

**U.S. District Court
Southern District of Illinois (East St. Louis)
CIVIL DOCKET FOR CASE #: 3:99-cv-00829-GPM-PMF**

Cooper, et al v. IBM Personal Pension, et al
Assigned to: Judge G. Patrick Murphy
Referred to: Magistrate Judge Philip M. Frazier
Demand: \$0
Case in other court: 05-03588
05-03882
06-01260
07-01767

Date Filed: 11/01/1999
Date Terminated: 08/16/2005
Jury Demand: None
Nature of Suit: 791 Labor: E.R.I.S.A.
Jurisdiction: Federal Question

Cause: 29:1132 E.R.I.S.A.—Employee Benefits

Objector

Francis Abramovich

represented by **Jeffrey N. Young**
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Plaintiff

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*Individually and on Behalf of All Those
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Date Filed	#	Docket Text
11/01/1999	<u>1</u>	COMPLAINT Filing fee pd \$ 150.00 receipt # 300 63667 (car) (Entered: 11/02/1999)
11/01/1999		Magistrate identification: Mag/Judge Clifford J. Proud (car) (Entered: 11/02/1999)
11/09/1999	2	ADMINISTRATIVE ORDER #138 Case reassigned to Judge G. P. Murphy (cc: all counsel) (myz) (Entered: 11/16/1999)
12/03/1999	<u>3</u>	AMENDED COMPLAINT [1-1] by plaintiff Kathi Cooper (dmb) (Entered: 12/09/1999)
01/03/2000	4	CJRA Track C assigned by Judge G. P. Murphy; trial set for presumptive month of 3/01 before Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (dmb) (Entered: 01/05/2000)
01/20/2000	5	MOTION by plaintiff Kathi Cooper to certify class action (tjh) (Entered: 01/25/2000)
01/20/2000	6	MEMORANDUM by plaintiff Kathi Cooper in support of motion to certify class action [5-1] (tjh) (Entered: 01/25/2000)
02/17/2000	7	STIPULATION (MOTION) by defendant IBM Corporation, defendant IBM Personal Pension, and plaintiff Kathi Cooper to extend time to answer (tjh) (Entered: 02/22/2000)
02/22/2000	<u>8</u>	ORDER by Mag/Judge Clifford J. Proud granting motion to extend time to 3/14/00 to answer [7-1] (cc: all counsel) (dmw) (Entered: 02/24/2000)
03/10/2000	10	CONSENT MOTION by Ameritech for extension of time to answer the complaint (fe) (Entered: 03/15/2000)
03/14/2000	9	NOTICE of hearing re motion for class certification [5-1] ORAL ARGUMENTS set 1:30 PM on 4/17/00 before Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (lmc) (Entered: 03/14/2000)
03/20/2000	<u>11</u>	ORDER by Judge G. P. Murphy granting motion for extension of time to answer the complaint [10-1]; defendants shall answer the amended complaint on or before 4/03/00 [3-1] ; status conf set for 1:30 PM on 4/17/00 before Judge G. P. Murphy in the USDC/East St. Louis, IL; brief ddl set 4/3/00 . The Court will address the need for a briefing schedule on plaintiff's motion for class certification [5-1] at the status conference (cc: all counsel) (myz) (Entered: 03/23/2000)
03/30/2000	<u>12</u>	NOTICE of Telephone Sched/Disc Conf set for 9:00 AM on 5/15/00 before Mag/Judge Clifford J. Proud in the USDC/East St. Louis, IL (cc: all counsel) (dmw) (Entered: 03/31/2000)
04/03/2000	<u>13</u>	ANSWER by defendant IBM Corporation, defendant IBM Personal Pension to [3-1] with affirmative defenses (acm) (Entered: 04/05/2000)
04/17/2000	<u>14</u>	MINUTES (lc) of hearing on status conference before Judge G. P. Murphy ; Status conference held 4/17/00 motion to class action [5-1] resp due 5/12/00 ; Court will notify Magistrate Judge Clifford J. Proud to cancel conf set for 5/15/00 at 9:00 AM (C/R: Molly Clayton) (dmw) (Entered: 04/25/2000)
05/12/2000	15	MOTION by defendant IBM Corporation, defendant IBM Personal Pension to dismiss Count I of First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction (acm) (Entered: 05/15/2000)
05/12/2000	<u>16</u>	BRIEF (MEMORANDUM) by defendant IBM Corporation, defendant IBM Personal Pension in support of motion to dismiss Count I of the First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction [15-1] (acm) (Entered: 05/15/2000)
05/12/2000	17	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion to certify class action [5-1] (acm) (Entered: 05/15/2000)

05/12/2000	18	AFFIDAVIT of David M. Speier re [17-1] (acm) (Entered: 05/16/2000)
05/19/2000	19	NOTICE of hearing re motion to dismiss [15-1], motion for class certification [5-1] ORAL ARGUMENTS set 3:00 PM on 7/31/00 before Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (lmc) (Entered: 05/19/2000)
05/31/2000	20	MOTION by plaintiff Kathi Cooper to extend time to file reply in support of motion for class certification and memo in opposition to defendants' motion to dismiss (acm) (Entered: 06/06/2000)
06/07/2000	<u>21</u>	ORDER by Judge G. P. Murphy granting motion to extend time to file reply in support of motion for class certification and memo in opposition to defendants' motion to dismiss [20-1]; motion to certify class action [5-1] reply due 6/19/00 (cc: all counsel) (myz) (Entered: 06/12/2000)
06/19/2000	22	NOTICE of change of address as to attorney William K. Carr (myz) (Entered: 06/23/2000)
06/19/2000	23	MOTION by plaintiff Kathi Cooper to file reply in support of motion for class certification in excess of page limitation (myz) (Entered: 06/23/2000)
06/19/2000	<u>24</u>	MEMORANDUM by plaintiff Kathi Cooper in opposition to motion to dismiss Count I of First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction [15-1] (myz) . (Entered: 06/23/2000)
06/19/2000		VOLUME NUMBER 2 created, beginning with document number 24. (myz) (Entered: 07/11/2000)
06/26/2000		VOLUME NUMBER 3 created, beginning with document number 25. (myz) (Entered: 07/11/2000)
06/27/2000	<u>26</u>	ORDER by Judge G. P. Murphy granting motion to file reply in support of motion for class certification in excess of page limitation [23-1] (cc: all counsel) (myz) (Entered: 06/30/2000)
06/27/2000	27	REPLY by plaintiff Kathi Cooper in support to motion to certify class action [5-1] (myz) (Entered: 06/30/2000)
06/27/2000	28	CONSENT MOTION by defendant IBM Corporation, defendant IBM Personal Pension to extend time to reply to plaintiff's response in opposition to defendants motion opposing class certification and motion to dismiss (myz) (Entered: 06/30/2000)
06/29/2000	25	NOTICE of hearing re motion for class certification [5-1] ORAL ARGUMENTS RESET at 1:30 PM on 8/21/00 before Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (lmc) (Entered: 06/29/2000)
07/05/2000	<u>29</u>	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion to dismiss Count I of First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction [15-1] (myz) (Entered: 07/11/2000)
07/05/2000	<u>30</u>	ORDER by Judge G. P. Murphy denying motion to extend time to reply to plaintiff's response in opposition to defendants motion opposing class certification [28-1]. As to the request for additional time to file a reply in support of defendants' motion to dismiss, however, the motion for extension of time is granted. Defendants' reply shall be filed no later than 7/06/00 (cc: all counsel) (myz) (Entered: 07/11/2000)
07/18/2000	31	NOTICE of hearing re motion for class certification [5-1] ORAL ARGUMENTS set 1:30 PM on 9/5/00 before Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (lmc) (Entered: 07/18/2000)
08/29/2000	32	MOTION by defendants for leave to supplement pending motion papers (four recent cases attached) (acm) Modified on 09/07/2000 (Entered: 08/31/2000)
08/30/2000	33	MEMORANDUM by plaintiff Kathi Cooper in opposition to motion for leave to supplement pending motion papers [32-1] (tjh) (Entered: 08/31/2000)

09/05/2000	<u>34</u>	MINUTES of hearing on Motion for Class Certification (lmc) before Judge G. P. Murphy motion to dismiss [15-1] [15-1]; parties are granted 7 days (response due 9/12/00) to file additional authority ; Status conference held 9/5/00 (C/R: Molly Clayton) (tjh) (Entered: 09/06/2000)
09/06/2000	<u>35</u>	ORDER by Judge G. P. Murphy granting motion for leave to supplement pending motion papers (four recent cases are attached to) [32-1] (cc: all counsel) (acm) Modified on 09/07/2000 (Entered: 09/07/2000)
09/12/2000	<u>36</u>	SUPPLEMENTAL MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension on the standing issue re motion to dismiss Count I of First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction [15-1] (tjh) (Entered: 09/13/2000)
09/13/2000	<u>37</u>	SUPPLEMENTAL SUBMISSION by plaintiff Kathi Cooper re motion to dismiss Count I of First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction [15-1] (tjh) (Entered: 09/14/2000)
09/15/2000	38	MOTION by plaintiff Kathi Cooper for leave to file second amended complaint (tjh) (Entered: 09/20/2000)
10/04/2000	39	RESPONSE by defendant IBM Corporation, defendant IBM Personal Pension to motion for leave to file second amended complaint [38-1] (tjh) (Entered: 10/11/2000)
10/16/2000	<u>40</u>	ORDER by Chief Judge G. P. Murphy granting motion for leave to file second amended complaint [38-1], denying motion to dismiss Count I of First Amended Complaint insofar as it relates to the 1999 plan amendments and Count II in its entirety for lack of subject matter jurisdiction as moot [15-1], dismissing without prejudice to refile motion to certify class action [5-1]; directing the clerk to file second amended complaint instant; brief ddl set for 11/15/00 for parties to agree to a schedule including a deadline for discovery related to the class certification and once the briefing is complete the motion for class certification will be set for hearing (cc: all counsel) (fe) (Entered: 10/18/2000)
10/16/2000	<u>41</u>	SECOND AMENDED COMPLAINT [3-1] by plaintiff Kathi Cooper, terminating unknown Ameritech; adding Beth Harrington, Matthew Hillesheim (fe) (Entered: 10/18/2000)
10/31/2000	42	MOTION by defendants for extension of time of responsive pleading date from November 1 to November 8, 2000 (fe) (Entered: 11/03/2000)
11/07/2000	<u>43</u>	ORDER by Mag/Judge Clifford J. Proud granting motion for extension of time of responsive pleading date from November 1 to November 8, 2000 [42-1] (cc: all counsel) (tjh) (Entered: 11/09/2000)
11/07/2000	44	ANSWER by defendant IBM Corporation, defendant IBM Personal Pension to second amended complaint [41-1] (tjh) (Entered: 11/09/2000)
11/13/2000	45	ATTORNEY APPEARANCE for plaintiff Kathi Cooper by William K. Carr (fe) (Entered: 11/17/2000)
11/14/2000		JOINT REPORT of parties and proposed scheduling and discovery order by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim received and submitted to Mag/Judge Clifford J. Proud (tjh) Modified on 11/14/2000 (Entered: 11/14/2000)
11/14/2000		TRANSCRIPT of Motion for Class Certification; held 9/5/00; 1 volume(s) Court Reporter: Molly Clayton (tjh) (Entered: 11/16/2000)
11/15/2000	<u>46</u>	ORDER by Mag/Judge Clifford J. Proud adopting joint report of the parties regarding class certification briefing schedule ... see order for specifics ... (cc: all counsel) (tjh) (Entered: 11/21/2000)
11/15/2000	<u>47</u>	ORDER by Chief Judge G. P. Murphy of the following: plaintiffs shall file renewed motion for class certification (brief ddl set) on or before 12/20/00; defendants' shall file response on or before 1/22/01; plaintiffs shall file reply on or

		before 1/29/01 motion for class certification [5-1] is set for hearing on 1:30 PM on 2/12/01 before Chief Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (tjh) (Entered: 11/21/2000)
12/21/2000	48	RENEWED MOTION by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim for class certification (myz) (Entered: 12/28/2000)
12/21/2000	49	MEMORANDUM by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim in support of motion for class certification [48-1] (myz) (Entered: 12/28/2000)
01/19/2001	50	CONSENT MOTION by defendant IBM Corporation for extension of time to file response to motion for class certification (tjh) (Entered: 01/24/2001)
01/25/2001	<u>51</u>	ORDER by Chief Judge G. P. Murphy granting motion for extension of time to file response to motion for class certification [50-1], motion for class certification [48-1] resp due 1/29/01 (cc: all counsel) (dmw) (Entered: 01/29/2001)
01/29/2001	52	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion for class certification [48-1] (fe) (Entered: 01/30/2001)
02/05/2001	53	REPLY by plaintiff Kathi Cooper, plaintiff Beth Harrington, plaintiff Matthew Hillesheim in support of plaintiffs' renewed motion for class certification [48-1] (tjh) (Entered: 02/08/2001)
02/08/2001	54	MOTION by defendants to postpone hearing or for alternative relief (fe) (Entered: 02/16/2001)
02/09/2001	<u>55</u>	ORDER by Chief Judge G. P. Murphy granting motion to postpone hearing or for alternative relief [54-1] ; the class certification hrg is reset for 9:00 AM on 3/26/01 before Chief Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (fe) (Entered: 02/16/2001)
03/26/2001	<u>56</u>	MINUTES of hearing on Motion for Class Certification (jmf) before Chief Judge G. P. Murphy. The Court grants parties 10 days to file additional briefs re [48-1]. The matter is taken under advisement until review of the supplemental briefs ; In-court hearing held 3/26/01 (C/R: Molly Clayton) (myz) (Entered: 03/29/2001)
03/29/2001		TRANSCRIPT OF MOTION FOR CLASS CERTIFICATION; held 3/26/01; 1 volume(s) Court Reporter: Molly Clayton (fe) (Entered: 03/30/2001)
04/03/2001	<u>58</u>	ORDER by Chief Judge G. P. Murphy ...see order for specifics... (cc: all counsel) (tjh) (Entered: 04/10/2001)
04/05/2001	57	SUPPLEMENTAL BRIEF by defendants IBM Corporation and IBM Personal Pension in opposition to plaintiffs renewed motion for class certification [48-1] (scj) Modified on 04/10/2001 (Entered: 04/10/2001)
04/09/2001	59	SUPPLEMENTAL BRIEF by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim regarding renewed motion for class certification [48-1] (tjh) (Entered: 04/12/2001)
04/17/2001	60	MOTION by defendant IBM Corporation, defendant IBM Personal Pension to strike plaintiffs' supplemental brief in support of renewed motion for class certification (tjh) (Entered: 04/19/2001)
04/27/2001	61	MEMORANDUM by plaintiff in opposition to motion to strike plaintiffs' supplemental brief in support of renewed motion for class certification [60-1] (car) (Entered: 05/03/2001)
05/21/2001	62	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for leave to file supplemental authority for pending class certification motion (jmf) (Entered: 05/31/2001)
06/04/2001	<u>63</u>	ORDER by Chief Judge G. P. Murphy granting motion for leave to file supplemental authority for pending class certification motion [62-1] ; brief ddl set 6/15/01 (cc: all counsel) (scj) (Entered: 06/08/2001)

06/06/2001	64	RESPONSE by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim to motion for leave to file supplemental authority for pending class certification motion [62-1] (scj) (Entered: 06/11/2001)
07/20/2001	65	MOTION by defendants for protective order (dmw) (Entered: 07/23/2001)
07/24/2001	<u>66</u>	ORDER by Mag/Judge Clifford J. Proud recusing himself as magistrate; Magistrate now becomes Gerald B. Cohn (cc: all counsel) (tjh) (Entered: 07/30/2001)
07/24/2001		Magistrate identification: Mag/Judge Gerald B. Cohn (tjh) (Entered: 07/30/2001)
08/08/2001	67	MEMORANDUM by plaintiffs Kathi Cooper, Beth Harrington, and Matthew Hillesheim in opposition to motion for protective order [65-1] (scj) (Entered: 08/10/2001)
08/20/2001	68	REPLY by defendants IBM Corporation and IBM Personal Pension re motion for protection order [65-1] (scj) (Entered: 08/22/2001)
08/20/2001		VOLUME NUMBER 4 created, beginning with document number 68. (tjh) (Entered: 09/25/2001)
08/31/2001	<u>69</u>	ORDER by Mag Judge Gerald B. Cohn granting motion for protective order [65-1] (cc: all counsel) (tjh) (Entered: 09/06/2001)
09/17/2001	<u>70</u>	ORDER by Chief Judge G. P. Murphy denying motion to strike plaintiffs' supplemental brief in support of renewed motion for class certification [60-1]; granting motion for class certification [48-1] and defining the class and subclasses (see Order for specifics); the Court appoints plaintiffs as class representatives and appoints Steven A. Katz, Douglas R. Sprong, and William K. Carr as counsel for the class and subclasses (cc: all counsel) (car) Modified on 09/18/2001 (Entered: 09/18/2001)
09/20/2001	71	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, and Matthew Hillesheim to amend class certification order (tjh) (Entered: 09/24/2001)
09/27/2001	72	ATTORNEY APPEARANCE for plaintiff Kathi Cooper by John H. Evans, Robert F. Hill (fe) (Entered: 09/28/2001)
10/03/2001	<u>73</u>	ORDER by Chief Judge G. P. Murphy granting motion to amend class certification order [71-1] adding attorney Robert F. Hill and John H. Evans as counsel for the class and subclasses nunc pro tunc 9/17/01 (cc: all counsel) (fe) (Entered: 10/05/2001)
10/09/2001	74	JOINT MOTION to withdraw Michael S. Horne as counsel for defendants IBM Corporation and IBM Personal Pension and substituting with Jeffrey G. Huvelle and Robert D. Wick (scj) (Entered: 10/10/2001)
10/22/2001	<u>75</u>	ORDER by Mag Judge Gerald B. Cohn granting motion to withdraw Michael S. Horne as counsel for defendants IBM Corporation and IBM Personal Pension and substituting with Jeffrey G. Huvelle and Robert D. Wick [74-1] withdrawing attorney Michael S. Horne for IBM Pension and for IBM Corporation ; adding attorney Jeffrey G Huvelle and Robert D Wick for defendants IBM Corporation and IBM Personal Pension (cc: all counsel) (scj) (Entered: 10/29/2001)
11/20/2001	76	JOINT MOTION by plaintiffs & defendants regarding joint report of parties and proposed scheduling and discovery order (to continue) (dmw) (Entered: 11/26/2001)
11/29/2001	<u>77</u>	SCHEDULING AND DISCOVERY ORDER by Mag Judge Gerald B. Cohn ; presumptive trial reset for 1/03 and final prtrl conf set 12/9/02 before Chief Judge G. P. Murphy in the USDC/East St. Louis, IL; settlement conf set 9:00 AM on 12/2/02 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL; disp mtn filing ddl 10/15/02; discovery ddl set 9/20/02 (cc: all counsel) (tjh) (Entered: 12/04/2001)
02/08/2002	<u>78</u>	ORDER by Mag Judge Gerald B. Cohn resetting settlement conf at 9:00 AM on 12/5/02 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (tjh) (Entered: 02/12/2002)

02/15/2002	79	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for extension of time to file amended complaint (tjh) (Entered: 02/20/2002)
02/21/2002	<u>80</u>	ORDER by Mag Judge Gerald B. Cohn granting motion for extension of time to file amended complaint [79-1] up to and including 3/7/02 (cc: all counsel) (dlr) (Entered: 03/01/2002)
04/03/2002	81	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for filing of agreed protective order (tjh) (Entered: 04/09/2002)
04/12/2002	<u>82</u>	ORDER by Mag Judge Gerald B. Cohn granting motion for filing of agreed protective order [81-1] (cc: all counsel) (dmw) (Entered: 04/17/2002)
04/18/2002	<u>83</u>	ORDER by Chief Judge G. P. Murphy denying motion for filing of agreed protective order [81-1]; vacating Magistrate Judge Cohn's 4/12/02 order [82-1] order (cc: all counsel) (tjh) (Entered: 04/18/2002)
07/15/2002	84	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to suspend local rule 7.1(g) and for leave to file brief in excess of ten pages (tjh) (Entered: 07/17/2002)
07/17/2002	85	REQUESTS for admission by defendants (dmw) (Entered: 07/19/2002)
07/18/2002	<u>86</u>	ORDER by Chief Judge G. P. Murphy granting motion to suspend local rule 7.1(g) [84-1] and for leave to file brief in excess of ten pages [84-2] (cc: all counsel) (tjh) (Entered: 07/24/2002)
07/18/2002	87	MOTION by Kathi Cooper, Beth Harrington, Matthew Hillesheim for partial summary judgment on count 1 received on 7/15/02 (tjh) (Entered: 07/24/2002)
07/18/2002	<u>88</u>	BRIEF (MEMORANDUM) by plaintiffs' Kathi Cooper, Beth Harrington, and Matthew Hillesheim in support of motion for partial summary judgment on count 1 received on 7/15/02 [87-1] (attachments located in expando folder) (tjh) (Entered: 07/24/2002)
07/25/2002	89	MOTION by defendants IBM Corporation, IBM Personal Pension to suspend the packet rule for dispositive motions (order) , and to modify the page limit , and to extend the time for filing for their opposition to plaintiffs' pending motion for partial summary judgment (dlr) (Entered: 07/29/2002)
07/29/2002	<u>90</u>	ORDER by Chief Judge G. P. Murphy granting motion to suspend the packet rule for dispositive motions (order) [89-1], to modify the page limit [89-2], and to extend the time for filing for their opposition to plaintiffs' pending motion for partial summary judgment [89-3]; response to motion for partial summary judgment on count 1 received on 7/15/02 [87-1] due 9/20/02 (cc: all counsel) (tjh) (Entered: 08/07/2002)
08/09/2002	91	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for extension of time to respond to defendants' requests for admission and third set of interrogatories (tjh) (Entered: 08/13/2002)
08/09/2002	92	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to compel discovery (tjh) (Entered: 08/13/2002)
08/12/2002	93	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for extension of time to respond to requests for admission (tjh) (Entered: 08/13/2002)
08/14/2002	<u>94</u>	ORDER by Mag Judge Gerald B. Cohn granting motion for extension of time to respond to defendants' requests for admission and third set of interrogatories [91-1] (cc: all counsel) (tjh) (Entered: 08/15/2002)
08/14/2002	<u>95</u>	ORDER by Mag Judge Gerald B. Cohn granting motion for extension of time to respond to requests for admission [93-1] (cc: all counsel) (tjh) (Entered: 08/15/2002)
08/19/2002		FILE checked out by Kwik Kopy consisting of 4 volumes pleadings and 1 appendix to doc 88. Record due back 8/29/02 (trb) (Entered: 08/21/2002)
08/21/2002		FILE returned by Kwik Kopy consisting of 4 volumes of pleadings and one appendix to doc 88 (jmp) Modified on 10/29/2002 (Entered: 08/21/2002)

08/22/2002	96	MOTION by defendants IBM Corporation and IBM Personal Pension to extend time to respond to motion to compel (scj) (Entered: 08/23/2002)
08/26/2002	<u>97</u>	ORDER by Mag Judge Gerald B. Cohn granting motion to extend time to respond to motion to compel [96-1], motion to compel discovery [92-1] resp due 9/9/02 (cc: all counsel) (dmw) (Entered: 08/27/2002)
08/27/2002	98	UNOPPOSED MOTION by defendants' IBM Corporation and IBM Personal Pension for approval of protective order (tjh) (Entered: 08/29/2002)
09/05/2002	<u>99</u>	PROTECTIVE ORDER by Chief Judge G. P. Murphy: granting motion for approval of protective order [98-1] (cc: all counsel) (scj) (Entered: 09/10/2002)
09/09/2002	101	MOTION by defendant IBM Corporation, defendant IBM Personal Pension to file memorandum in excess of 10 pages (tjh) (Entered: 09/17/2002)
09/10/2002	100	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for extension of time to respond to motion for partial summary judgment on Count 1 (tjh) (Entered: 09/17/2002)
09/13/2002	102	MEMORANDUM by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim in opposition to motion for extension of time to respond to motion for partial summary judgment on Count 1 [100-1] (tjh) (Entered: 09/17/2002)
09/13/2002	<u>103</u>	MOTION by defendant IBM Corporation, defendant IBM Personal Pension to dismiss section 204(b)(1)(H) claim for lack of standing (tjh) (Entered: 09/17/2002)
09/13/2002	104	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in support of motion to dismiss section 204(b)(1)(H) claim for lack of standing [103-1] (tjh) (Entered: 09/17/2002)
09/13/2002	105	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for partial summary judgment on age discrimination claim received on 9/13/02 (tjh) (Entered: 09/17/2002)
09/13/2002	106	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in support of motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1] (tjh) (Entered: 09/17/2002)
09/13/2002	107	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 (tjh) (Entered: 09/17/2002)
09/13/2002	108	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in connection with the parties' cross motions for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 [107-1] (tjh) (Entered: 09/17/2002)
09/13/2002	109	STATEMENT OF UNDISPUTED MATERIAL FACTS by defendant IBM Corporation, defendant IBM Personal Pension to motion for partial summary judgment on age discrimination claim with respect to the cash balance formula received on 9/13/02 [105-1] (tjh) (Entered: 09/17/2002)
09/13/2002		APPENDIX, 2 VOLUMES (EXHIBITS), in support of summary judgment motions (located in expando folder) (tjh) (Entered: 09/17/2002)
09/13/2002	110	STATEMENT OF UNDISPUTED MATERIAL FACTS by defendant IBM Corporation, defendant IBM Personal Pension to motion for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 [107-1] (tjh) (Entered: 09/19/2002)
09/19/2002	<u>111</u>	ORDER by Mag Judge Gerald B. Cohn granting motion to compel discovery [92-1] (cc: all counsel) (tjh) (Entered: 09/25/2002)
09/23/2002	112	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for extension of time (tjh) (Entered: 09/27/2002)
09/27/2002	<u>113</u>	ORDER by Chief Judge G. P. Murphy granting motion for extension of time to respond to motion for partial summary judgment on Count 1 [100-1]; response to motion for partial summary judgment on count 1 received on 7/15/02 [87-1] due

		10/21/02; dispositive mtn ddl extended through and including 10/21/02 (cc: all counsel) (tjh) (Entered: 10/02/2002)
09/27/2002	<u>114</u>	ORDER by Chief Judge G. P. Murphy granting motion to file memorandum in excess of 10 pages [101-1] (cc: all counsel) (tjh) (Entered: 10/02/2002)
09/27/2002	115	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion to compel discovery [92-1] (tjh) (Entered: 10/02/2002)
09/30/2002	<u>116</u>	ORDER by Chief Judge G. P. Murphy granting motion for extension of time [112-1]; responses to motion for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 [107-1], motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1], and motion to dismiss section 204(b)(1)(H) claim for lack of standing [103-1] due 10/25/02 (cc: all counsel) (tjh) (Entered: 10/04/2002)
10/02/2002	119	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for reconsideration , and to strike order compelling discovery (jmf) (Entered: 10/18/2002)
10/07/2002	118	RESPONSE by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to motion for reconsideration [119-1], motion to strike order compelling discovery [119-2] (tjh) (Entered: 10/21/2002)
10/08/2002	117	NOTICE of hearing re all pending motions [107-1], re [105-1], re [103-1], re [87-1] ORAL ARGUMENTS set 1:30 PM on 12/2/02 before Chief Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (lmc) (Entered: 10/08/2002)
10/15/2002	120	REQUEST (MOTION) by plaintiffs and defendants for extension of dispositive motion deadline and to establish other briefing schedules (dmw) (Entered: 10/19/2002)
10/15/2002	<u>121</u>	ORDER by Chief Judge G. P. Murphy granting motion for extension of dispositive motion deadline and to establish other briefing schedules [120-1]; dispositive mtn ddl reset to 10/25/02 (cc: all counsel) (tjh) (Entered: 10/21/2002)
10/23/2002	<u>122</u>	ORDER by Chief Judge G. P. Murphy granting motion for reconsideration [119-1] and to strike order compelling discovery [119-2]; vacating 9/19/02 order [111-1]; reinstating motion to compel discovery [92-1] and submitting motion to compel [92-1] to Mag Judge Gerald B. Cohn (cc: all counsel) (tjh) Modified on 10/29/2002 (Entered: 10/29/2002)
10/25/2002	123	(MEMORANDUM) by plaintiff Kathi Cooper, plaintiff Beth Harrington in opposition to motion to dismiss section 204(b)(1)(H) claim for lack of standing [103-1] (tjh) (Entered: 10/30/2002)
10/25/2002	124	CROSS MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 (tjh) (Entered: 10/30/2002)
10/25/2002	125	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for leave to file brief in excess of page limit as to cross motion for partial summary judgment (tjh) (Entered: 10/30/2002)
10/25/2002	126	(MEMORANDUM) by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim in opposition to motion for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 [107-1] (tjh) (Entered: 10/30/2002)
10/25/2002	127	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim for partial summary judgment on Count I - comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 (tjh) (Entered: 10/30/2002)
10/25/2002	128	MOTION by defendants' IBM Corporation, IBM Personal Pension for summary judgment on plaintiffs' anti-backloading claim received on 10/25/02 (tjh) (Entered: 10/30/2002)

10/25/2002	129	MEMORANDUM OF LAW by defendants' IBM Corporation, IBM Personal Pension in support of motion for summary judgment on plaintiffs' anti-backloading claim received on 10/25/02 [128-1] (tjh) (Entered: 10/30/2002)
10/25/2002	130	MOTION by defendants' IBM Corporation, IBM Personal Pension for summary judgment on plaintiffs' section 204(b)(1)(H) claim with respect to IBM's pension credit formula received on 10/25/02 (tjh) (Entered: 10/30/2002)
10/25/2002	131	MEMORANDUM by defendants' IBM Corporation, IBM Personal Pension in support of motion for summary judgment on plaintiffs' section 204(b)(1)(H) claim with respect to IBM's pension credit formula received on 10/25/02 [130-1] (tjh) (Entered: 10/30/2002)
10/25/2002	132	STATEMENT OF UNDISPUTED MATERIAL FACTS by defendants' IBM Corporation, IBM Personal Pension to motion for summary judgment on plaintiffs' section 204(b)(1)(H) claim with respect to IBM's pension credit formula received on 10/25/02 [130-1] and their counterstatement to plaintiffs' statement of undisputed facts (tjh) (Entered: 10/30/2002)
10/25/2002	133	MOTION by defendants' IBM Corporation, IBM Personal Pension for summary judgment on plaintiffs' horizontal partial termination claim received on 10/25/02 (tjh) (Entered: 10/30/2002)
10/25/2002	134	MEMORANDUM by defendants' IBM Corporation, IBM Personal Pension in support of motion for summary judgment on plaintiffs' horizontal partial termination claim received on 10/25/02 [133-1] (tjh) (Entered: 10/30/2002)
10/25/2002	135	STATEMENT OF UNDISPUTED MATERIAL FACTS by defendants' IBM Corporation, IBM Personal Pension to motion for summary judgment on plaintiffs' horizontal partial termination claim received on 10/25/02 [133-1] (tjh) (Entered: 10/30/2002)
10/25/2002		CONSOLIDATED APPENDIX (EXHIBITS) in support of summary judgment motions (1 volume anotated as Volume 3) (located in expando folder) (tjh) Modified on 10/30/2002 (Entered: 10/30/2002)
10/25/2002		VOLUME NUMBER 5 created, beginning with document number 122. (tjh) (Entered: 11/05/2002)
10/28/2002		EXHIBITS (2 volumes) in support of plaintiffs' cross motion for partial summary judgment (doc #124) and in opposition to defendants' motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's cash balance formula (doc #105) (tjh) (Entered: 10/31/2002)
10/31/2002	136	MOTION by defendants to strike plaintiffs' two new claims (dmw) (Entered: 11/04/2002)
10/31/2002	137	MEMORANDUM by defendants in support of motion to strike plaintiffs' two new claims [136-1] (dmw) (Entered: 11/04/2002)
11/01/2002	138	MOTION by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to strike reports of C. Eugene Steuerle and Stewart C. Myers (tjh) (Entered: 11/04/2002)
11/01/2002	138	MEMORANDUM by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim in support of motion to strike reports of C. Eugene Steuerle and Stewart C. Myers [138-1] (tjh) (Entered: 11/04/2002)
11/01/2002	<u>139</u>	ORDER by Mag Judge Gerald B. Cohn granting in part and denying in part motion to compel discovery [92-1] (cc: all counsel) (tjh) (Entered: 11/04/2002)
11/04/2002	<u>141</u>	ORDER by Chief Judge G. P. Murphy granting motion for leave to file brief in excess of page limit as to cross motion for partial summary judgment [125-1] (cc: all counsel) (scj) (Entered: 11/08/2002)
11/04/2002	142	MEMORANDUM by plaintiffs Kathi Cooper, Matthew Hillesheim and Beth Harrington in support of motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 [124-1] (scj) Modified on 11/08/2002 (Entered: 11/08/2002)

11/04/2002	142	MEMORANDUM by Kathi Cooper, Matthew Hillesheim and Beth Harrington in opposition to motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1] (scj) Modified on 11/08/2002 (Entered: 11/08/2002)
11/04/2002	143	MEMORANDUM by Kathi Cooper and Beth Harrington in support of motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1]; exhibits in expandable folder (scj) Modified on 11/13/2002 (Entered: 11/08/2002)
11/05/2002	140	NOTICE of hearing re ALL PENDING MOTIONS [138-1], re [136-1], re [133-1], re [130-1], re [128-1], re [127-1], re [124-1], re [107-1], re [105-1], re [103-1], re [87-1] Final pretrial conf CANCELLED ORAL ARGUMENTS set 8:00 AM on 12/17/02 before Chief Judge G. P. Murphy in the USDC/East St. Louis, IL (cc: all counsel) (lmc) (Entered: 11/05/2002)
11/05/2002		VOLUME NUMBER 6 created, beginning with document number 143. (myz) (Entered: 03/04/2003)
11/08/2002	144	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 [107-1] (tjh) (Entered: 11/15/2002)
11/12/2002	145	COUNTERSTATEMENT (RESPONSE) by defendant IBM Corporation, defendant IBM Personal Pension plaintiffs' statement of undisputed material facts with respect to motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1] (tjh) (Entered: 11/15/2002)
11/12/2002	146	REPLY MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension to response in support of motion to dismiss section 204(b)(1)(H) claim for lack of standing [103-1] (tjh) (Entered: 11/15/2002)
11/12/2002	147	(MEMORANDUM) by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1] (tjh) (Entered: 11/15/2002)
11/12/2002	148	UNOPPOSED MOTION by defendant IBM Corporation, defendant IBM Personal Pension for a one-day extension of time to file their opposition/reply to cross motion for partial summary judgment and in opposition to defendants' motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula (tjh) (Entered: 11/15/2002)
11/12/2002	149	MEMORANDUM by plaintiff Kathi Cooper, plaintiff Beth Harrington, plaintiff Matthew Hillesheim in opposition to motion for summary judgment on plaintiffs' horizontal partial termination claim received on 10/25/02 [133-1] (attachments located in expando file) (tjh) Modified on 11/15/2002 (Entered: 11/15/2002)
11/12/2002	150	MEMORANDUM (REPLY) by plaintiffs' Kathi Cooper, Beth Harrington, and Matthew Hillesheim to response to motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1], motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 [124-1], and motion for partial summary judgment on count 1 received on 7/15/02 [87-1] (tjh) (Entered: 11/15/2002)
11/12/2002	151	(MEMORANDUM) by plaintiff Kathi Cooper, plaintiff Beth Harrington, plaintiff Matthew Hillesheim in opposition to motion for summary judgment on plaintiffs' anti-backloading claim received on 10/25/02 [128-1] (tjh) (Entered: 11/15/2002)
11/13/2002	152	Appeal from Magistrate's Order by plaintiff Kathi Cooper, plaintiff Beth Harrington, plaintiff Matthew Hillesheim concerning 11/1/02 order granting in part and denying in part motion to compel discovery [139-1] (tjh) (Entered: 11/15/2002)
11/13/2002	153	BRIEF (MEMORANDUM) by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula

		received on 10/25/02 [124-1], motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1] (tjh) (Entered: 11/15/2002)
11/13/2002	154	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1] (tjh) (Entered: 11/15/2002)
11/13/2002	154	(MEMORANDUM) by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1], motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 [124-1] (tjh) (Entered: 11/15/2002)
11/13/2002		CONSOLIDATED APPENDIX (EXHIBITS) in support of summary judgment motions (volume IV) (located in expando file) (tjh) Modified on 11/15/2002 (Entered: 11/15/2002)
11/15/2002	155	RESPONSE by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to motion to strike plaintiffs' two new claims [136-1] (tjh) (Entered: 11/18/2002)
11/18/2002	157	(MEMORANDUM) by defendant IBM Corporation, defendant IBM Personal Pension in opposition to motion to strike reports of C. Eugene Steuerle and Stewart C. Myers [138-1] (tjh) (Entered: 11/21/2002)
11/18/2002	<u>162</u>	ORDER by Chief Judge G. P. Murphy granting motion for a one-day extension of time to file their opposition/reply to cross motion for partial summary judgment and in opposition to defendants' motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula [148-1] (cc: all counsel) (tjh) (Entered: 11/22/2002)
11/18/2002		VOLUME NUMBER 7 created, beginning with document number 156. (myz) (Entered: 03/04/2003)
11/19/2002	156	JOINT CONSENT MOTION by defendant IBM Corporation, defendant IBM Personal Pension, plaintiff Kathi Cooper, plaintiff Beth Harrington, plaintiff Matthew Hillesheim for an extension of time to file reply to motion to strike plaintiffs' two new claims (tjh) (Entered: 11/21/2002)
11/21/2002	158	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1] (tjh) (Entered: 11/21/2002)
11/21/2002	159	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion for summary judgment on plaintiffs' horizontal partial termination claim received on 10/25/02 [133-1] (tjh) (Entered: 11/21/2002)
11/21/2002	160	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion for summary judgment on plaintiffs' anti-backloading claim received on 10/25/02 [128-1] (tjh) (Entered: 11/21/2002)
11/21/2002	161	CONSOLIDATED APPENDIX (EXHIBITS) in support of summary judgment motions (Volume V) (tjh) (Entered: 11/21/2002)
11/21/2002	163	REPLY by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to response to motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 [124-1] (tjh) (Entered: 11/22/2002)
11/21/2002	164	BRIEF IN REPLY by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to defendants' opposition to motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1] (tjh) (Entered: 11/22/2002)
11/22/2002	<u>166</u>	ORDER by Chief Judge G. P. Murphy granting motion for an extension of time to file reply to motion to strike plaintiffs' two new claims [156-1] (cc: all counsel) (tjh) (Entered: 11/27/2002)

11/22/2002	167	REPLY MEMORANDUM by plaintiffs' Kathi Cooper, Beth Harrington, Matthew Hillesheim to response to motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127–1] (tjh) (Entered: 11/27/2002)
11/26/2002	165	REPLY by defendant IBM Corporation, defendant IBM Personal Pension to response to motion to strike plaintiffs' two new claims [136–1] (tjh) (Entered: 11/26/2002)
12/02/2002	168	UNOPPOSED MOTION by defendant IBM Corporation, defendant IBM Personal Pension to extend time for responding to plaintiffs' rule 72 objections to Magistrate Cohn's order of 10/31/02 (should be 11/1/02) (tjh) Modified on 12/02/2002 (Entered: 12/02/2002)
12/02/2002	<u>170</u>	ORDER by Chief Judge G. P. Murphy granting motion to extend time for responding to plaintiffs' rule 72 objections to Magistrate Cohn's order of 10/31/02 (should be 11/1/02); [168–1]; defendants are granted up to 12/6/02 to file a response (cc: all counsel) (tjh) (Entered: 12/04/2002)
12/03/2002	169	NOTICE of hearing settlement conf set 9:00AM 1/30/03 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 12/03/2002)
12/06/2002	<u>171</u>	ORDER by Chief Judge G. P. Murphy that at 12/17/02 hearing only the motions for partial summary judgment [87–1], for summary judgment on section 204(b)(1)(G) claim [107–1], for summary judgment on plaintiffs' section 204(b)(1)(H) claim with respect to IBM's pension credit formula received on 10/25/02 [130–1], motion to dismiss section 204(b)(1)(H) claim for lack of standing [103–1], to strike reports of C. Eugene Steuerle and Stewart C. Myers [138–1], on appeal motion Appeal from Magistrate's Order [152–1] will be addressed; other pending motions will be set for a separate hearing [136–1], 133 , 128 , [127–1], [124–1], [105–1] (cc: all counsel) (tjh) (Entered: 12/09/2002)
12/06/2002	172	MOTION by defendants IBM Corporation and IBM Personal Pension to exceed page limitation to file memorandum in response to Plaintiffs' Rule 72 objections to Mag Judge Cohn's 11/1/02 Order (scj) (Entered: 12/10/2002)
12/11/2002	173	ORDER by Chief Judge G. P. Murphy granting motion to exceed page limitation to file memorandum in response to Plaintiffs' Rule 72 objections to Mag Judge Cohn's 11/1/02 Order [172–1] (cc: all counsel) (tjh) (Entered: 12/13/2002)
12/12/2002	174	RESPONSE by defendant IBM Corporation, defendant IBM Personal Pension to plaintiffs' rule 72 objections to 11/1/02 order [152–1] (tjh) (Entered: 12/13/2002)
12/12/2002	175	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for order to notify the court of Treasury's notice of proposed rulemaking on age discrimination and to propose an adjustment of the schedule for oral argument at the 12/17 hearing (tjh) (Entered: 12/13/2002)
12/13/2002	176	RESPONSE by plaintiffs Kathi Cooper, Beth Harrington, and Matthew Hillesheim to motion for order to notify the court of Treasury's notice of proposed rulemaking on age discrimination and to propose an adjustment of the schedule for oral argument at the 12/17 hearing [175–1] (scj) (Entered: 12/18/2002)
12/17/2002	<u>177</u>	MINUTES of hearing on Pending Motions (lmc) before Chief Judge G. P. Murphy taking under advisement on the motion for partial summary judgment on count 1 [87–1], the motion to dismiss section 204(b)(1)(H) claim for lack of standing [103–1], the motion for summary judgment on section 204(b)(1)(G) claim [107–1]; and the motion for summary judgment on plaintiffs' section 204(b)(1)(H) claim with respect to IBM's pension credit formula [130–1] ; Status conference held 12/17/02; Oral Arguments set for 8:00 AM on 1/21/03 before Chief Judge G. P. Murphy in the USDC/East Louis, IL (C/R: Jane Northcutt) (scj) (Entered: 12/19/2002)
01/06/2003		TRANSCRIPT of hearing on pending motions; held 12/17/02; 1 volume(s) Court Reporter: Jane Northcutt (dlr) (Entered: 01/09/2003)

01/17/2003	<u>179</u>	ORDER by Chief Judge G. P. Murphy denying motion for order to notify the court of Treasury's notice of proposed rulemaking on age discrimination and to propose an adjustment of the schedule for oral argument at the 12/17 hearing [175-1] (cc: all counsel) (amv) (Entered: 01/24/2003)
01/21/2003	<u>180</u>	MINUTES (lmc) of hearing on pending motions before Chief Judge G. P. Murphy re [128-1], [127-1], [124-1], [105-1]; hrg is recessed until 1/22/03 at 8:00 AM (C/R: Pam Schubert (Keefe)) (dlr) (Entered: 01/29/2003)
01/22/2003	<u>181</u>	MINUTES (lmc) of hearing on pending motions before Chief Judge G. P. Murphy taking under advisement on the motion for summary judgment on plaintiffs' anti-backloading claim received on 10/25/02 [128-1], taking under advisement on the motion for partial summary judgment on Count I – comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1], taking under advisement on the motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 [124-1], taking under advisement on the motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1], denying motion to strike plaintiffs' two new claims [136-1]; defendant is granted 60 days to file its expert report; plaintiff shall file its response to said report 30 days after receipt of same; the parties are ordered to file detailed proposed findings of fact and conclusions of law within 45 days on all issues except always cash balance and wearaway; the parties are ordered to file proposed findings of fact and conclusions of law on the always cash balance and wearaway issues 30 days after the filing of the expert report (C/R: Laura Blatz) (dlr) (Entered: 01/29/2003)
01/23/2003	178	NOTICE of hearing settlement conf set 9:00AM 3/31/03 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 01/23/2003)
01/30/2003		TRANSCRIPT of Pending Motions; held 1/21/03; 1 volume(s) Court Reporter: Pamela Simpson-Schubert (Keefe) (tjh) (Entered: 02/04/2003)
02/18/2003		TRANSCRIPT of Report of Proceedings; held 1/22/03; 1 volume(s) Court Reporter: Laura Blatz (tjh) (Entered: 02/18/2003)
03/10/2003		PROPOSED Findings of Fact and Conclusions of Law submitted by plaintiffs Matthew Hillesheim, Beth Harrington, and Kathi Cooper (scj) (Entered: 03/14/2003)
03/10/2003		PROPOSED Finding of Fact and Conclusions of Law submitted by defendant IBM Corporation, defendant IBM Personal Pension (myz) (Entered: 03/14/2003)
03/10/2003		PROPOSED Finding of Fact and submitted by defendant IBM Corporation, defendant IBM Personal Pension (js) (Entered: 03/17/2003)
03/14/2003	182	MOTION (NOTICE) by defendant IBM Corporation, defendant IBM Personal Pension of filing substitute proposed findings of fact (js) (Entered: 03/18/2003)
03/24/2003	183	MOTION by defendant IBM Corporation, defendant IBM Personal Pension for four-day extension of time for service of supplemental expert report (tjh) (Entered: 03/26/2003)
03/28/2003	<u>184</u>	ORDER by Mag Judge Gerald B. Cohn granting motion for extension of time to 3/28/03 for service of supplemental expert report [183-1] (cc: all counsel) (dmw) (Entered: 04/01/2003)
04/16/2003	185	NOTICE of hearing settlement conf set 9:00AM 5/30/03 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 04/16/2003)
04/28/2003	186	RESPONSE to the Supplemental Report of Lawrence Sher by plaintiffs Matthew Hillesheim, Beth Harrington, Kathi Cooper (with exhibits) (js) Modified on 05/27/2003 (Entered: 04/29/2003)
05/21/2003	187	CONSENT MOTION by defendant IBM Corporation, defendant IBM Personal Pension for extension of time for filing proposed findings of fact and conclusions of law on Plaintiffs' always cash balance formula and wearaway claims (js) (Entered: 05/22/2003)

05/27/2003	<u>189</u>	ORDER by Chief Judge G. P. Murphy granting motion for extension of time for filing proposed findings of fact and conclusions of law on Plaintiffs' always cash balance formula and wearaway claims [187-1] ;brief ddl set 6/9/03 (cc: all counsel) (dmw) (Entered: 05/30/2003)
05/28/2003	<u>188</u>	NOTICE of hearing settlement conf set 9:00AM 8/8/03 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 05/28/2003)
06/09/2003		PROPOSED Plaintiffs' Findings of Fact and Conclusions of Law Regarding the IBM Pension Plan 1999 Conversion Formula submitted by Kathi Cooper, Matthew Hillesheim, Beth Harrington (js) (Entered: 06/12/2003)
06/09/2003		PROPOSED Defendants' Findings of Fact and Conclusions of Law with Respect to Plaintiffs' "Transition" Age Discrimination Claims and Defendants' Supplemental Expert Submissions, submitted by defendants IBM Corporation and IBM Personal Pension (js) (Entered: 06/12/2003)
06/11/2003		PROPOSED Findings of Fact and Conclusions of Law with Respect to Plaintiffs' "Transition" Age Discrimination Claims and Defendants' Supplemental Expert Submissions submitted by defendants IBM Corporation and IBM Personal Pension (scj) (Entered: 06/16/2003)
06/13/2003	190	MOTION by the Class, Matthew Hillesheim, Beth Harrington, Kathi Cooper to strike Defendants' 6/10/03 Memorandum of Law and Lawrence Sher's "Comments" (js) (Entered: 06/17/2003)
06/16/2003	191	OPPOSITION (RESPONSE) by defendant IBM Corporation, IBM Personal Pension to plaintiffs' motion to strike defendants' 6/10/03 memorandum of law and Lawrence Sher's "Comments" [190-1] (js) (Entered: 06/17/2003)
06/20/2003	<u>192</u>	ORDER by Chief Judge G. P. Murphy denying motion to strike reports of C. Eugene Steuerle and Stewart C. Myers [138-1], denying motion to strike Defendants' 6/10/03 Memorandum of Law and Lawrence Sher's "Comments" [190-1], granting motion of filing substitute proposed findings of fact [182-1] (cc: all counsel) (myz) (Entered: 06/26/2003)
07/31/2003	<u>193</u>	ORDER by Chief Judge G. P. Murphy denying as moot appeal motion Appeal from Magistrate's Order [152-1], denying motion for summary judgment on plaintiffs' horizontal partial termination claim received on 10/25/02 [133-1], denying motion for summary judgment on plaintiffs' section 204(b)(1)(H) claim with respect to IBM's pension credit formula received on 10/25/02 [130-1], denying motion for summary judgment on plaintiffs' anti-backloading claim received on 10/25/02 [128-1], granting motion for partial summary judgment on Count I - comparison formula for opening account balances under 1999 cash balance formula received on 10/25/02 [127-1], granting motion for partial summary judgment on plaintiffs' age discrimination claim with respect to IBM's Cash Balance Formula received on 10/25/02 [124-1], denying motion for summary judgment on section 204(b)(1)(G) claim received on 9/13/02 [107-1], denying motion for partial summary judgment on age discrimination claim received on 9/13/02 [105-1], denying motion to dismiss section 204(b)(1)(H) claim for lack of standing [103-1], granting motion for partial summary judgment on count 1 received on 7/15/02 [87-1]; see Order for specifics (cc: all counsel) (js) (Entered: 08/01/2003)
08/01/2003	<u>194</u>	NOTICE of hearing settlement conf set 9:00AM 8/26/03 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 08/01/2003)
08/13/2003	195	NOTICE of hearing settlement conf set 9:00AM 11/14/03 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 08/13/2003)
08/29/2003	196	MOTION by defendants IBM Corporation, IBM Personal Pension to certify an interlocutory appeal (js) (Entered: 09/05/2003)
08/29/2003	197	MEMORANDUM by defendants IBM Corporation, IBM Personal Pension in support of motion to certify an interlocutory appeal [196-1] (js) (Entered: 09/05/2003)

		09/05/2003)
09/16/2003	198	MEMORANDUM IN OPPOSITION by Plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim to defendants' motion to certify an interlocutory appeal [196-1] (js) (Entered: 09/18/2003)
09/18/2003	<u>199</u>	ORDER by Chief Judge G. P. Murphy denying motion to certify an interlocutory appeal [196-1]; Both parties are Ordered, within 30 days of receipt of this Memorandum and Order, provide the Court with a proposed schedule to the end that all matters in this Court be promptly concluded; See Order for specifics ;brief ddl set 10/27/03 (cc: all counsel) (js) Modified on 10/23/2003 (Entered: 09/23/2003)
10/01/2003		JOINT MOTION (REPORT) of parties and proposed scheduling and discovery order by plaintiffs Kathi Cooper, Matthew Hillesheim, Beth Harrington, and defendants IBM Corporation, IBM Personal Pension received and submitted to Chief Judge G. P. Murphy (js) (Entered: 10/01/2003)
10/03/2003	<u>200</u>	ORDER by Mag Judge Gerald B. Cohn re Plaintiffs' Joint Report for Scheduling Order [0-0] setting schedules for submission of motions (cc: all counsel) (scj) (Entered: 10/08/2003)
10/15/2003	201	THE CLASS'S SUBMISSION (MOTION) by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim (for order) in re: entry of remedial relief (js) (Entered: 10/23/2003)
10/24/2003	202	MOTION by IBM Corporation, IBM Personal Pension to reconsider the denial of defendants' Motion for Summary Judgment on Plaintiffs' Anti-Backloading Claim (js) (Entered: 10/29/2003)
10/24/2003	203	MEMORANDUM by defendant IBM Corporation, defendant IBM Personal Pension in support of motion to reconsider the denial of defendants' Motion for Summary Judgment on Plaintiffs' Anti-Backloading Claim [202-1] (js) (Entered: 10/29/2003)
11/07/2003	205	MOTION by defendants IBM Corporation, IBM Personal Pension to extend deadline for filing settlement statements , and to to continue settlement conference (myz) (Entered: 11/15/2003)
11/10/2003	<u>206</u>	ORDER by Mag Judge Gerald B. Cohn granting motion to extend deadline for filing settlement statements [205-1], granting motion to continue settlement conference [205-2]. Settlement statements are due on 1/19/04 and settlement conf reset for 1:00 PM on 1/26/04 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (myz) (Entered: 11/15/2003)
11/12/2003	<u>204</u>	NOTICE of hearing settlement conf set 1:00PM 1/26/04 before Mag Judge Gerald B. Cohn in the USDC/East St. Louis, IL (cc: all counsel) (jms) (Entered: 11/12/2003)
11/12/2003	207	MOTION by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim for partial summary judgment on plaintiffs' horizontal partial termination claim (js) Modified on 11/18/2003 (Entered: 11/18/2003)
11/12/2003	208	MEMORANDUM by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim in support of motion for partial summary judgment on plaintiffs' horizontal partial termination claim [207-1] (js) Modified on 11/18/2003 (Entered: 11/18/2003)
11/12/2003	209	MOTION by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim for summary judgment on backloading claim (js) (Entered: 11/18/2003)
11/12/2003	210	MEMORANDUM by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim in support of motion for summary judgment on backloading claim [209-1] and opposition to defendants' motion to reconsider (js) (Entered: 11/18/2003)
11/12/2003	210	MEMORANDUM by plaintiffs Kathi Cooper, Beth Harrington, Matthew Hillesheim in opposition to motion to reconsider the denial of defendants' Motion for Summary Judgment on Plaintiffs' Anti-Backloading Claim [202-1] (js)

		(Entered: 11/18/2003)
11/26/2003	211	UNOPPOSED MOTION by defendants IBM Corporation, IBM Personal Pension for a two-day extension of time (js) (Entered: 11/26/2003)
11/26/2003	212	ORDER by Chief Judge G. P. Murphy granting motion for a two-day extension of time up to and including December 5, 2003 [211-1] (cc: all counsel) (js) (Entered: 12/03/2003)
12/05/2003	213	UNOPPOSED MOTION by defendants IBM Corporation, IBM Personal Pension for a two-day extension of time for filing papers relating to the horizontal partial plan termination claim (js) (Entered: 12/13/2003)
12/05/2003	214	MOTION by defendants IBM Corporation, IBM Personal Pension for partial summary judgment with respect to relief on plaintiffs' Section 204(b)(1)(G) claim (js) (Entered: 12/13/2003)
12/05/2003	215	MEMORANDUM by IBM Corporation, IBM Personal Pension in opposition to motion for summary judgment on backloading claim [209-1] and in support of defendants' Motion to Reconsider (js) (Entered: 12/13/2003)
12/05/2003	215	MEMORANDUM by IBM Corporation, IBM Personal Pension in support of motion to reconsider the denial of defendants' Motion for Summary Judgment on Plaintiffs' Anti-Backloading Claim [202-1] (js) (Entered: 12/13/2003)
12/05/2003		DEFENDANTS' CONSOLIDATED APPENDIX (EXHIBIT) IN SUPPORT OF SUMMARY UDGMENT MOTIONS (js) (Entered: 12/13/2003)
12/05/2003	216	MOTION by defendants IBM Corporation, IBM Personal Pension for summary judgment denying retroactive relief on plaintiffs' Section 204(b)(1)(H) claims (js) (Entered: 12/13/2003)
12/05/2003	217	STATEMENT OF UNDISPUTED FACTS by defendants IBM Corporation, IBM Personal Pension relating to their motion for summary judgment denying retroactive relief on plaintiffs' Section 204(b)(1)(H) claims [216-1] (js) (Entered: 12/13/2003)
12/05/2003	218	MEMORANDUM by IBM Corporation, IBM Personal Pension in opposition to motion (for order) in re: entry of remedial relief [201-1], motion for summary judgment denying retroactive relief on plaintiffs' Section 204(b)(1)(H) claims [216-1] and in support of thier cross-motion for summary judgment denying retroactive relief (js) (Entered: 12/13/2003)
12/05/2003	218	MEMORANDUM by defendants IBM Corporation, IBM Personal Pension in support of motion for summary judgment denying retroactive relief on plaintiffs' Section 204(b)(1)(H) claims [216-1] (js) (Entered: 12/13/2003)
12/09/2003	227	CROSS MOTION by IBM Corporation, IBM Personal Pension for partial summary judgment on plaintiffs' partial plan termination claim (js) Modified on 01/06/2004 (Entered: 01/06/2004)
12/09/2003	228	MEMORANDUM by IBM Corporation, IBM Personal Pension in opposition to motion for partial summary judgment on plaintiffs' horizontal partial termination claim [207-1], and in support of defendants' cross-motion for partial summary judgment on plaintiffs' partial plan termination claim [227-1] (js) (Entered: 01/06/2004)
12/09/2003	228	MEMORANDUM by defendants IBM Corporation, IBM Personal Pension in support of motion for partial summary judgment on plaintiffs' partial plan termination claim [227-1] (js) (Entered: 01/06/2004)
12/09/2003	229	STATEMENT OF UNDISPUTED MATERIAL FACTS by defendats IBM Corporation and IBM Personal Pension to plaintiffs' partial termination claim and their counterstatment to plaitniffs' statement of undisputed facts [207-1], andmotion for partial summary judgment on plaintiffs' partial plan termination claim [227-1] (js) (Entered: 01/06/2004)
12/13/2003		VOLUME NUMBER 8 created, beginning with document number 201. (js) (Entered: 12/13/2003)

12/15/2003	219	ORDER by Chief Judge G. P. Murphy granting motion for a two-day extension of time for filing papers relating to the horizontal partial plan termination claim [213-1]. See Order for details. (cc: all counsel) (js) (Entered: 12/16/2003)
12/22/2003	220	MOTION by Amer Benefits Coun, ERISA Ind Comm for attorney Kent A. Mason to appear pro hac vice (tjh) (Entered: 12/30/2003)
12/22/2003	221	ORDER (NGJ/jmp) granting motion for attorney Kent A. Mason to appear pro hac vice [220-1] on behalf of Amer Benefits Coun and ERISA Ind Comm; \$100.00 filing fee paid receipt #300 94245 (cc: all counsel) (tjh) (Entered: 12/30/2003)
12/22/2003	222	MOTION by Amer Benefits Coun, ERISA Ind Comm for leave to file brief amici curiae and brief of amici curiae in opposition to motion for entry of remedial relief and in support of cross-motion for summary judgment denying retroactive relief (tjh) (Entered: 12/30/2003)
12/23/2003	223	MEMORANDUM IN REPLY by plaintiffs to response to motion for summary judgment on backloading claim [209-1] (dmw) (Entered: 12/31/2003)
12/24/2003	224	MEMORANDUM by The Class (plaintiffs Matthew Hillesheim, Beth Harrington, Kathi Cooper) in opposition to motion for leave to file brief amici curiae and brief of amici curiae in opposition to motion for entry of remedial relief and in support of cross-motion for summary judgment denying retroactive relief [222-1] (js) (Entered: 12/31/2003)
12/24/2003	225	REPLY memorandum in support by plaintiffs Matthew Hillesheim, Beth Harrington, Kathi Cooper to response to motion for partial summary judgment on plaintiffs' horizontal partial termination claim [207-1] (js) Modified on 01/05/2004 (Entered: 01/05/2004)
12/24/2003	225	RESPONSE memorandum in opposition by plaintiffs Matthew Hillesheim, Beth Harrington, Kathi Cooper to motion for partial summary judgment with respect to relief on plaintiffs' Section 204(b)(1)(G) claim [214-1] (js) (Entered: 01/05/2004)
12/29/2003	226	RESPONSE (REPLY) by Amer Benefits Coun, ERISA Ind Comm to plaintiffs' opposition to the motion of the American Benefits Council and the Erisa Industry Committee for leave response for leave to file brief amici curiae and brief of amici curiae in opposition to motion for entry of remedial relief and in support of cross-motion for summary judgment denying retroactive relief [222-1] (js) (Entered: 01/05/2004)
01/05/2004	231	MOTION by Kathi Cooper, Beth Harrington, Matthew Hillesheim to strike defendants' attempt to assert an affirmative defense out of time , or, in the alternative, to compel discovery , and for extension of time (js) (Entered: 01/13/2004)
01/06/2004		LETTER to Attorney Eric Sonnenschein for PHV on behalf of both IBM defendants (js) (Entered: 01/06/2004)
01/07/2004	<u>232</u>	(RESPONSE) IN OPPOSITION by defendants IBM Corporation, IBM Personal Pension to motion to strike defendants' attempt to assert an affirmative defense out of time [231-1], motion to compel discovery [231-2], motion for extension of time [231-3] (js) (Entered: 01/13/2004)
01/08/2004	<u>230</u>	NOTICE by defendant IBM Corporation, defendant IBM Personal Pension (tjh) (Entered: 01/13/2004)
01/12/2004	<u>233</u>	REPLY to Response 227 in Support of their Cross-Motion for Partial Summary Judgment against Plaintiffs' Partial Termination Claim filed by IBM Corporation, The IBM Personal Pension Plan. (Attachments: # <u>1</u> (Affidavit) Declaration of David M. Speier)(js,) (Entered: 01/17/2004)
01/12/2004	<u>234</u>	REPLY in Support of Motion to Strike Defendants' Attempt to Assert an Affirmative Defense Out Of Time, Or, In the Alternative, To Compel Discovery and For Extension of Time 231 filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim. (js,) (Entered: 01/18/2004)
01/15/2004	<u>235</u>	MOTION for Expedited Consideration of Plaintiffs' Motion to Strike or to Compel and For an Extension of Time by Defendants' IBM Corporation, IBM Personal

		Pension Plan, The. (js,) (Entered: 01/19/2004)
01/21/2004	<u>236</u>	ORDER denying 222 Motion for leave to file amicus brief . Signed by Judge G. Patrick Murphy on 1/21/04. (lmc,) (Entered: 01/21/2004)
01/21/2004	<u>237</u>	ORDER Setting Hearing on Motion: 231 Motion to Strike/Motion for Extension of Time. Granting <u>235</u> MOTION to Expedite filed by IBM Personal Pension Plan, The, IBM Corporation. 231 Motion to Strike/Motion for Extension of Time filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim SET for hearing on 1/22/2004 10:00 AM in East St. Louis Court House before Chief Judge G. Patrick Murphy. Signed by Judge G. Patrick Murphy on 1/16/04. (lmc,) (Entered: 01/21/2004)
01/22/2004	238	Minute Entry for proceedings held before Judge G. Patrick Murphy : Motion Hearing held on 1/22/2004 re 231 Motion to Strike/Motion for Extension of Time filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim. Additional authority due by 1/28/2004. (Court Reporter Molly Clayton.) (lmc,) (Entered: 01/22/2004)
01/22/2004	<u>245</u>	Motion and Order (NGJ/jmp) to Appear Pro Hac Vice granting appearance of Attorney David H. Remes for IBM Corporation and IBM Personal Pension Plan, The. \$100 fee paid, receipt number 30094802 (js,) (Entered: 02/05/2004)
01/23/2004		Minute Entry cancelling the January 26, 2004 Settlement Conference before Judge Gerald B. Cohn in East St. Louis, Illinois . (jms) (Entered: 01/23/2004)
01/23/2004	<u>243</u>	ORDER OF RECUSAL. Judge Gerald B. Cohn recused. Case referral reassigned to Judge Philip M. Frazier for all further full pretrial proceedings. Signed by Judge Gerald B. Cohn on 1/23/04. (jms) (Entered: 02/03/2004)
01/23/2004	244	TRANSCRIPT of Motions to Strike, Compel, Extend held on 01/22/04 before Judge G. Patrick Murphy. Court Reporter: Molly Clayton. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (js,) (Entered: 02/04/2004)
01/28/2004	<u>239</u>	MOTION for Partial Summary Judgment <i>Plaintiffs Brief Regarding The Prospectivity Doctrine</i> by Kathi Cooper, Beth Harrington, Matthew Hillesheim. Responses due by 2/27/2004 (Hill, Robert) Additional attachment(s) added on 1/29/2004 (jmf,). Document was filed in error. Chambers ordered stricken. Attached document was removed. Party directed to re-file proper document. Modified on 1/29/2004 (jmf,). (Entered: 01/28/2004)
01/28/2004	<u>240</u>	SUPPLEMENT by IBM Corporation, IBM Personal Pension Plan, The. <i>Memorandum Addressing the Significance of Harper</i> . (Huvelle, Jeffrey) (Entered: 01/28/2004)
01/29/2004	<u>241</u>	(RESPONSE TO Minute Entry at Doc. 238) Plaintiffs' Brief Regarding The Prospectivity Doctrine by Kathi Cooper, Beth Harrington, Matthew Hillesheim. (Hill, Robert) Additional attachment(s) added on 2/3/2004 (js,). Modified on 2/3/2004 (js,). (Entered: 01/29/2004)
02/03/2004		Motions No Longer Referred: 231 Motion to Strike/Motion for Extension of Time (lmc) (Entered: 02/03/2004)
02/03/2004	<u>242</u>	NOTICE OF ERRORS AND/OR DEFICIENCIES re <u>241</u> Motion for Partial Summary Judgment filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim. See attached document for specifics (js,) (Entered: 02/03/2004)
02/12/2004	<u>246</u>	ORDER granting 231 Plaintiffs' motion to strike defendants' attempt to assert an affirmative defense out of time, denying as moot alternative motion to compel and motion for extension of time. This matter remains set for hearing on all remaining motions on Monday, February 23, 2004, at 1:30 p.m. Signed by Judge G. Patrick Murphy on 02/12/2004. (njr) (Entered: 02/12/2004)
02/13/2004	<u>247</u>	MOTION for Entry of New Schedule on Briefs and all Pending Motions Hearing by Kathi Cooper. (Sprong, Douglas) (Entered: 02/13/2004)

02/15/2004	<u>248</u>	MEMORANDUM in Opposition re <u>247</u> MOTION for Entry of New Schedule on Briefs and all Pending Motions Hearing filed by IBM Corporation, IBM Personal Pension Plan, The. (Wick, Robert) (Entered: 02/15/2004)
02/17/2004	<u>249</u>	REPLY to Response to Motion re <u>247</u> MOTION for Entry of New Schedule on Briefs and all Pending Motions Hearing filed by Kathi Cooper. (Sprong, Douglas) (Entered: 02/17/2004)
02/19/2004	<u>250</u>	ORDER denying <u>247</u> motion for entry of new schedule on briefs and all pending motions. Signed by Judge G. Patrick Murphy on 02/19/2004. (njr) (Entered: 02/19/2004)
02/20/2004	<u>251</u>	REPLY to Response to Motion re 201 Motion for Order filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim. (Attachments: # <u>1</u> Exhibit Reply to Respond to Motion for Remedial Relief)(Sprong, Douglas) Documents received on 2/20/2004 (js,). (Entered: 02/20/2004)
02/20/2004	<u>252</u>	MOTION to Strike <i>Plaintiffs' Supplemental Remedies Brief</i> by IBM Corporation, IBM Personal Pension Plan, The. Responses due by 3/22/2004 (Sonnenschein, Eric) (Entered: 02/20/2004)
02/24/2004	253	Minute Entry for proceedings held before Judge G. Patrick Murphy. Motion Hearing held on 2/24/2004. TAKING UNDER ADVISEMENT 227 Motion for Partial Summary Judgment filed by The IBM Personal Pension Plan, IBM Corporation, 207 Motion for Partial Summary Judgment filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim, 201 Motion for Order filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim, 209 Motion for Summary Judgment filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim, 214 Motion for Partial Summary Judgment filed by IBM Personal Pension Plan, The, IBM Corporation, 216 Motion for Summary Judgment filed by IBM Personal Pension Plan, The, IBM Corporation, 202 Motion for Reconsideration filed by The IBM Personal Pension Plan, IBM Corporation. DENYING <u>252</u> MOTION to Strike <i>Plaintiffs' Supplemental Remedies Brief</i> filed by The IBM Personal Pension Plan, IBM Corporation. (Court Reporter Molly Clayton.) (lmc) (Entered: 02/24/2004)
02/24/2004		Motions Taken Under Advisement: 227 Motion for Partial Summary Judgment, 207 Motion for Partial Summary Judgment, 201 Motion for Order, 209 Motion for Summary Judgment, 214 Motion for Partial Summary Judgment, 216 Motion for Summary Judgment, 202 Motion for Reconsideration (lmc) (Entered: 02/24/2004)
03/22/2004	<u>254</u>	Reply Memorandum in Support of Their Cross-motion for Partial Summary Judgment on Plaintiffs' Request for Retroactive Relief by IBM Corporation, IBM Personal Pension Plan, The re 218 Memorandum in Opposition to Motion,, 216 Motion for Summary Judgment (Wick, Robert) Modified on 3/23/2004 (js,). Additional attachment(s) added on 3/23/2004 (js,). (Entered: 03/22/2004)
03/23/2004	255	ORDER setting deadline of 4/2/2004 for both sides to file proposed findings of fact and conclusions of law on: (i) remedies for the age discrimination claims, (ii) the issues addressed in the cross-motions for partial summary judgment on the partial plan termination claim, and (iii) back-loading. The Court will review the materials submitted by the parties before deciding whether to set the matter for another oral argument. Signed by Judge G. Patrick Murphy on 03/23/2004. (njr) (Entered: 03/23/2004)
03/23/2004	<u>256</u>	NOTICE OF ERRORS AND/OR DEFICIENCIES re <u>254</u> Notice (Other), Notice (Other) filed by IBM Personal Pension Plan, The, IBM Corporation. See attached document for specifics (js,) (Entered: 03/23/2004)
04/02/2004	257	Remark --- the parties are advised that pursuant to the CM/ECF User's Manual, the proposed findings due today shall be sent via email (in WordPerfect compatible format) to the Court at GPMpd@ilsd.uscourts.gov and shall not technically be "filed" with the Clerk. (njr) (Entered: 04/02/2004)
04/07/2004	<u>258</u>	MOTION for Hearing by IBM Corporation, IBM Personal Pension Plan, The. (Sonnenschein, Eric) (Entered: 04/07/2004)
04/19/2004		Motion No Longer Referred to Mag Judge Frazier: <u>258</u> MOTION for Oral Argument is pending before Chief Judge Murphy. (krm) (Entered: 04/19/2004)

04/20/2004	<u>259</u>	Docket entry STRICKEN as ordered by the Court. MOTION for Leave to File <i>Objections to Plaintiffs' Proposed Findings of Fact and Conclusions of Law</i> by IBM Corporation, IBM Personal Pension Plan, The. (Sonnenschein, Eric) Additional attachment(s) added on 4/21/2004 (js,). (Entered: 04/20/2004)
04/21/2004	<u>260</u>	NOTICE OF ERRORS AND/OR DEFICIENCIES re <u>259</u> Motion for Leave to File, filed by IBM Personal Pension Plan, The, IBM Corporation. See attached document for specifics (js,) (Entered: 04/21/2004)
04/21/2004	<u>261</u>	MOTION for Leave to File <i>Objections to Plaintiffs' Proposed Findings of Fact and Conclusions of Law</i> by IBM Corporation, IBM Personal Pension Plan, The. (Attachments: # <u>1</u> Affidavit Declaration of V. Amoroso)(Sonnenschein, Eric) Copy (no original signature) of Affidavit received via Fed Ex on 4/22/2004 (js,). (Entered: 04/21/2004)
04/30/2004	262	ORDER regarding <u>261</u> motion for leave to file objections to Plaintiffs' proposed findings of fact and conclusions of law. The motion is DENIED. The submissions are merely proposals, and additional materials would not be beneficial to the Court. Signed by Judge G. Patrick Murphy on 04/30/2004. (njr) (Entered: 04/30/2004)
05/26/2004	<u>263</u>	MOTION for Hearing by IBM Corporation, IBM Personal Pension Plan, The. (Sonnenschein, Eric) (Entered: 05/26/2004)
06/08/2004	264	ORDER GRANTING <u>263</u> MOTION for Hearing, and <u>258</u> MOTION for Hearing, filed by IBM Personal Pension Plan, The IBM Corporation. Hearing set for 7/26/2004 at 08:00 AM in East St. Louis Court House before Chief Judge G. Patrick Murphy. The court will hear arguments on the issues of early termination and backloading. Signed by Judge G. Patrick Murphy on 6/8/04. (lmc) (Entered: 06/08/2004)
07/26/2004	265	Minute Entry for proceedings held before Judge G. Patrick Murphy : Evidentiary Hearing held on 7/26/2004 on the issues of early termination and backloading. Written Order to follow. (Court Reporter Molly Clayton.) (lmc) (Entered: 07/26/2004)
07/28/2004	<u>266</u>	EXHIBIT by IBM Corporation, IBM Personal Pension Plan, The. <i>Supplemental Exhibits to Defendants' Motion to Reconsider the Denial of Defendants' Motion for Summary Judgment on Plaintiffs' Anti-Backloading Claim.</i> (Sonnenschein, Eric) (Entered: 07/28/2004)
07/28/2004	267	TRANSCRIPT – with Errata Sheet – of Motions: Backloading and Early Termination held on 07/26/04 before Judge G. Patrick Murphy. Court Reporter: Molly N. Clayton. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (js) Modified on 8/3/2004 (myz,). (Entered: 07/30/2004)
08/03/2004	<u>268</u>	RESPONSE to <u>266</u> Exhibit, filed by Kathi Cooper. (Sprong, Douglas) (Entered: 08/03/2004)
08/04/2004	<u>269</u>	RESPONSE <i>Defendants' Reply to Plaintiffs' Response to Defendants' Supplemental Exhibits</i> filed by IBM Corporation, IBM Personal Pension Plan, The. (Sonnenschein, Eric) Additional attachment(s) added on 8/6/2004 (js,). (Entered: 08/04/2004)
08/04/2004	<u>270</u>	MOTION for Entry of Judgment under Rule 54(b) by IBM Corporation, IBM Personal Pension Plan, The. (Sonnenschein, Eric) Additional attachment(s) added on 8/6/2004 (js,). (Entered: 08/04/2004)
08/06/2004	<u>271</u>	NOTICE OF ERRORS AND/OR DEFICIENCIES re <u>269</u> Response filed by IBM Personal Pension Plan, The, IBM Corporation, <u>270</u> Motion for Entry of Judgment under Rule 54(b) filed by IBM Personal Pension Plan, The, IBM Corporation. See attached document for specifics (js) (Entered: 08/06/2004)
08/10/2004	<u>272</u>	RESPONSE to Motion re <u>270</u> MOTION for Entry of Judgment under Rule 54(b) filed by Kathi Cooper, Beth Harrington, Matthew Hillesheim. (Sprong, Douglas) (Entered: 08/10/2004)

08/12/2004	<u>273</u>	REPLY to Response to Motion re <u>270</u> MOTION for Entry of Judgment under Rule 54(b) filed by IBM Corporation, IBM Personal Pension Plan, The. (Huvelle, Jeffrey) (Entered: 08/12/2004)
09/03/2004	274	Minute Entry for proceedings held before Judge G. Patrick Murphy : Telephone Conference held on 9/3/2004 re: clarification of parties' positions. (lmc) (Entered: 09/03/2004)
09/15/2004	<u>275</u>	NOTICE of Settlement <i>With Respect to the Claims of Sub-Class Three</i> by Kathi Cooper, Beth Harrington, Matthew Hillesheim (Sprong, Douglas) (Entered: 09/15/2004)
09/17/2004	<u>276</u>	NOTICE by IBM Corporation, IBM Personal Pension Plan, The <i>Request to Delay Issuance of Remedy Order</i> (Huvelle, Jeffrey) (Entered: 09/17/2004)
09/17/2004	<u>277</u>	ORDER re <u>276</u> Notice filed by The IBM Personal Pension Plan, IBM Corporation. Signed by Judge G. Patrick Murphy on 9/17/04. (lmc) (Entered: 09/17/2004)
09/30/2004	278	ORDER denying but with leave to reinstate if provisional settlement is not effectuated 201 Motion for Order, 202 Motion for Reconsideration, 207 Motion for Partial Summary Judgment, 209 Motion for Summary Judgment, 214 Motion for Partial Summary Judgment, 216 Motion for Summary Judgment, 227 Motion for Partial Summary Judgment, <u>270</u> Motion for Entry of Judgment under Rule 54(b). Signed by Chief Judge G. Patrick Murphy on 9/30/2004. (jmh) (Entered: 09/30/2004)
10/18/2004	279	NOTICE of Hearing:Preliminary Approval Hearing set for 10/28/2004 at 01:30 PM in East St. Louis Court House before Chief Judge G. Patrick Murphy. (lmc) (Entered: 10/18/2004)
10/26/2004	<u>280</u>	Joint MOTION for Settlement <i>Preliminary Approval for Sub-Class Three</i> by Kathi Cooper. (Attachments: # <u>1</u> # <u>2</u> Exhibit Notice of Proposed Class Action Settlement)(Sprong, Douglas) Exhibit 1 rec'd in Clerk's Office on 10/26/04 (jmp) (Entered: 10/26/2004)
10/28/2004	<u>281</u>	ORDER: GRANTING <u>280</u> Joint MOTION for Settlement-Preliminary Approval for Sub-Class Three-filed by Kathi Cooper.Final Fairness Hearing set for 1/10/2005 at 01:30 PM in East St. Louis Court House before Chief Judge G. Patrick Murphy. Signed by Judge G. Patrick Murphy on 10/28/04. (lmc) (Entered: 10/28/2004)
10/28/2004	282	Minute Entry for proceedings held before Judge G. Patrick Murphy : Motion Hearing held on 10/28/2004. GRANTING <u>280</u> Joint MOTION for Settlement -Preliminary Approval for Sub-Class Three-filed by Kathi Cooper. Written Order to follow. (Court Reporter Molly Clayton.) (lmc) (Entered: 10/28/2004)
12/22/2004	<u>283</u>	RESPONSE to <u>281</u> Order, Set Hearings, Terminate Motions <i>Notice of Manual Filing of Spreadsheet</i> filed by Kathi Cooper. (Sprong, Douglas) Rec'd in Clerk's Office on 12/22/2004 (myz). (Entered: 12/22/2004)
01/06/2005	<u>284</u>	MOTION for Attorney Fees <i>and Costs and Incentive Awards</i> by Kathi Cooper. (Attachments: # <u>1</u> Affidavit of Douglas Sprong)(Sprong, Douglas) (Entered: 01/06/2005)
01/06/2005	<u>285</u>	Final MOTION for Settlement <i>Approval with Respect to Subclass 3</i> by Kathi Cooper. (Sprong, Douglas) (Entered: 01/06/2005)
01/10/2005	286	Minute Entry for proceedings held before Judge G. Patrick Murphy : Hearing held on 1/10/2005. Written Order to follow. (Court Reporter Molly Clayton.) (lmc) (Entered: 01/10/2005)
01/10/2005	<u>287</u>	ORDER GRANTING <u>284</u> MOTION for Attorney Fees and Costs and Incentive Awards filed by Kathi Cooper, GRANTING <u>285</u> Final MOTION for Settlement Approval with Respect to Subclass 3 filed by Kathi Cooper. Signed by Judge G. Patrick Murphy on 1/10/05. (lmc) (Entered: 01/10/2005)
01/10/2005	<u>288</u>	JUDGMENT pursuant to Rule 54(b) as to subclass 3. Signed by Judge G. Patrick Murphy on 1/10/05. (lmc) (Entered: 01/10/2005)

01/18/2005	289	TRANSCRIPT of Final Approval, Subclass III held on 1/10/05 before Judge G. Patrick Murphy. Court Reporter: Molly N. Clayton. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (myz) (Entered: 01/19/2005)
05/05/2005	<u>290</u>	RECEIPT FOR CASE FILE. File to be returned on or before 5/16/05. (lmb) File returned in Clerk's Office on 5/10/2005 (lmb). (Entered: 05/06/2005)
05/19/2005	<u>291</u>	Joint MOTION for Order to <i>Preliminary Approve Class Action Settlement for Subclasses 1 and 2</i> by Kathi Cooper. (Attachments: # <u>1</u> Exhibit A to Joint Motion: Settlement Agreement (Part I)# <u>2</u> Exhibit A to Joint Motion: Settlement Agreement (Part II)# <u>3</u> Exhibit A to Joint Motion: Settlement Agreement (Exhibit A–Part III)# <u>4</u> Exhibit B to Joint Motion: Notice)(Sprong, Douglas) (Entered: 05/19/2005)
05/19/2005	292	Minute Entry for proceedings held before Judge G. Patrick Murphy : Motion Hearing held on 5/19/2005. GRANTING <u>291</u> Joint MOTION for Preliminary Approval of Class Action Settlement for Subclasses 1 and 2 filed by Kathi Cooper. FINAL APPROVAL Hearing SET for 8/8/2005 at 02:00 PM in East St. Louis Court House before Chief Judge G. Patrick Murphy. (Court Reporter Molly Clayton.) (lmc) (Entered: 05/19/2005)
05/19/2005	<u>293</u>	ORDER GRANTING PRELIMINARY APPROVAL to proposed class action settlement for subclasses 1 and 2. Signed by Judge G. Patrick Murphy on 05/19/2005. (njr) (Entered: 05/19/2005)
07/01/2005	<u>294</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Barry Gordon.(jmp) Modified on 7/7/2005 (jmp). (Entered: 07/05/2005)
07/01/2005	<u>295</u>	Motion and Order to Appear Pro Hac Vice granting appearance of Attorney Jeffrey Neil Young for Matthew Hillesheim; Kathi Cooper and Beth Harrington. \$100.00 fee paid, receipt number 300 105854 (jmp) (Entered: 07/05/2005)
07/05/2005	<u>296</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Alan L. Berger (jmp) Modified on 7/7/2005 (jmp). (Entered: 07/05/2005)
07/05/2005	<u>297</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Kevin L. Jones. (jmp) Modified on 7/7/2005 (jmp). (Entered: 07/05/2005)
07/05/2005	<u>298</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Willie Young.(jmp) Modified on 7/7/2005 (jmp). (Entered: 07/05/2005)
07/05/2005	<u>299</u>	RECEIPT FOR ORIGINAL FILE. File sent to Print Masters for photocopying. (lmb) (Entered: 07/06/2005)
07/08/2005	<u>300</u>	OBJECTION to <u>293</u> Order by Kathi Cooper, Beth Harrington, Matthew Hillesheim. (Attachments: # <u>1</u> Exhibit A--List of the Syverson Collective Plaintiffs)(Young, Jeffrey) (Entered: 07/08/2005)
07/08/2005	<u>302</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by John H. Collier. (jmp) (Entered: 07/13/2005)
07/08/2005	<u>303</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Rolf M Marsh. (jmp) (Entered: 07/13/2005)
07/08/2005	<u>304</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Gary Laski. (jmp) (Entered: 07/13/2005)
07/08/2005	<u>305</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by James M Leas. (Attachments: # <u>1</u> Exhibits)(jmp) (Entered: 07/13/2005)
07/11/2005	<u>301</u>	NOTICE of Appearance by Jeffrey N. Young on behalf of Francis Abramovich, Al Abrams, Nizamuddin Ahmad, Charles Balkon, Dorothy Barewicz, Louia Bartholomew, Gerard Benson, John Bertsch, Judy Bettencourt, David Billingsley, David Black, Henry Boisselle, Patrick Boone, Michael Bossi, Ruth Alice Boyd, Gloria Bronson, Richard Brooks, Timothy Bryan, Dale Cahill, Carolyn Callahan, Peter Callahan, Joseph Casey, Clelia Cassel, James Catanzaro, Michael Child, Moulton Clark, John Coffey, Jerry Cogdill, Don Connors, Wayne Cooper, Gary Crompton, Gregory Dancker, William Daniels, Joseph Della Pietra, Lee Deshler,

		Donna Devito, Donna Deweil, Margaret Dickens, Charles Dickison, Allen Dishaw, Alan Donerkiel, Rowan Dordick, Roderic Douglas, Charles Drake, Michael Dykas, Michael Edsall, Brian Elliot, Richard Evans, D. Wayne Farris, James Fenimore, Andrew Fitzgerald, Debra Fleming, John Fletcher, Robert Flowers, Thomas Fontana, Roger fournier, Jack Friedman, Peggy Garrow, Lawrence Gass, Ronald Gelden, Barry Gerard, Tina Gleisner, Ray Gonda, Edwin Goodloe, Kenneth Gresko, Paul Gromkowski, Robert Gruver, Kathleen Gubula–Winter, Patricia Guilbert, Ted Habza, David Halbrook, Eugene Hannon, Robert Harriman, Harvey Harris, Eugene Havel, Toni Heffler, Michael Heim, Mark Helm, Craig Hench, John Henze, Geraldine Hoffman, Patricia Holt, Aline Hong, Steven Hummell, Ronald Husted, Jr, Daniel Hutchinson, Francis Iaccino, Yvonne Jarvis, Glen Johnson, Linda Johnson, Sylvia Jones, Mark Kane, William Kane, Robert Kenny, Gary Kocsis, Bruce Krohn, David Lachtrupp, Renee Laduke, Jeffrey Lamphere, Leisha Lancaster, John Lange, Dave Leahy, James Leas, Thomas Letourneau, Kenneth Levesque, William Lewis, Brian Lloyd, Dave Lovelace, Aydee Lucas, Richard Luskin, Sharon Machia, Linda Mainville, Bernard Malewiacki, Rolf Marsh, Kathleen Mart, Walter Maslak, Dawn Mastin, Robert Mayo, David Mazgaj, Tom McCarthy, Robert McGowan, Samuel McMillon, Ellen McNulty, John Mellon, Gary Messier, Lewis Meyers, Michael Milio, David Miller, Ophelia Mims, Daniel Moczan, Edward Mogilski, Kevin Murphy, Kenneth Murray, William Myre, Paul Nascarella, Jody Newbold, Tom Noel, Christopher Novak, Rona Nowinski, Karen Noye, John O'Coin, Kathleen O'Dell, Dan Oklan, James Payne, Keith Peterson, Sandra Pierce, Thomas Pilon, Pat Plominski, Ellen Purifoy, Robert Purvee, Christina Raczyla, Michael Raker, Donald Rakowski, Brian Ramsey, Gerry Raviart, John Raymond, Richard Ritter, Antonio Rivera, Victoria Rivera, Laura Ross, Donna Marie Royer, Norman Rudikoff, Don Salemno, Jon Schapiro, Peter Schlesiona, Jeffrey Schmitt, Karen Schmitz, Denise Seager, Thomas Sharkey, Marvin Sheppard, Joseph Smith, Clinton Snyder, Gary Sockut, Joseph Sottile, Larry Southworth, Randall St. Amand, Ronald St. Amand, Bernard Ste. Marie, Michael Sullivan, Kathy Sylvester, Leslie Symon, William Syverson, Daniel Tafoya, Carol Teague, Thomas Tracy, David Tzilkowski, Timotny Vincelette, Paul Visser, Britt Vitols, Rosalie Wabs, Jeri Wagner, Nancy Waltz, Tijuana Watszen, James Weaver, Ray Wells, Herbert West, Dennis Williams, Enrique Wolf, Carl Wood, David Wortheim, Todd Wyant, Leo Zmuda (Attachments: # <u>1</u> Exhibit A: List of the Syverson Collective Plaintiffs)(Young, Jeffrey) (Entered: 07/11/2005)
07/11/2005	<u>306</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Katie F Jones. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>307</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Roger L Oedewaldt. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>308</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Anthony T Arroyo. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>309</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Ronald A Linton. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>310</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Hudson G Willis. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>311</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Larry Hanke, Jr. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>312</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by William Myre. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>313</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Robert W Brzozowski. (Attachments: (1) Exhibit A (2) Exhibit B (3) Exhibit C (4) Exhibit D)(jmp) (Entered: 07/13/2005)
07/11/2005	<u>314</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Gary L Fellman. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>315</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by David Hauser. (jmp) (Entered: 07/13/2005)

07/11/2005	<u>316</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by David Gowdy. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>317</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Karen Travis. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>318</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Ronald G Cherveney. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>319</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Charles E McKerley. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>320</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Rosario J Locascio. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>321</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Douglas E Whitehurst. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>322</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Charles Balkon. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>323</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Daniel C Moore. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>324</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Sharon Lewis. (jmp) (Entered: 07/13/2005)
07/11/2005	<u>325</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Maurice R Duprey. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>326</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Robert L Cook. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>327</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Paul Gromkowski. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>328</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Richard J Gunther. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>329</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Louise M Gunther. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>330</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by George E Beall. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>331</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Gerald L Vantrease. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>332</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Mark Megerian. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>333</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Robert D Breed. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>334</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by George Klopp. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>335</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Jan T Karels. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>336</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Lawrence L LeClair. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>337</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by David Lovelace. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>338</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Orest Bula. (jmp) (Entered: 07/13/2005)
07/12/2005	<u>339</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Ronald C Buszko. (jmp) (Entered: 07/13/2005)

07/12/2005	<u>340</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Daniel A Roth. (jmp) (Entered: 07/13/2005)
07/13/2005	<u>341</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Russell Callaway. (jmp) (Entered: 07/13/2005)
07/13/2005	<u>342</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Daniel Oklan. (jmp) (Entered: 07/13/2005)
07/18/2005	<u>343</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by William J Costine. (jmp) (Entered: 07/18/2005)
07/18/2005	<u>344</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Sheila Burch. (jmp) (Entered: 07/18/2005)
07/18/2005	<u>345</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Carmellena Jane Straley. (jmp) (Entered: 07/18/2005)
07/20/2005	<u>346</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Arthur G Cannon. (jmp) (Entered: 07/20/2005)
07/20/2005	<u>347</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Harry Wayne Montgomery. (jmp) (Entered: 07/20/2005)
07/22/2005	<u>348</u>	Motion and Order to Appear Pro Hac Vice granting appearance of Attorney Patrick N. McTeague for Syverson, et al. \$100.00 fee paid; receipt number 300 106246 (jmp) Modified on 7/26/2005 (jmp). (Entered: 07/25/2005)
07/22/2005	<u>349</u>	Motion and Order to Appear Pro Hac Vice granting appearance of Attorney Charles E. Hamilton, III for Anton Zanki and Linda Cunningham. \$100.00 fee paid, receipt number 400 58660 (jmp) (Entered: 07/26/2005)
07/25/2005	<u>350</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Gurbachan Singh Khalsa. (jmp) (Entered: 07/26/2005)
08/02/2005	<u>351</u>	Final MOTION for Settlement <i>Approval</i> by Kathi Cooper. (Attachments: # <u>1</u> Exhibit Chart identifying objectors)(Sprong, Douglas) (Entered: 08/02/2005)
08/02/2005	<u>352</u>	MOTION for Attorney Fees <i>Costs and Incentive Awards</i> by Kathi Cooper. (Attachments: # <u>1</u> Declaration of Kathi Cooper# <u>2</u> Declaration of Jeffrey Lewis# <u>3</u> Declaration of William K. Carr# <u>4</u> Affidavit Douglas R. Sprong# <u>5</u> Declaration of Stephen D. Susman)(Sprong, Douglas) (Entered: 08/02/2005)
08/02/2005	<u>353</u>	MEMORANDUM in Support re <u>351</u> Final MOTION for Settlement <i>Approval</i> filed by IBM Personal Pension Plan, The, IBM Corporation. (Attachments: # <u>1</u> Declaration of Monica Scofield)(Huvette, Jeffrey) (Entered: 08/02/2005)
08/03/2005	<u>354</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by Willie Young. (jmp) (Entered: 08/05/2005)
08/08/2005	<u>355</u>	Minute Entry for proceedings held before Judge G. Patrick Murphy : Motion Hearing held on 8/8/2005. GRANTING <u>351</u> Final MOTION for Settlement Approval filed by Kathi Cooper. GRANTING <u>352</u> MOTION for Attorney Fees, Costs, and Incentive Awards filed by Kathi Cooper. Attorney Patrick McTeague appears on behalf of Syverson, et al., and withdraws their objection to the settlement, and files Stipulation filed in the Northern District of CA case. Written Order to follow. (Court Reporter Molly Clayton.) (lmc) (Entered: 08/08/2005)
08/08/2005	<u>356</u>	STIPULATION filed in Syverson et al. v. International Business Machines Corporation case pending in the Northern District of CA re 355 Motion for Final Settlement Approval. (lmc) (Entered: 08/08/2005)
08/08/2005	<u>357</u>	RESPONSE in Opposition re <u>291</u> Joint MOTION for Order to <i>Preliminary Approve Class Action Settlement for Subclasses 1 and 2</i> , <u>351</u> Final MOTION for Settlement <i>Approval</i> , <u>352</u> MOTION for Attorney Fees <i>Costs and Incentive Awards</i> filed by James Leas. (jmp) (Entered: 08/10/2005)
08/16/2005	<u>358</u>	ORDER: GRANTING <u>351</u> Final MOTION for Settlement Approval filed by Kathi Cooper. GRANTING <u>352</u> MOTION for Attorney Fees, Costs, and Incentive Awards filed by Kathi Cooper. Signed by Judge G. Patrick Murphy on 8/16/05.

		(lmc) (Entered: 08/16/2005)
08/16/2005	<u>359</u>	ORDER. Signed by Judge G. Patrick Murphy on 8/16/05. (lmc) (Entered: 08/16/2005)
08/16/2005	<u>360</u>	JUDGMENT. Signed by Judge G. Patrick Murphy on 8/16/05. (lmc) (Entered: 08/16/2005)
08/17/2005	<u>361</u>	OBJECTION to Proposed Settlement Agreement <u>293</u> Order by James S. Roberts. (jmp) (Entered: 08/17/2005)
08/23/2005	<u>362</u>	TRANSCRIPT of Final Motion for Settlement Approval held on 8/8/05 before Judge G. Patrick Murphy. Court Reporter: Molly N. Clayton. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (jmp) (Entered: 08/24/2005)
08/30/2005	<u>363</u>	NOTICE OF APPEAL as to <u>359</u> Order, <u>193</u> Order,,,,, <u>360</u> Judgment by IBM Personal Pension Plan, The, IBM Corporation. Filing fee \$ 255. (Wick, Robert) (Entered: 08/30/2005)
08/30/2005	<u>364</u>	DOCKETING STATEMENT by IBM Personal Pension Plan, The, IBM Corporation re <u>363</u> Notice of Appeal (Wick, Robert) (Entered: 08/30/2005)
08/31/2005		USCA Appeal Fees received from Eric R. Sonnenschein, Covington & Burling: \$255, receipt number 300 107075 re <u>363</u> Notice of Appeal filed by IBM Personal Pension Plan and The IBM Corporation. (lmb) (Entered: 08/31/2005)
08/31/2005	<u>365</u>	Joint MOTION With Regard to Report on Subclass 3 Distributions re <u>285</u> Final MOTION for Settlement <i>Approval with Respect to Subclass 3</i> , <u>287</u> Order, Terminate Motions,, by Kathi Cooper, IBM Personal Pension Plan, The, IBM Corporation, Beth Harrington, Matthew Hillesheim. (Attachments: # <u>1</u> Exhibit A: Report on Subclass 3 Distributions)(Huvelle, Jeffrey) (Entered: 08/31/2005)
09/01/2005		Transmission of Short Record to US Court of Appeals re <u>363</u> Notice of Appeal. Record on Appeal due to be prepared by 9/13/2005. (jmp) (Entered: 09/01/2005)
09/01/2005	<u>366</u>	Circuit Rule 10 Letter (jmp) (Entered: 09/01/2005)
09/06/2005	<u>368</u>	TRANSCRIPT of All Pending Motions held on 2/23/04 before Judge G. Patrick Murphy. Court Reporter: Molly N. Clayton. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (jmp) (Entered: 09/08/2005)
09/07/2005	<u>367</u>	ORDER granting <u>365</u> Joint Motion with Regard to Report on Subclass 3 Settlement. Signed by Chief Judge G. Patrick Murphy on 9/7/05. (jmh) (Entered: 09/07/2005)
09/13/2005		USCA Case Number 05–3588 for <u>363</u> Notice of Appeal filed by IBM Personal Pension Plan and IBM Corporation. (jmp) (Entered: 09/13/2005)
09/14/2005	<u>369</u>	DESIGNATION of Record on Appeal by IBM Personal Pension Plan, The, IBM Corporation re <u>363</u> Notice of Appeal (Wick, Robert) (Entered: 09/14/2005)
09/16/2005	<u>370</u>	NOTICE OF APPEAL as to <u>360</u> Judgment by James Leas. (jmp) (Entered: 09/16/2005)
09/20/2005	<u>371</u>	DESIGNATION of Record on Appeal by Kathi Cooper, Beth Harrington, Matthew Hillesheim re <u>363</u> Notice of Appeal (Sprong, Douglas) (Entered: 09/20/2005)
09/27/2005		Transmission of Short Record to US Court of Appeals re <u>370</u> Notice of Appeal Appeal Record due to be prepared by 9/30/2005. (jmp) (Entered: 09/27/2005)
09/27/2005	<u>372</u>	Circuit Rule 10 Letter (Leas Appeal) (jmp) (Entered: 09/27/2005)
09/28/2005	<u>373</u>	USCA Appeal Fees received \$ 255.00 receipt number 300 107599 re <u>370</u> Notice of Appeal filed by James Leas, (trb) (Entered: 09/30/2005)

10/11/2005		USCA Case Number 05-3882 for <u>370</u> Notice of Appeal filed by James Leas. (jmp) (Entered: 10/13/2005)
10/11/2005	<u>374</u>	MOTION for Extension of Time Under Rule 4(5) by James Leas. (jmp) (Entered: 10/13/2005)
10/11/2005	<u>375</u>	Motion to Modify the record construed by the Clerk as a DESIGNATION of Record on Appeal by James Leas re <u>370</u> Notice of Appeal (jmp) (Entered: 10/13/2005)
10/13/2005	<u>376</u>	MEMORANDUM in Opposition re <u>374</u> MOTION for Extension of Time filed by Kathi Cooper. (Attachments: # <u>1</u> Exhibit 1: USCA Order of October 4, 2005 (05-3882)# <u>2</u> Exhibit 2: Marquez v. Mineta)(Sprong, Douglas) (Entered: 10/13/2005)
10/13/2005	<u>377</u>	MOTION for Decisions on Previously Filed Requests by James Leas. (jmp) (Entered: 10/18/2005)
10/20/2005	<u>378</u>	REPLY to Response to Motion re <u>374</u> MOTION for Extension of Time filed by James Leas. (Attachments: # <u>1</u> Exhibit)(jmp) (Entered: 10/21/2005)
10/24/2005	<u>379</u>	ORDER denying <u>374</u> motion for extension of time filed by James Marc Leas. Signed by Judge G. Patrick Murphy on 10/24/2005. (njr) (Entered: 10/24/2005)
10/24/2005	<u>380</u>	ORDER addressing October 20, 2005 letter mailed to the Clerk of Court by James Marc Leas and denying <u>377</u> motion for decisions on previously filed requests. See Order for specifics. Signed by Judge G. Patrick Murphy on 10/24/2005. (njr) (Entered: 10/24/2005)
10/25/2005	<u>381</u>	SUPPLEMENT Affidavit [to doc.#374] Concerning Motion to Extend the Time for Filing the Appeal by James Leas. (jmp) (Entered: 10/25/2005)
10/26/2005		Record on Appeal Prepared re <u>363</u> & <u>370</u> Notices of Appeal consisting of 11 volumes of pleadings, 10 volumes of transcripts, and 11 volumes of exhibits. Exhibits consist of 1 expando of attachments to doc. #88, 3 expando folders with consolidated appendix in support of docs. #105, 107, 128, 130, and 133; 2 expando folders with exhibits to docs. #124 & 105, 1 expando folder with exhibits to doc. #143, 1 expando folder with attachments to doc.#149, 1 expando folder with attachments to doc.#186, 1 expando folder with Defendant's Consolidated Appendix in Support of Summary judgment Motions to Doc.#214 & 216, 1 Expando folder containing doc.#251 (jmp) (Entered: 10/26/2005)
11/03/2005	<u>382</u>	MOTION for Reconsideration Under Rule 59 by James M Leas. (myz) (Entered: 11/07/2005)
11/07/2005	<u>383</u>	EXHIBITS by James Leas re <u>382</u> MOTION for Reconsideration filed by James M Leas. (myz) (Entered: 11/09/2005)
11/07/2005	<u>384</u>	AFFIDAVIT by Robert L Cook regarding final judgment and appeal. (myz) (Entered: 11/09/2005)
11/07/2005	<u>385</u>	AFFIDAVIT by Orest Bula regarding final judgment and appeal. (myz) (Entered: 11/09/2005)
11/07/2005	<u>386</u>	AFFIDAVIT by Rolf M Marsh regarding final judgment and appeal. (myz) (Entered: 11/09/2005)
11/10/2005	<u>387</u>	MOTION Requesting Recusal by James Leas. (jmp) (Entered: 11/10/2005)
11/14/2005	<u>388</u>	AFFIDAVIT by Charles Balkon regarding final judgment and appeal. (jmp) (Entered: 11/15/2005)
11/14/2005	<u>389</u>	AFFIDAVIT by Paul Gromkowski regarding final judgment and appeal. (jmp) (Entered: 11/15/2005)
11/15/2005	<u>390</u>	AFFIDAVIT by Katie F Jones regarding final judgment and appeal. (jmp) (Entered: 11/15/2005)
11/15/2005	<u>391</u>	AFFIDAVIT by Douglas E Whitehurst regarding final judgment and appeal. (jmp) (Entered: 11/15/2005)

11/21/2005	<u>392</u>	MEMORANDUM in Opposition re <u>382</u> MOTION for Reconsideration <i>Under Rule 59 of Objector James Marc Leas</i> filed by Kathi Cooper. (Attachments: # <u>1</u> Affidavit of Vasilios ("Bill") D. Dossas# <u>2</u> Affidavit of George Wheeler)(Sprong, Douglas) (Entered: 11/21/2005)
11/28/2005	<u>393</u>	AFFIDAVITS by David Gowdy, Richard J Gunther, and Louise M Gunther regarding final judgment and appeal. (jmp) (Entered: 11/29/2005)
11/28/2005	<u>394</u>	MOTION to Register for Electronic Filing by James Leas. (Attachments: # <u>1</u> Affidavit in Support)(jmp) (Entered: 11/29/2005)
11/30/2005	<u>395</u>	MEMORANDUM in Opposition re <u>387</u> MOTION for Recusal of <i>Objector James Leas</i> filed by Kathi Cooper. (Sprong, Douglas) (Entered: 11/30/2005)
12/01/2005	<u>396</u>	RESPONSE to <u>392</u> Memorandum in Opposition to Motion, filed by James Leas. (jmp) (Entered: 12/01/2005)
12/02/2005	<u>397</u>	AFFIDAVITS by James Leas on behalf of Karen Travis, Gerald L Vantrease, and Sheila Burch regarding final judgment and appeal. (jmp) (Entered: 12/05/2005)
12/07/2005	<u>398</u>	REPLY to Response to Motion re <u>387</u> MOTION for Recusal filed by James Leas. (Attachments: # <u>1</u> Affidavit in Support)(jmp) (Entered: 12/13/2005)
12/20/2005	<u>399</u>	ORDER: DENYING <u>394</u> MOTION filed by James Leas, DENYING <u>382</u> MOTION for Reconsideration filed by James M Leas, DENYING <u>387</u> MOTION for Recusal filed by James Leas. Signed by Judge G. Patrick Murphy on 12/19/05. (lmc) (Entered: 12/20/2005)
01/17/2006	<u>400</u>	NOTICE OF APPEAL as to <u>399</u> Order filed by James Leas. Filing fee paid in the amount of \$255.00 (jmp) (Entered: 01/18/2006)
01/17/2006	<u>401</u>	DOCKETING STATEMENT by James Leas re <u>400</u> Notice of Appeal (jmp) (Entered: 01/18/2006)
01/17/2006		Transmission of Short Record to US Court of Appeals re <u>400</u> Notice of Appeal (jmp) (Entered: 01/18/2006)
01/18/2006	<u>402</u>	Circuit Rule 10 Letter (jmp) (Entered: 01/18/2006)
01/18/2006	<u>403</u>	Letter to USCA sending appeal record. (jmp) Sent via Fed-Ex tracking numbers 8524 5242 9041 and 8524-5242 9030 (Entered: 01/18/2006)
01/18/2006	<u>404</u>	Certified and Transmitted Record on Appeal to US Court of Appeals re <u>370</u> Notice of Appeal, <u>363</u> Notice of Appeal as it relates to USCA Case No.: 05-3882 (jmp) (Entered: 01/18/2006)
01/25/2006	<u>405</u>	Acknowledgment of receipt of Record on Appeal by USCA 7 re <u>363</u> Notice of Appeal (jmp) (Entered: 01/30/2006)
01/30/2006	<u>406</u>	MOTION for Bond <i>on Appeal</i> by Kathi Cooper. (Sprong, Douglas) (Entered: 01/30/2006)
01/30/2006	<u>407</u>	MEMORANDUM in Support re <u>406</u> MOTION for Bond <i>on Appeal</i> filed by Kathi Cooper. (Attachments: # <u>1</u> Exhibit Order# <u>2</u> Exhibit Affidavit of Douglas R. Sprong)(Sprong, Douglas) (Entered: 01/30/2006)
02/01/2006	408	ORDER finding as moot <u>406</u> motion for bond on appeal for the reason that the Court of Appeals dismissed the appeals filed by Mr. Leas on today's date. Signed by Judge G. Patrick Murphy on 02/01/2006. (njr) (Entered: 02/01/2006)
02/01/2006		USCA Case Number 06-1260 for <u>400</u> Notice of Appeal filed by James Leas. (jmp) (Entered: 02/08/2006)
02/01/2006	<u>409</u>	ORDER of USCA as to <u>370</u> and <u>400</u> Notices of Appeal filed by James Leas are both dismissed for want of jurisdiction. (jmp) (Entered: 02/08/2006)
02/08/2006	<u>410</u>	STATUS REPORT <i>on Subclass 3 Distributions</i> by IBM Personal Pension Plan, The, IBM Corporation. (Wick, Robert) (Entered: 02/08/2006)
02/27/2006	<u>411</u>	MANDATE of USCA as to <u>370</u> and <u>400</u> Notices of Appeal filed by James Leas. (jmp) (Entered: 02/28/2006)

03/27/2006	412	TRANSCRIPT of Preliminary Approval of Settlement of Subclass 3 held on 10/28/04 before Judge G. Patrick Murphy. Court Reporter: Molly N. Clayton. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (jmp) (Entered: 03/30/2006)
08/04/2006	<u>413</u>	STATUS REPORT <i>On Subclass 3 Distributions</i> by IBM Personal Pension Plan, The, IBM Corporation. (Huvelle, Jeffrey) (Entered: 08/04/2006)
09/27/2006	<u>414</u>	MANDATE of USCA REVERSING the judgment of the district Court and REMANDED with directions to enter judgment in IBM's favor as to <u>363</u> Notice of Appeal filed by IBM Personal Pension Plan, and IBM Corporation. (jmp) (Entered: 09/27/2006)
02/06/2007	<u>415</u>	STRICKEN PURSUANT TO DOC. 416 – STATUS REPORT <i>on Subclass 3 Distributions</i> by IBM Personal Pension Plan, The, IBM Corporation. (Wick, Robert) Modified on 2/7/2007 (bkl). (Entered: 02/06/2007)
02/07/2007	<u>416</u>	NOTICE STRIKING ELECTRONICALLY FILED DOCUMENTS striking <u>415</u> Status Report filed by IBM Personal Pension Plan, IBM Corporation. See attached document for specifics. (bkl) (Entered: 02/07/2007)
02/07/2007	<u>417</u>	STATUS REPORT <i>on Subclass 3 Distributions</i> by IBM Personal Pension Plan, The, IBM Corporation. (Huvelle, Jeffrey) (Entered: 02/07/2007)
02/20/2007	<u>418</u>	MOTION for Hearing (<i>Motion to Determine Contractual Lien</i>) by Rex Carr. (Carr, Rex) (Entered: 02/20/2007)
02/20/2007	<u>419</u>	MEMORANDUM in Support re <u>418</u> MOTION for Hearing (<i>Motion to Determine Contractual Lien</i>) filed by Rex Carr. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3)(Carr, Rex) (Entered: 02/20/2007)
02/21/2007	<u>420</u>	NOTICE of Appearance by Rex Carr on behalf of Rex Carr (Carr, Rex) (Entered: 02/21/2007)
03/02/2007	<u>421</u>	RESPONSE to Motion re <u>418</u> MOTION for Hearing (<i>Motion to Determine Contractual Lien</i>) filed by Kathi Cooper. (Attachments: # <u>1</u> Exhibit Rule 23 Order# <u>2</u> Exhibit Order of September 26, 2006# <u>3</u> Exhibit Notice of Appeal)(Sprong, Douglas) (Entered: 03/02/2007)
03/09/2007	<u>422</u>	REPLY to Response to Motion re <u>418</u> MOTION for Hearing (<i>Motion to Determine Contractual Lien</i>) filed by Rex Carr. (Attachments: # <u>1</u> Exhibit 4# <u>2</u> Exhibit 5# <u>3</u> Exhibit 6# <u>4</u> Fee Calculations to Ex 7, 8, &9# <u>5</u> Exhibit 7# <u>6</u> Exhibit 8# <u>7</u> Exhibit 9)(Carr, Rex) (Entered: 03/09/2007)
03/14/2007	<u>423</u>	Joint MOTION to Clarify -- <i>Joint Motion of the Parties for Confirmation of the Award of Fees and Costs</i> by IBM Personal Pension Plan, The, IBM Corporation. (Huvelle, Jeffrey) (Entered: 03/14/2007)
03/20/2007	<u>424</u>	ORDER: DENYING <u>418</u> MOTION for Hearing (Motion to Determine Contractual Lien) filed by Rex Carr. The Notice of Lien is DISMISSED. GRANTING <u>423</u> Joint MOTION to Clarify-- <i>Joint Motion of the Parties for Confirmation of the Award of Fees and Costs</i> filed by IBM Personal Pension Plan, IBM Corporation. Defendants are DIRECTED to pay \$88,573,250 to class counsel by March 27, 2007. Signed by Judge G. Patrick Murphy on 3/20/2007. (lmc) (Entered: 03/20/2007)
03/21/2007	<u>425</u>	MOTION to Clarify (<i>or Modify</i>) by Rex Carr. (Carr, Rex) (Entered: 03/21/2007)
03/27/2007	<u>426</u>	ORDER: Granting in part and Denying in part <u>425</u> Motion to Clarify or Modify by Rex Carr. Clarification of the March 20, 2007, order is granted; modification of the March 20, 2007, order is denied. Signed by Chief Judge G. Patrick Murphy on 3/27/07. (jmh) (Entered: 03/27/2007)
04/03/2007	<u>427</u>	NOTICE OF APPEAL by Rex Carr. Filing fee \$ 455. (Carr, Rex) (Entered: 04/03/2007)
04/03/2007	428	USCA Appeal Fees received \$ 455 receipt number 300 117905 re <u>427</u> Notice of Appeal filed by Rex Carr. (tkm) (Entered: 04/03/2007)

04/05/2007		Transmission of Short Record to US Court of Appeals re <u>427</u> Notice of Appeal. Record due to be prepared by 4/19/2007. (jmp) (Entered: 04/05/2007)
04/09/2007	<u>429</u>	DESIGNATION of Record on Appeal by Rex Carr re <u>427</u> Notice of Appeal (Carr, Rex) (Entered: 04/09/2007)
04/17/2007	<u>430</u>	USCA Case Number 07-1767 for <u>427</u> Notice of Appeal filed by Rex Carr. (jmp) (Entered: 04/17/2007)
05/22/2007		Record on Appeal Prepared re <u>427</u> Notice of Appeal (jmp) (Entered: 05/22/2007)
06/28/2007	<u>431</u>	ORDER of USCA as to <u>427</u> Notice of Appeal filed by Rex Carr (jmp) (Entered: 06/29/2007)
07/25/2007	<u>432</u>	MANDATE of USCA as to <u>427</u> Notice of Appeal filed by Rex Carr (jmp) (Entered: 07/26/2007)
08/09/2007	<u>433</u>	STATUS REPORT on <i>Subclass 3 Distributions</i> by IBM Personal Pension Plan, The, IBM Corporation. (Huvelle, Jeffrey) (Entered: 08/09/2007)
02/11/2008	<u>434</u>	STATUS REPORT on <i>Subclass 3</i> by IBM Personal Pension Plan, The, IBM Corporation. (Huvelle, Jeffrey) (Entered: 02/11/2008)