered: 07/02/2007) |
| 07/06/2007 | 236 | Minute Entry for proceedings held before Judge Janet C. Hall : Telephone Status Conference held on 7/6/2007. 15 minutes(Court Reporter T. Fidanza.) (Klein, V.) (Entered: 07/09/2007) |
| 07/09/2007 | 233 | ORDER re <u>230</u> Stipulation filed by Bank of America Corp, FleetBoston Financial Pension Plan, Fleetboston Financial Corp. SO ORDERED by Judge Janet C. Hall on 7/6/07. (S-Klein, V.) (Entered: 07/09/2007) |
| 07/09/2007 | 234 | ORDER terminating <u>198</u> Motion to Strike in light of extended stay without prejudice to reclaim after 9/20/07. SO ORDERED by Judge Janet C. Hall on 7/6/07. (Klein, V.) (Entered: 07/09/2007) |
| 07/09/2007 | 235 | ORDER terminating <u>212</u> Motion to Amend/Correct in light of extended stay without prejudice to reclaim after 9/20/07. SO ORDERED by Judge Janet C. Hall on 7/6/07. (Klein, V.) (Entered: 07/09/2007) |
| 09/25/2007 | 237 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Telephonic Status Conference set for 9/27/2007 12:30 PM in Chambers Room 417, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554. (DeRubeis, B.) (Entered: 09/25/2007) |
| 09/27/2007 | 238 | Minute Entry for proceedings held before Judge Janet C. Hall : Telephone Status Conference held on 9/27/2007. 15 minutes(Court Reporter T. Fidanza.) (Klein, V.) (Entered: 10/04/2007) |
| 10/04/2007 | 239 | ORDER the stay previously entered (See Doc. No. 227 &233) is extended for the reasons stated on the record 9/27/07, until Novemeber 30, 2007. The parties shall file a status report by November 19, 2007. SO ORDERED by Judge Janet C. Hall on 10/1/07. (Klein, V.) (Entered: 10/04/2007) |
| 11/19/2007 | <u>240</u> | Joint STATUS REPORT by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Twardy, Stanley) (Entered: 11/19/2007) |

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| 11/20/2007 | 241 | ORDER re <u>240</u> Status Report filed by Bank of America Corp, FleetBoston Financial Pension Plan, Fleetboston Financial Corp. The case is continued stayed until 12/21/2007, at which time the parties will file a joint status report. SO ORDERED by Judge Janet C. Hall on 11/20/2007. (Sanders, C.) (Entered: 11/20/2007) |
| 12/21/2007 | <u>242</u> | Second STATUS REPORT <i>Joint</i> by Fleetboston Financial Corp. (Goldberg, Thomas) (Entered: 12/21/2007) |
| 12/28/2007 | 243 | ORDER re <u>242</u> Status Report filed by Fleetboston Financial Corp. Report noted. As requested, the parties are to file a further report on 1/31/08. SO ORDERED by Judge Janet C. Hall on 12/27/07. (Klein, V.) (Entered: 12/28/2007) |
| 12/28/2007 | | Set Deadlines: Status Report due by 1/31/2008 (Klein, V.) (Entered: 12/28/2007) |
| 01/31/2008 | <u>244</u> | Joint STATUS REPORT by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Harris, Helen) (Entered: 01/31/2008) |
| 02/07/2008 | 245 | ORDER re <u>244</u> Third Joint Status Report. The relief requested in paragraph 7 is granted. SO ORDERED by Judge Janet C. Hall on 2/4/08. (Klein, V.) (Entered: 02/07/2008) |
| 02/07/2008 | | Set Deadlines: Status Report due by 2/29/2008 (Klein, V.) (Entered: 02/07/2008) |
| 02/25/2008 | <u>246</u> | NOTICE of Appearance by Dale James Morgado on behalf of Donna C. Richards (Morgado, Dale) (Entered: 02/25/2008) |
| 02/29/2008 | <u>247</u> | Fourth STATUS REPORT <i>Joint</i> by Donna C. Richards, Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Goldberg, Thomas) (Entered: 02/29/2008) |
| 03/03/2008 | 248 | ORDER re <u>247</u> Status Report. The case is stayed until March 31, 2008, and the parties are to file a status report by that date. SO ORDERED by Judge Janet C. Hall on 3/2/08. (Klein, V.) (Entered: 03/03/2008) |
| 03/03/2008 | | Set Deadlines: Status Report due by 3/31/2008 (Klein, V.) (Entered: 03/03/2008) |
| 03/31/2008 | <u>249</u> | Fifth STATUS REPORT by Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Goldberg, Thomas) (Entered: 03/31/2008) |
| 04/01/2008 | 250 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Telephone Status Conference set for 4/10/2008 10:00 AM in Chambers Room 417, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. Counsel are requested to participate in this conference, via telephone. This conference call is to be arranged between counsel. Once all parties are on the line, please telephone chambers at (203) 579-5554. (DeRubeis, B.) (Entered: 04/01/2008) |
| 04/10/2008 | 251 | Minute Entry for proceedings held before Judge Janet C. Hall: Telephone Status Conference held on 4/10/2008. 15 minutes(Court Reporter T. Fidanza.) (Klein, V.) (Entered: 04/10/2008) |
| 04/18/2008 | 252 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Status Conference set for 4/23/2008 03:00 PM in Courtroom Two, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. (DeRubeis, B.) (Entered: 04/18/2008) |
| 04/23/2008 | <u>253</u> | MOTION for Preliminary Approval of Class Action Settlement Order by Donna C. Richards. (Moukawsher, Thomas) (Entered: 04/23/2008) |
| 04/23/2008 | <u>254</u> | Memorandum in Support re <u>253</u> MOTION for Preliminary Approval of Class Action Settlement Order filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1 – Settlement Agreement, # <u>2</u> Exhibit 2 – Richards 3.31.06 Ruling, # <u>3</u> Exhibit 3 – Richards 7.21.06 Ruling, # <u>4</u> Exhibit 4 – Green Affidavit, # <u>5</u> Exhibit 5 – Moukawsher Affidavit, # <u>6</u> Exhibit 6 – Notice, # <u>7</u> Exhibit 7 – Amara 2.15.08 Ruling, # <u>8</u> Exhibit 8 – Rust Qualifications, # <u>9</u> Exhibit 9 – Mailing Procedures, # <u>10</u> Exhibit 10 – Preliminary Approval Order)(Moukawsher, Thomas) (Entered: 04/23/2008) |

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| | | 04/23/2008) |
| 04/23/2008 | 255 | Minute Entry for proceedings held before Judge Janet C. Hall: Telephone Status Conference held on 4/23/2008. 25 minutes(Court Reporter T. Fidanza.) (Klein, V.) (Entered: 04/24/2008) |
| 04/24/2008 | <u>256</u> | PRELIMINARY APPROVAL ORDER granting <u>253</u> Motion for Preliminary Approval of Class Action Settlement. Signed by Judge Janet C. Hall on 4/23/08. (Candee, D.) (Entered: 04/25/2008) |
| 04/25/2008 | 257 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Fairness Hearing set for 10/15/2008 10:00 AM in Courtroom Two, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. (DeRubeis, B.) (Entered: 04/25/2008) |
| 05/28/2008 | <u>258</u> | MOTION for Incentive Payment by Donna C. Richards.Responses due by 6/18/2008 (Moukawsher, Thomas) (Entered: 05/28/2008) |
| 05/28/2008 | <u>259</u> | Memorandum in Support re <u>258</u> MOTION for Incentive Payment filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1: Richards Declaration, # <u>2</u> Exhibit 2: Glass v. UBS, # <u>3</u> Exhibit 3: In Re Linerboard Antitrust Litigation)(Moukawsher, Thomas) (Entered: 05/28/2008) |
| 05/28/2008 | <u>260</u> | MOTION for Attorney Fees <i>and Expenses</i> by Donna C. Richards.Responses due by 6/18/2008 (Moukawsher, Thomas) (Entered: 05/28/2008) |
| 05/28/2008 | <u>261</u> | Memorandum in Support re <u>260</u> MOTION for Attorney Fees <i>and Expenses</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit Index, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11, # <u>13</u> Exhibit 12, # <u>14</u> Exhibit 13, # <u>15</u> Exhibit 14, # <u>16</u> Exhibit 15, # <u>17</u> Exhibit 16, # <u>18</u> Exhibit 17, # <u>19</u> Exhibit 18, # <u>20</u> Exhibit 19, # <u>21</u> Exhibit 20, # <u>22</u> Exhibit 21, # <u>23</u> Exhibit 22, # <u>24</u> Exhibit 23, # <u>25</u> Exhibit 24, # <u>26</u> Exhibit 25, # <u>27</u> Exhibit 26, # <u>28</u> Exhibit 27, # <u>29</u> Exhibit 28, # <u>30</u> Exhibit 29, # <u>31</u> Exhibit 30, # <u>32</u> Exhibit 31, # <u>33</u> Exhibit 32, # <u>34</u> Exhibit 33, # <u>35</u> Exhibit 34, # <u>36</u> Exhibit 35, # <u>37</u> Exhibit 36, # <u>38</u> Exhibit 37, # <u>39</u> Exhibit 38, # <u>40</u> Exhibit 39, # <u>41</u> Exhibit 40, # <u>42</u> Exhibit 41, # <u>43</u> Exhibit 42)(Moukawsher, Thomas) (Entered: 05/28/2008) |
| 06/20/2008 | <u>262</u> | MOTION for Dale James Morgado to Withdraw as Attorney by Donna C. Richards. (Morgado, Dale) (Entered: 06/20/2008) |
| 06/23/2008 | 263 | ORDER granting <u>262</u> MOTION for Dale James Morgado to Withdraw as Attorney by Donna C. Richards. Attorney Dale James Morgado terminated. SO ORDERED by Judge Janet C. Hall on 6/23/2008. (DeRubeis, B.) (Entered: 06/23/2008) |
| 08/04/2008 | <u>264</u> | MOTION for Ian O. Smith to Withdraw as Attorney by Donna C. Richards. (Smith, Ian) (Entered: 08/04/2008) |
| 08/04/2008 | <u>268</u> | RESPONSE re <u>256</u> PRELIMINARY APPROVAL ORDER filed by Francis A. Growczwicz. (Candee, D.) (Entered: 09/10/2008) |
| 08/06/2008 | 265 | ORDER granting <u>264</u> MOTION for Ian O. Smith to Withdraw as Attorney by Donna C. Richards. Attorney Ian O. Smith terminated. SO ORDERED by Judge Janet C. Hall on 8/5/2008. (DeRubeis, B.) (Entered: 08/06/2008) |
| 08/19/2008 | <u>266</u> | Consent MOTION to Amend/Correct <u>63</u> Protective Order by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan.Responses due by 9/9/2008 (Attachments: # <u>1</u> Exhibit Amendment To Stipulated Protective Order)(Goldberg, Thomas) (Entered: 08/19/2008) |
| 08/20/2008 | 267 | ORDER granting <u>266</u> Consent MOTION to Amend/Correct Protective Order by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. SO ORDERED by Judge Janet C. Hall on 8/20/2008. (DeRubeis, B.) (Entered: 08/20/2008) |
| 10/01/2008 | <u>269</u> | Joint MOTION for Final Approval of Settlement Order by Donna C. Richards, Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit 1: Settlement Agreement, # <u>2</u> Exhibit 2: [proposed] |

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| | | Final Order and Judgment)(Moukawsher, Thomas) (Entered: 10/01/2008) |
| 10/01/2008 | <u>270</u> | Memorandum in Support re <u>269</u> Joint MOTION for Final Approval of Settlement Order filed by Donna C. Richards. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11, # <u>13</u> Exhibit 12, # <u>14</u> Exhibit 13, # <u>15</u> Exhibit 14, # <u>16</u> Exhibit 15, # <u>17</u> Exhibit 16, # <u>18</u> Exhibit 17, # <u>19</u> Exhibit 18, # <u>20</u> Exhibit 19)(Moukawsher, Thomas) (Entered: 10/01/2008) |
| 10/01/2008 | <u>271</u> | RESPONSE re <u>269</u> MOTION for Final Approval of Settlement by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan <i>Defendants' Memorandum In Support Of Final Approval</i> . (Attachments: # <u>1</u> Exhibit Declaration Of Eric W. Bishop)(Johnson, David) Links Modified on 10/2/2008 (Bauer, J.). (Entered: 10/01/2008) |
| 10/02/2008 | <u>272</u> | NOTICE by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan re <u>271</u> Response, <i>Certificate of Service</i> (Johnson, David) Text Modified on 10/3/2008 (Bauer, J.). (Entered: 10/02/2008) |
| 10/14/2008 | <u>273</u> | MOTION to Seal Schedules A and B to Final Order and Judgment by Donna C. Richards. (Attachments: # <u>1</u> Notice of Manual Filing)(Moukawsher, Thomas) (Entered: 10/14/2008) |
| 10/14/2008 | <u>274</u> | NOTICE by Donna C. Richards of <i>Filing Schedules C, D, and E to Final Order and Judgment</i> (Attachments: # <u>1</u> Exhibit 1: Schedule C, # <u>2</u> Exhibit 2: Schedule D, # <u>3</u> Exhibit 3: Schedule E)(Moukawsher, Thomas) (Entered: 10/14/2008) |
| 10/14/2008 | <u>276</u> | Sealed Document: Schedule A to Final Order and Judgment by Donna C. Richards re <u>269</u> Joint MOTION for Final Approval of Settlement Order. (Heard, J.) (Entered: 10/16/2008) |
| 10/14/2008 | <u>277</u> | Sealed Document: Schedule B to Final Order and Judgment by Donna C. Richards re <u>269</u> Joint MOTION for Final Approval of Settlement Order. (Heard, J.) (Entered: 10/16/2008) |
| 10/15/2008 | <u>275</u> | Minute Entry. Proceedings held before Judge Janet C. Hall: granting <u>258</u> Motion for Incentive Payment; granting <u>260</u> Motion for Attorney Fees and Expenses; granting <u>269</u> Joint Motion for Final Approval of Settlement Order; granting <u>273</u> Motion to Seal Schedules A & B to Final Order and Judgment. Fairness Hearing held on 10/15/2008, Total Time: 1 hour and 50 minutes.(Court Reporter T. Fidanza.) (DeRubeis, B.) (Entered: 10/15/2008) |
| 10/15/2008 | <u>278</u> | ORDER re <u>260</u> MOTION for Attorney Fees <i>and Expenses</i> filed by Donna C. Richards. Signed by Judge Janet C. Hall on 10/15/2008. (Heard, J.) (Entered: 10/20/2008) |
| 10/15/2008 | <u>279</u> | ORDER re <u>258</u> MOTION for Incentive Payment filed by Donna C. Richards. Signed by Judge Janet C. Hall on 10/15/2008. (Heard, J.) (Entered: 10/20/2008) |
| 10/15/2008 | <u>280</u> | FINAL ORDER AND JUDGMENT entered in favor of Donna C. Richards against Bank of America Corp, FleetBoston Financial Pension Plan, Fleetboston Financial Corp. Signed by Judge Janet C. Hall on 10/15/2008. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E). (Heard, J.) (Entered: 10/22/2008) |
| 12/04/2008 | <u>281</u> | TRANSCRIPT of Proceedings held on October 15, 2008 before Judge Janet C. Hall. Court Reporter: Terri Fidanza. Type of Hearing: Fairness Hearing. NOTICE RE REDACTION OF TRANSCRIPTS: 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 will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.ctd.uscourts.gov . Redaction Request due 12/25/2008. Redacted Transcript Deadline set for 1/4/2009. Release of Transcript Restriction set for 3/4/2009. (Fidanza, T.) (Entered: 12/04/2008) |
| 03/13/2009 | <u>282</u> | Emergency MOTION for Bond by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3 part 1, # <u>4</u> Exhibit 3 part 2, # <u>5</u> Exhibit 3 part 3, # <u>6</u> |

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| | | Exhibit 4, # <u>7</u> Exhibit 5, # <u>8</u> Exhibit 6, # <u>9</u> Exhibit 7, # <u>10</u> Exhibit 8, # <u>11</u> Exhibit 9, # <u>12</u> Exhibit 10)(Moukawsher, Thomas) (Entered: 03/13/2009) |
| 03/16/2009 | 283 | Minute Entry for proceedings held before Judge Holly B. Fitzsimmons: Status Conference held on 3/16/2009 re <u>282</u> Emergency Motion for Bond. Defendants should file their opposition to the Emergency Motion by 3/27/09. A hearing will be held in front of Judge Hall on 4/7/09 at 10:00 am. 35 minutes.(Struck, H.) (Entered: 03/16/2009) |
| 03/16/2009 | 284 | NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.ALL PERSONS ENTERING THE COURTHOUSE MUST PRESENT PHOTO IDENTIFICATION. Hearing re <u>282</u> Emergency Motion for Bond set for 4/7/2009 10:00 AM in Courtroom Two, 915 Lafayette Blvd., Bridgeport, CT before Judge Janet C. Hall. (Struck, H.) (Entered: 03/16/2009) |
| 03/16/2009 | | Set/Reset Deadlines as to <u>282</u> Emergency MOTION for Bond. Responses due by 3/27/2009 (Bauer, J.) (Entered: 03/17/2009) |
| 03/24/2009 | <u>285</u> | MOTION for Protective Order by Bank of America Corp, FleetBoston Financial Pension Plan.Responses due by 4/14/2009 (Attachments: # <u>1</u> Memorandum in Support)(Goldberg, Thomas) (Entered: 03/24/2009) |
| 03/24/2009 | <u>286</u> | Emergency MOTION to Compel <i>Production and Testimony</i> by Donna C. Richards.Responses due by 4/14/2009 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2)(Moukawsher, Thomas) (Entered: 03/24/2009) |
| 03/24/2009 | 287 | Minute Entry for proceedings held before Judge Holly B. Fitzsimmons: Telephone Status Conference held on 3/24/2009 to address the pending emergency motion to compel, motion for protective order and motion for bond. Total Time: 1 hours (Esposito, A.) (Entered: 03/24/2009) |
| 03/27/2009 | <u>288</u> | Memorandum in Opposition re <u>282</u> Emergency MOTION for Bond filed by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit Declaration of Anne E. Rea, # <u>2</u> Exhibit Declaration of David Andreasen, # <u>3</u> Exhibit #1 to Andreasen Declaration, excerpt from IRS Instructions for Form 5500, # <u>4</u> Exhibit #2 to Andreasen Declaration, Trust Accounting System Data Extract, # <u>5</u> Exhibit #3 to Andreasen Declaration, PIMCO Collateral Data Sheet, # <u>6</u> Exhibit #4 to Andreasen Declaration, excerpt from BAC 2008 Form 10-K)(Twardy, Stanley) (Entered: 03/27/2009) |
| 03/30/2009 | <u>289</u> | MOTION for Leave to File <i>Supplemental Memorandum Supporting Emergency Motion to Compel</i> by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A: Proposed Supplemental Memorandum, # <u>2</u> Exhibit 1 to Proposed Supplemental Memorandum, # <u>3</u> Exhibit 2 to Proposed Supplemental Memorandum, # <u>4</u> Exhibit 3 to Proposed Supplemental Memorandum, # <u>5</u> Exhibit 4 to Proposed Supplemental Memorandum, # <u>6</u> Exhibit 5 to Proposed Supplemental Memorandum)(Moukawsher, Thomas) (Entered: 03/30/2009) |
| 04/01/2009 | <u>290</u> | MOTION for Leave to File Excess Pages in <i>Emergency Motion Reply Brief</i> by Donna C. Richards. (Attachments: # <u>1</u> Exhibit A Proposed Reply Brief, # <u>2</u> Exhibit 1 to Proposed Reply Brief, # <u>3</u> Exhibit 2 to Proposed Reply Brief, # <u>4</u> Exhibit 3 to Proposed Reply Brief, # <u>5</u> Exhibit 4 to Proposed Reply Brief, # <u>6</u> Exhibit 5 to Proposed Reply Brief, # <u>7</u> Exhibit 6 to Proposed Reply Brief, # <u>8</u> Exhibit 7 to Proposed Reply Brief, # <u>9</u> Exhibit 8 to Proposed Reply Brief, # <u>10</u> Exhibit 9 to Proposed Reply Brief, # <u>11</u> Exhibit 10 to Proposed Reply Brief)(Moukawsher, Thomas) (Entered: 04/01/2009) |
| 04/01/2009 | <u>291</u> | MOTION for Leave to File <i>Response to Plaintiff's Supplemental Memorandum Supporting Emergency Motion to Compel</i> by Bank of America Corp, FleetBoston Financial Corp, FleetBoston Financial Pension Plan. (Attachments: # <u>1</u> Exhibit Defendants' Proposed Response to Plaintiff's Supplemental Memorandum Supporting Emergency Motion to Compel)(Goldberg, Thomas) (Entered: 04/01/2009) |
| 04/02/2009 | 292 | ORDER granting <u>290</u> Motion for Leave to File Excess Pages; granting <u>291</u> Motion for Leave to File Response to Plaintiff's Supplemental Memorandum Supporting |

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| | | Emergency Motion To Compel. No further motions for leave to file by any party may be filed. This matter is set for oral argument and any party may raise rebuttal argument there. SO ORDERED by Judge Janet C. Hall on 4/2/2009. (DeRubeis, B.) (Entered: 04/02/2009) |
| 04/02/2009 | <u>293</u> | REPLY to Response to <u>282</u> Emergency MOTION for Bond <i>Leave to File Granted on April 2, 2009</i> filed by Donna C. Richards. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10)(Moukawsher, Thomas) (Entered: 04/02/2009) |
| 04/07/2009 | <u>294</u> | Minute Entry. Motion Hearing held on 4/7/2009 before Judge Janet C. Hall: Denying <u>282</u> Emergency Motion for Bond for the reasons stated on the record. Denying as moot <u>285</u> Motion for Protective Order for the reasons stated on the record. Denying <u>286</u> Emergency Motion to Compel Production and Testimony for the reasons stated on the record. Granting <u>289</u> Motion for Leave to File Supplemental Memorandum. Total Time: 1 hours and 30 minutes(Court Reporter T. Fidanza.) (Struck, H.) (Entered: 04/07/2009) |
| 05/21/2009 | <u>295</u> | TRANSCRIPT of Proceedings held on April 7, 2009 before Judge Janet C. Hall. Court Reporter: Terri Fidanza. NOTICE RE REDACTION OF TRANSCRIPTS: 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 will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.ctd.uscourts.gov. Redaction Request due 6/11/2009. Redacted Transcript Deadline set for 6/21/2009. Release of Transcript Restriction set for 8/19/2009. (Fidanza, T.) (Entered: 05/21/2009) |
| 11/24/2009 | <u>296</u> | NOTICE by Bank of America Corp, Fleetboston Financial Corp, FleetBoston Financial Pension Plan, Donna C. Richards <i>Notice of Effective Date of Settlement</i> (Goldberg, Thomas) Modified on 12/2/2009 (Simpson, T.). (Entered: 11/24/2009) |
| 12/02/2009 | | Docket Entry Correction re <u>296</u> Notice (Other) MODIFIED TO ADD PLAINTIFF AS A FILER TO THE DOCKET ENTRY (Simpson, T.) (Entered: 12/02/2009) |