

CLOSED, ECF, SIMILAR

U.S. District Court
United States District Court for the Southern District of New York
(Foley Square)
CIVIL DOCKET FOR CASE #: 1:04-cv-07844-BSJ

Discover Financial Services, Inc. v. Visa U.S.A., Inc. et al
Assigned to: Judge Barbara S. Jones
Similar Case: [1:98-cv-07076-BSJ-KNF](#)
Cause: 15:2 Antitrust Litigation

Date Filed: 10/04/2004
Date Terminated: 11/12/2008
Jury Demand: Both
Nature of Suit: 410 Anti-Trust
Jurisdiction: Federal Question

Plaintiff**Discover Financial
Services, Inc.**represented by **Colin Ryle Kass**

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V.

Miscellaneous

Citibank, N.A.

Miscellaneous

Citigroup Inc.

All Plaintiffs

**Discover Financial
 Services, DFS Services,
 LLC, and Discover Bank**

represented by **Discover Financial Services, DFS
 Services, LLC, and Discover Bank**
 PRO SE

V.

All Defendants

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All Defendants

**Visa U.S.A. Inc., Visa
 International Service
 Association, MasterCard
 Incorporated, and
 MasterCard
 International
 Incorporated**

Date Filed	#	Docket Text
10/04/2004		SUMMONS ISSUED as to Master Card Incorporated,

		Mastercard International Incorporated, Visa International Service Association, Visa U.S.A., Inc.. (gf,) (Entered: 10/05/2004)
10/04/2004		CASE REFERRED TO Judge Barbara S. Jones as possibly related to 1:98-cv-7076. (gf,) (Entered: 10/05/2004)
10/04/2004	1	COMPLAINT against Master Card Incorporated, Mastercard International Incorporated, Visa International Service Association, Visa U.S.A., Inc.. (Filing Fee \$ 150.00, Receipt Number 521296) Document filed by Discover Financial Services, Inc..(gf,) Additional attachment(s) added on 11/12/2004 (gf,). (Entered: 10/22/2004)
10/04/2004	2	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Discover Financial Services, Inc..(gf,) Additional attachment (s) added on 11/12/2004 (gf,). (Entered: 10/22/2004)
10/06/2004	3	SUMMONS RETURNED EXECUTED. Master Card Incorporated served on 10/4/2004, answer due 10/25/2004. Service was accepted by Joseph F. Tringali, Esq.. Document filed by Discover Financial Services, Inc.. (Cantor, Matthew) (Entered: 10/06/2004)
10/06/2004	4	SUMMONS RETURNED EXECUTED. Mastercard International Incorporated served on 10/4/2004, answer due 10/25/2004. Service was accepted by Joseph F. Tringali, Esq.. Document filed by Discover Financial Services, Inc.. (Cantor, Matthew) (Entered: 10/06/2004)
10/06/2004	5	SUMMONS RETURNED EXECUTED. Visa International Service Association served on 10/6/2004, answer due 10/26/2004. Service was made by MAIL. Document filed by Discover Financial Services, Inc.. (Cantor, Matthew) (Entered: 10/06/2004)
10/06/2004	6	SUMMONS RETURNED EXECUTED. Visa U.S.A., Inc. served on 10/6/2004, answer due 10/26/2004. Service was made by FEDEX. Document filed by Discover Financial Services, Inc.. (Cantor, Matthew) (Entered: 10/06/2004)
10/22/2004	7	NOTICE of Appearance by William Harlow Pratt on behalf of Discover Financial Services, Inc. (Pratt, William) (Entered: 10/22/2004)
10/25/2004		CASE ACCEPTED AS SIMILAR TO 1:98-cv-7076. Notice of Assignment to follow. (laq,) (Entered: 10/28/2004)
10/25/2004	8	NOTICE OF CASE ASSIGNMENT to Judge Barbara S. Jones. Judge Unassigned no longer assigned to the case. (laq,)

		(Entered: 10/28/2004)
10/25/2004		Magistrate Judge Kevin N. Fox is so designated. (laq,) (Entered: 10/28/2004)
10/28/2004		Mailed notice to the attorney(s) of record. (laq,) (Entered: 10/28/2004)
11/09/2004	9	ORDER; this action is hereby designated to be an electronically filed ("ECF") case. Counsel for plaintiff shall email a PDF copy of the Complaint and Local Rule 7.1 Statement to the Clerk of Court at the following email: case_openings@nysd.uscourts.gov within 24 hours of receiving this order. (Signed by Judge Barbara S. Jones on 11/9/04) Copies Faxed By Chambers.(sac,) (Entered: 11/10/2004)
11/09/2004		Case Designated ECF. (sac,) (Entered: 11/10/2004)
11/15/2004	10	NOTICE of Appearance by Joseph Nicholas Froehlich on behalf of Visa International Service Association (Froehlich, Joseph) (Entered: 11/15/2004)
11/16/2004	11	MOTION for David P. Gersch to Appear Pro Hac Vice. Document filed by Visa International Service Association, Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 11/16/2004)
11/16/2004	12	MEMO ENDORSEMENT (COURTESY COPY) on unopposed motion for admission pro hac vice; granting Daniel F. Attridge, Colin R. Kass, Korin K. Ewing, Nicole Goldstein and Patrick M. Bryan are admission Pro Hac Vice on behalf of Plaintiff. (Signed by Judge Barbara S. Jones on 11/15/04) (pl,) Modified on 11/16/2004 (pl,). (Entered: 11/16/2004)
11/16/2004		MEMORANDUM TO THE DOCKET CLERK: plntf to send an order to the Court memorializing relevant discovery dates of this 11/16/04 conference. Next conference scheduled for 2/17/05 at 9:00 am. (cd,) (Entered: 11/30/2004)
11/18/2004	13	TRANSCRIPT of proceedings held on 11/16/04 before Judge Barbara S. Jones.(Martin, Leslie) (Entered: 11/18/2004)
11/18/2004	14	ORDER; re: granting 11 MOTION for David P. Gersch to Appear Pro Hac Vice. filed by Visa U.S.A., Inc., Visa International Service Association (Signed by Judge Barbara S. Jones on 11/17/04). Copies faxed to chambers. (pl,) (Entered: 11/18/2004)
11/18/2004		Transmission to Attorney Admissions Clerk. Transmitted re:

		14 Order, to the Attorney Admissions Clerk for updating of Attorney Information. (pl,) (Entered: 11/18/2004)
11/18/2004	15	UNOPPOSED MOTION FOR ADMISSION PRO HAC VICE; that pursuant to Rule 1.3 of this Court's Local Rules; atty's Daniel F. Attridge, Colin R. Kass, Korin K. Ewing, Nicole Goldstein and Patrick M. Bryan are admitted pro hac vice on behalf of Plaintiff. (Signed by Judge Barbara S. Jones on 11/18/04) (pl,) (Entered: 11/19/2004)
11/18/2004		Transmission to Attorney Admissions Clerk. Transmitted re: 15 Order,, to the Attorney Admissions Clerk for updating of Attorney Information. (pl,) (Entered: 11/19/2004)
11/22/2004		CASHIERS OFFICE REMARK on 14 Order in the amount of \$25.00, paid on 11/19/2004, Receipt Number 527022. (gm,) (Entered: 11/22/2004)
11/22/2004		CASHIERS OFFICE REMARK on 12 Memo Endorsement, in the amount of \$125.00, paid on 11/16/2004, Receipt Number 526082. (gm,) (Entered: 11/22/2004)
11/28/2004	16	ENDORSED LETTER addressed to Judge Barbara S. Jone from Colin R. Kass dated 11/18/04 re: regarding briefing schedule; dfts shall file their motion to dismiss by 12/10/04, response due by 1/17/05; any reply by 1/31/05; additional discovery deadlines are as set forth in this order. (Signed by Judge Barbara S. Jones on 11/28/04) (pl,) Additional attachment(s) added on 11/30/2004 (pl,). (Entered: 11/30/2004)
12/06/2004	17	MOTION for Michael B Mierzewski, Mark Ralph Merley, Julie Beth Rottenberg, Daniel Adam Cantor, Paul Samuel Mandell, John Christopher Hutchins, John Watkins Kecker, Ragesh Kumar Tangri, Steven Paul Ragland to Appear Pro Hac Vice. Document filed by Visa International Service Association, Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 12/06/2004)
12/10/2004	18	MOTION to Dismiss (<i>Notice of Motion</i>). Document filed by Visa International Service Association. Responses due by 1/17/2005 Return Date set for 2/17/2005 09:00 AM. (Froehlich, Joseph) (Entered: 12/10/2004)
12/10/2004	19	MOTION to Dismiss (<i>Memorandum of Law</i>). Document filed by Visa International Service Association. Responses due by 1/17/2005 Return Date set for 2/17/2005 09:00 AM. (Froehlich, Joseph) (Entered: 12/10/2004)

12/10/2004	20	MOTION to Dismiss <i>Notice of Motion</i> . Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 12/10/2004)
12/10/2004	21	MOTION to Dismiss <i>Memorandum of Law in Support of Defendant Visa U.S.A. Inc.'s Motion to Dismiss</i> . Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 12/10/2004)
12/10/2004	22	MOTION to Dismiss. Document filed by Master Card Incorporated, Mastercard International Incorporated. (Attachments: # 1 Certificate of Service)(Arquit, Kevin) (Entered: 12/10/2004)
12/10/2004	23	DECLARATION of Asim M. Bhansali in Support re: 20 MOTION to Dismiss <i>Notice of Motion</i> ., 21 MOTION to Dismiss <i>Memorandum of Law in Support of Defendant Visa U.S.A. Inc.'s Motion to Dismiss</i> .. Document filed by Visa U.S.A., Inc.. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C (Part 1 of 2)# 4 Exhibit C (Part 2 of 2)# 5 Exhibit D (Part 1 of 2)# 6 Exhibit D (Part 2 of 2)# 7 Exhibit E# 8 Exhibit F# 9 Exhibit G (Part 1 of 2)# 10 Exhibit G (Part 2 of 2)# 11 Exhibit H)(Bhansali, Asim) (Entered: 12/10/2004)
12/10/2004	24	MEMORANDUM OF LAW in Support re: 22 MOTION to Dismiss.. Document filed by Master Card Incorporated, Mastercard International Incorporated. (Attachments: # 1 Certificate of Service)(Arquit, Kevin) (Entered: 12/10/2004)
12/10/2004	25	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Visa U.S.A., Inc..(Bhansali, Asim) (Entered: 12/10/2004)
12/10/2004	26	AFFIDAVIT of Joseph F. Tringali in Support re: 22 MOTION to Dismiss.. Document filed by Master Card Incorporated, Mastercard International Incorporated. (Attachments: # 1 Exhibit A# 2 Exhibit B (Part 1)# 3 Exhibit B (Part2)# 4 Exhibit C# 5 Exhibit D (Part 1)# 6 Exhibit D (Part 2)# 7 Certificate of Service)(Arquit, Kevin) (Entered: 12/10/2004)
12/13/2004	27	ORDER; granting 17 Motion for Michael B Mierzewski, Mark Ralph Merley, Julie Beth Rottenberg, Daniel Adam Cantor, Paul Samuel Mandell, John Christopher Hutchins, John Watkins Kecker, Ragesh Kumar Tangri, Steven Paul Ragland to Appear Pro Hac Vice. . (Signed by Judge Barbara S. Jones on 12/9/04) (pl,) (Entered: 12/13/2004)
12/14/2004	28	NOTICE of Appearance by Richard James Leveridge on behalf of Visa International Service Association (Leveridge, Richard) (Entered: 12/14/2004)

12/15/2004	29	CERTIFICATE OF SERVICE of Appearance of Richard J. Leveridge served on Plaintiff on December 15, 2004. Service was made by Mail. Document filed by Visa International Service Association. (Leveridge, Richard) (Entered: 12/15/2004)
12/17/2004	30	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Master Card Incorporated, Mastercard International Incorporated.(Arquit, Kevin) (Entered: 12/17/2004)
12/22/2004	31	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Visa International Service Association.(Froehlich, Joseph) (Entered: 12/22/2004)
12/22/2004	32	MOTION for Edward C. Fitzpatrick, Jackie Redin Klein, Timothy M. Maggio, A. Kelly Turner, Jolen V. Anderson, Nina Huerta, Shane W. Blackstone, Angela L. Stinson-Marti, Susan Gloss to Appear Pro Hac Vice <i>on behalf of Visa International Service Association</i> . Document filed by Visa International Service Association. (Froehlich, Joseph) (Entered: 12/22/2004)
12/29/2004	33	ORDER granting 32 Motion for Edward C. Fitzpatrick, Jackie Redin Klein, Timothy M. Magio, A. Kelly Turner, Jolen V. Anderson, Nina Huerta, Shane W. Blackstone, Angela L. Stinson-Marti and Susan Gloss to Appear Pro Hac Vice. (Signed by Judge Barbara S. Jones on 12/29/04) (kw,) (Entered: 12/29/2004)
12/29/2004		Transmission to Attorney Admissions Clerk. Transmitted re: 33 Order on Motion to Appear Pro Hac Vice to the Attorney Admissions Clerk for updating of Attorney Information. (kw,) (Entered: 12/29/2004)
01/07/2005	34	FIRST AMENDED COMPLAINT amending 1 Complaint, against Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated.Document filed by Discover Financial Services, Inc.. Related document: 1 Complaint, filed by Discover Financial Services, Inc.,.(pl,) (Entered: 01/10/2005)
01/07/2005		Set Answer Due Date purs. to 34 Amended Complaint, as to Visa U.S.A., Inc. answer due on 1/21/2005; Visa International Service Association answer due on 1/21/2005; Mastercard International Incorporated answer due on 1/21/2005; Master Card Incorporated answer due on 1/21/2005. (pl,) (Entered: 01/10/2005)
01/10/2005	39	ORDER; that the court orders that the following text set

		forth in this order be inserted as Paragraph 16 of the Protective Order in this case. The parties are directed to edit the proposed Protective Order accordingly and submit it to the Court for final approval. (Signed by Judge Kevin Thomas Duffy on 1/10/05) (pl,) (Entered: 01/21/2005)
01/14/2005		CASHIERS OFFICE REMARK on 33 Order on Motion to Appear Pro Hac Vice, in the amount of \$225.00, paid on 01/05/2004, Receipt Number 530357. (gm,) (Entered: 01/14/2005)
01/14/2005	35	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Mastercard International Incorporated, Master Card Incorporated.(Tringali, Joseph) (Entered: 01/14/2005)
01/18/2005	36	PROTECTIVE ORDER. Regarding the procedures to be followed that shall govern the handling of confidential materials (Signed by Judge Barbara S. Jones on 1/17/05) Copy faxed by Chambers.(yv,) (Entered: 01/20/2005)
01/18/2005	40	ENDORSED LETTER addressed to Judge Jones from Joseph F. Tringali dated 1/12/05 re: request that the Court deem the previously filed motions to dismiss to be moot and to extend the date by which they must respond to the amended complaint to 2/7/05. Application granted (Signed by Judge Barbara S. Jones on 1/17/05) Copy faxed by Chambers. (yv,) (Entered: 01/21/2005)
01/20/2005	37	This Entry Was Made In Error and Corrected in Entry for Document #38. (Entered: 01/21/2005)
01/20/2005		Set/Reset Scheduling Order Deadlines: Oral Argument set for 3/25/2005 02:00 PM before Judge Barbara S. Jones. (pl,) (Entered: 01/21/2005)
01/20/2005	38	ENDORSED LETTER addressed to Barbara S. Jones from Matthew L. Cantor dated 1/20/05 re: oral argument on dft's on motions to dismiss will be held on Friday, 3/25/05 @2:00 pm. (Signed by Judge Barbara S. Jones on 1/20/05) (pl,) (Entered: 01/21/2005)
01/21/2005	41	ORDER; the a hearing scheduled for 3/25/05 will be rescheduled to 4/1/05 @10:00 a.m. At that time, the Court will hear oral argument on motions to dismiss submitted in a related case, 04cv8967. The parties shall submit letters to the Court in the manner that is set forth in this Order. (Signed by Judge Barbara S. Jones on 1/21/05) (pl,) (Entered: 01/25/2005)

02/07/2005	42	MOTION to Dismiss <i>Plaintiff's First Amended Complaint</i> . Document filed by Visa International Service Association. Responses due by 2/21/2005 Return Date set for 4/1/2005 10:00 AM. (Froehlich, Joseph) (Entered: 02/07/2005)
02/07/2005	43	MOTION to Dismiss <i>First Amended Complaint (Memorandum of Law)</i> . Document filed by Visa International Service Association. Responses due by 2/21/2005 Return Date set for 4/1/2005 10:00 AM. (Froehlich, Joseph) (Entered: 02/07/2005)
02/07/2005	44	MOTION to Dismiss <i>of Mastercard Incorporated and Mastercard International Incorporated</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Tringali, Joseph) (Entered: 02/07/2005)
02/07/2005	45	MOTION to Dismiss <i>Memorandum of Law in Support of Motion to Dismiss by Mastercard Incorporated and Mastercard International Incorporated</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Tringali, Joseph) (Entered: 02/07/2005)
02/07/2005	46	MOTION to Dismiss <i>Affidavit of Joseph F. Tringali in Support of Mastercard Incorporated and Mastercard International Incorporated's Motion to Dismiss</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit Exhibit A to Affidavit of Joseph F. Tringali# 2 Exhibit Exhibit B-1 to Affidavit of Joseph F. Tringali# 3 Exhibit Exhibit B-2 to Affidavit of Joseph F. Tringali# 4 Exhibit Exhibit C to Affidavit of Joseph F. Tringali# 5 Exhibit Exhibit D-1 to Affidavit of Joseph F. Tringali# 6 Exhibit Exhibit D-2 to Affidavit of Joseph f. tringali)(Tringali, Joseph) (Entered: 02/07/2005)
02/07/2005	47	MOTION to Dismiss <i>First Amended Complaint</i> . Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 02/07/2005)
02/07/2005	48	MEMORANDUM OF LAW in Support re: 47 MOTION to Dismiss <i>First Amended Complaint</i> .. Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 02/07/2005)
02/07/2005	49	DECLARATION of Asim M. Bhansali in Support re: 47 MOTION to Dismiss <i>First Amended Complaint</i> .. Document filed by Visa U.S.A., Inc.. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Errata C/Part 1# 4 Exhibit C/Part 2# 5 Exhibit D/Part 1# 6 Exhibit D/Part 2# 7 Exhibit E# 8 Exhibit F# 9 Exhibit G)(Bhansali, Asim) (Entered: 02/07/2005)

02/07/2005	50	CERTIFICATE OF SERVICE. Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 02/07/2005)
02/21/2005	51	MEMORANDUM OF LAW in Opposition re: 47 MOTION to Dismiss <i>First Amended Complaint.</i> , 42 MOTION to Dismiss <i>Plaintiff's First Amended Complaint.</i> , 44 MOTION to Dismiss <i>of Mastercard Incorporated and Mastercard International Incorporated.</i> . Document filed by Discover Financial Services, Inc.. (Attachments: # 1 Part 2 - Discover's Consolidated Opposition to Motions to Dismiss)(Pratt, William) (Entered: 02/21/2005)
02/21/2005	52	DECLARATION of William H. Pratt in Opposition re: 47 MOTION to Dismiss <i>First Amended Complaint.</i> , 42 MOTION to Dismiss <i>Plaintiff's First Amended Complaint.</i> , 44 MOTION to Dismiss <i>of Mastercard Incorporated and Mastercard International Incorporated.</i> . Document filed by Discover Financial Services, Inc.. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D, Part 1# 5 Exhibit D, Part 2# 6 Exhibit E# 7 Exhibit F, Part 1# 8 Exhibit F, Part 2# 9 Exhibit G, Part 1# 10 Exhibit G, Part 2# 11 Exhibit H# 12 Exhibit I# 13 Exhibit J)(Pratt, William) (Entered: 02/21/2005)
02/23/2005		CASHIERS OFFICE REMARK on 27 Order on Motion to Appear Pro Hac Vice, in the amount of \$225.00, paid on 1/31/05, Receipt Number 532525. (mlo,) (Entered: 02/23/2005)
03/07/2005	53	REPLY MEMORANDUM OF LAW in Support re: 42 MOTION to Dismiss <i>Plaintiff's First Amended Complaint.</i> . Document filed by Visa International Service Association. (Froehlich, Joseph) (Entered: 03/07/2005)
03/07/2005	54	REPLY MEMORANDUM OF LAW in Support re: 47 MOTION to Dismiss <i>First Amended Complaint.</i> . Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 03/07/2005)
03/07/2005	55	REPLY MEMORANDUM OF LAW in Support re: 44 MOTION to Dismiss <i>of Mastercard Incorporated and Mastercard International Incorporated.</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Appendix)(Tringali, Joseph) (Entered: 03/07/2005)
03/09/2005	56	NOTICE of Appearance by A. Kelly Turner on behalf of Visa International Service Association (Turner, A.) (Entered: 03/09/2005)
03/09/2005	57	NOTICE of Appearance by Edward C. Fitzpatrick on behalf of

		Visa International Service Association (Fitzpatrick, Edward) (Entered: 03/09/2005)
03/18/2005	58	MOTION for Leave to Appear pro hac vice for <i>Robert John Vizas</i> . Document filed by Visa U.S.A., Inc.. (Mason, Robert) (Entered: 03/18/2005)
03/22/2005	59	ORDER; oral argument in the captioned cases, scheduled for Friday, April 1, 2005 at 10:00 a.m. has been rescheduled to Thursday, April 14, 2005 at 10:00 a.m.. At that time, the parties should be prepared to address both the motions to dismiss and the application of collateral estoppel to these cases. (Signed by Judge Barbara S. Jones on 3/22/05) (djc,) (Entered: 03/23/2005)
03/22/2005		Set Deadlines/Hearings: Oral Argument set for 4/14/2005 10:00 AM before Judge Barbara S. Jones. (djc,) (Entered: 03/23/2005)
03/22/2005	61	ORDER; the oral argument in the captioned cases has been rescheduled to Thursday, April 14, 2005 at 10:00 a.m..... (Signed by Judge Barbara S. Jones on 3/22/05) (djc,) (Entered: 03/25/2005)
03/23/2005	60	NOTICE of Change of Firm Name and Address. Document filed by Constantine & Partners. (Cantor, Matthew) (Entered: 03/23/2005)
04/13/2005	62	ORDER: there are number of issues on which I plan to rule at the hearing on 4/14/05, without any oral argument. After I have made those rulings, I would like to hear oral argument on the following three issues: 1. The monopolization claims in both actions; 2. Discovery's allegations based on the Honor All Cards rules; 3. American Express' claim based on the exclusive dealing agreements. (Signed by Judge Barbara S. Jones on 4/13/05) (kw,) (Entered: 04/13/2005)
04/15/2005	63	ORDER; that the parties shall submit propose discovery scheduled no later than ten days after the Court rules on the remaining motions to dismiss pending before it. No opposition or reply letters are to be submitted on the issue of the discovery schedule. (Signed by Judge Barbara S. Jones on 4/14/05) (pl,) (Entered: 04/18/2005)
05/02/2005	64	TRANSCRIPT of proceedings held on 4/14/05 before Judge Barbara S. Jones. (mo,) (Entered: 05/02/2005)
07/01/2005	65	ORDER; finding as moot 18 Motion to Dismiss, finding as

		moot 19 Motion to Dismiss, finding as moot 20 Motion to Dismiss, finding as moot 21 Motion to Dismiss, finding as moot 22 Motion to Dismiss, finding as moot 42 Motion to Dismiss, finding as moot 43 Motion to Dismiss, finding as moot 44 Motion to Dismiss, finding as moot 45 Motion to Dismiss, finding as moot 46 Motion to Dismiss, finding as moot 47 Motion to Dismiss. (Signed by Judge Barbara S. Jones on 6/30/05) (sac,) (Entered: 07/05/2005)
08/29/2005	66	ORDER that defts' motions to dismiss are denied. (Signed by Judge Barbara S. Jones on 8/29/05) (also docketed in (cd,) (Entered: 08/30/2005)
10/20/2005	67	MEMO ENDORSEMENT on motion, granting 58 MOTION for Leave to Appear pro hac ice <i>for Robert John Vizas</i> . filed by Visa U.S.A., Inc., (Signed by Judge Barbara S. Jones on 10/20/05) (pl,) (Entered: 10/21/2005)
10/27/2005	68	CASHIERS OFFICE REMARK on 67 Memo Endorsement in the amount of \$25.00, paid on 10/26/2005, Receipt Number 559549. (gm,) (Entered: 10/27/2005)
11/04/2005	69	ORDER: for reasons further set forth in said Order, MasterCard's motion to dismiss is GRANTED and Visa's motion to dismiss is DENIED. (Signed by Judge Barbara S. Jones on 10/24/05) Copies Faxed by Chambers.(db,) (Entered: 11/07/2005)
11/09/2005	70	NOTICE of Appearance by Jennifer M. Hooper (Selendy) on behalf of Discover Financial Services, Inc. (Hooper (Selendy), Jennifer) (Entered: 11/09/2005)
11/10/2005	71	ORDER: for reasons further set forth in said Order, Visa International's motion to dismiss with respect to Discover's claims of actual and attempted monopolization is GRANTED. (Signed by Judge Barbara S. Jones on 11/9/05) (db,) Additional attachment(s) added on 11/15/2005 (rag,). (Entered: 11/14/2005)
11/10/2005	72	ORDER; defendants' motion to dismiss the claims of Discover and American Express with respect to the debit market are denied. (Signed by Judge Barbara S. Jones on 11/9/05) (sac,) Additional attachment(s) added on 11/15/2005 (rag,). (Entered: 11/14/2005)
11/22/2005	73	ENDORSED LETTER addressed to Judge Barbara S. Jones from Joseph F. Tringali dated 11/18/05 re: Application granted. MasterCards' Answers are due on or before 11/30/05. (Signed by Judge Barbara S. Jones on 11/18/05)

		This Document Relates to: 04-cv-8967. Copies Faxed By Chambers.(sac,) (Entered: 11/22/2005)
11/30/2005	74	ANSWER to Amended Complaint with JURY DEMAND. Document filed by Visa International Service Association. Related document: 34 Amended Complaint, filed by Discover Financial Services, Inc.,.(Turner, A.) (Entered: 11/30/2005)
11/30/2005	75	ANSWER to Amended Complaint. Document filed by Visa U.S.A., Inc.. Related document: 34 Amended Complaint, filed by Discover Financial Services, Inc.,.(Bhansali, Asim) (Entered: 11/30/2005)
11/30/2005	76	ANSWER to Amended Complaint. Document filed by Mastercard International Incorporated, Master Card Incorporated.(Tringali, Joseph) (Entered: 11/30/2005)
12/08/2005	77	NOTICE of Change in Plaintiff's Corporate Affiliation re: 2 Rule 7.1 Disclosure Statement. Document filed by Discover Financial Services, Inc.. (Shinder, Jeffrey) (Entered: 12/08/2005)
12/28/2005	78	MOTION (FILED ON SERVICE DATE) for Michael A. Rubin, Cara Peterson, Brian D. Greer, Michele J. Woods, Nadine Jones and Laura J. Butte to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc. (db,) (Entered: 12/29/2005)
01/19/2006	80	MEMO ENDORSEMENT on re: GRANTING 78 MOTION for Michael A. Rubin, Cara Peterson, Brian D. Greer, Michele J. Woods, Nadine Jones and Laura J. Butte to Appear Pro Hac Vice filed by Visa U.S.A., Inc. (Signed by Judge Barbara S. Jones on 12/30/05) (db,) (Entered: 01/20/2006)
01/19/2006		Transmission to Attorney Admissions Clerk. Transmitted re: 80 Memo Endorsement,, to the Attorney Admissions Clerk for updating of Attorney Information. (db,) (Entered: 01/20/2006)
01/20/2006	79	NOTICE OF CHANGE OF ADDRESS by A. Kelly Turner on behalf of Visa International Service Association. New Address: Lord, Bissell & Brook LLP, 111 South Wacker Drive, Chicago, Illinois, USA 60606-4410, (312) 443-0700. (Turner, A.) (Entered: 01/20/2006)
01/24/2006		CASHIERS OFFICE REMARK on 80 Memo Endorsement, in the amount of \$150.00, paid on 1/24/2006, Receipt Number 568363. (jd,) (Entered: 01/24/2006)
02/03/2006	81	NOTICE OF APPEARANCE by Alicia Joyce Batts on behalf of Visa International Service Association (Batts, Alicia)

		(Entered: 02/03/2006)
02/07/2006	82	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial. Referred to Magistrate Judge Kevin Nathaniel Fox. (Signed by Judge Barbara S. Jones on 2/1/06) (db,) (Entered: 02/07/2006)
02/07/2006	83	CASE MANAGEMENT PLAN: Discovery due by 2/1/2007. Status Conference set for 1/4/2007 10:00 AM before Judge Barbara S. Jones. Deposition due 2/1/07. (Signed by Judge Barbara S. Jones on 2/1/06) (db,) (Entered: 02/07/2006)
02/07/2006		Set/Reset Deadlines: Deposition due by 2/1/2007. (db,) (Entered: 02/07/2006)
02/23/2006	85	NOTICE OF REASSIGNMENT OF A REFERRAL TO ANOTHER MAGISTRATE JUDGE. The referral in the above entitled action has been reassigned to Magistrate Judge Douglas F. Eaton, for General Pretrial. Magistrate Judge Kevin Nathaniel Fox no longer referred to the case. (laq,) (Entered: 02/28/2006)
02/24/2006	84	FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT - MOTION for Limited Admission (pro hac vice of Mona M. Stone). Document filed by Visa International Service Association. (Froehlich, Joseph) Modified on 2/28/2006 (kg). (Entered: 02/24/2006)
02/28/2006		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - NON-ECF DOCUMENT ERROR. Note to Attorney Joseph Froehlich to MANUALLY RE-FILE Document No. 84 Motion for Admission Pro Hac Vice. This document is not filed via ECF. (kg) (Entered: 02/28/2006)
03/08/2006	86	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for For general pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Referred to Magistrate Judge Douglas F. Eaton. (Signed by Judge Barbara S. Jones on 3/6/06) (pl,) Modified on 4/14/2006 (ae,). (Entered: 03/09/2006)
03/09/2006	87	FILING ERROR - DEFICIENT DOCKET ENTRY - (WRONG PARTY SELECTED FROM MENU) - NOTICE OF APPEARANCE by Ann-Marie Luciano on behalf of Visa U.S.A., Inc. (Luciano, Ann-Marie) Modified on 6/19/2006 (gf,). (Entered: 03/09/2006)

03/09/2006	88	NOTICE of Notice of Errata. Document filed by Visa International Service Association. (Attachments: # 1 Exhibit Exhibit A Notice of Appearance)(Luciano, Ann-Marie) (Entered: 03/09/2006)
03/13/2006	90	ORDER ADMITTING ATTORNEY PRO HAC VICE. Attorney Mona M. Stone for Visa International Service Association admitted Pro Hac Vice. (Signed by Judge Barbara S. Jones on 3/13/06) Copies Faxed By Chambers(sac,) (Entered: 03/16/2006)
03/13/2006		Transmission to Attorney Admissions Clerk. Transmitted re: 90 Order Admitting Attorney Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (sac,) (Entered: 03/16/2006)
03/15/2006	89	PROTECTIVE ORDER...regarding procedures to be followed that shall govern the handling of confidential material.... (Signed by Judge Barbara S. Jones on 3/12/2006) Copies Mailed By Chambers.(lb,) (Entered: 03/15/2006)
03/16/2006	91	STIPULATION AND ORDER REGARDING FACT DISCOVERY; the American Express and Discover actions should be coordinated for purposes of party and non-party fact discovery as set forth in this stipulation. (Signed by Judge Barbara S. Jones on 3/15/06) (kco,) (Entered: 03/16/2006)
03/16/2006		CASHIERS OFFICE REMARK on 90 Order Admitting Attorney Pro Hac Vice in the amount of \$25.00, paid on 3/14/2006, Receipt Number 572704. (jd,) (Entered: 03/16/2006)
03/20/2006	92	STIPULATED PROTECTIVE ORDER...regarding procedures to be followed that shall govern the handling of confidential material. (Signed by Judge Barbara S. Jones on 3/19/06) (kco,) (Entered: 03/20/2006)
03/22/2006	93	ORDER; attached is the standing order for discovery disputes. The standing order sets out the rules for disputes about discovery, including scheduling. (Signed by Judge Douglas F. Eaton on 3/22/06) (kco,) (Entered: 03/23/2006)
03/24/2006	94	STIPULATION AND ORDER REGARDING FACT DISCOVERY; The American Express and Discovery actions should be coordinated for purposes of party and non-party discovery. See document for further discovery deadlines and information. (Signed by Judge Barbara S. Jones on 3/15/06) (djc,) (Entered: 03/24/2006)
04/06/2006	95	ORDER: The Court admits James T. McKeown, Trent M.

		Johnson, Suzanne M. Nowak McManus and Jodi L. Malek to appear pro hac vice as attorneys for U.S. Bancorp and U.S. Bank National Association. Those 4 attorneys must provide their e-mail addresses to the ECF Clerk and to Chambers in order to add their names to the ECF service list. (Signed by Magistrate Judge Douglas F. Eaton on 4/6/2006) (lb,) (Entered: 04/06/2006)
04/11/2006		***DELETED DOCUMENT. Deleted document number 96 Objection. The document was incorrectly filed in this case. (djc,) (Entered: 04/12/2006)
04/13/2006	96	MOTION for Susan G. Lee to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc. (jco,) (Entered: 04/14/2006)
04/17/2006	97	ORDER; Susan G. Lee is admitted to the Bar of this Court pro hac vice. (Signed by Judge Barbara S. Jones on 4/14/06) (kco,) (Entered: 04/18/2006)
04/17/2006		Transmission to Attorney Admissions Clerk. Transmitted re: 97 Order, to the Attorney Admissions Clerk for updating of Attorney Information. (kco,) (Entered: 04/18/2006)
04/18/2006	98	ORDER; Susan G. Lee to appear pro hac vice as an attorney for VISA U.S.A., Inc. (Signed by Judge Douglas F. Eaton on 4/18/2006) (kco,) (Entered: 04/18/2006)
04/18/2006		Transmission to Attorney Admissions Clerk. Transmitted re: 98 Order, to the Attorney Admissions Clerk for updating of Attorney Information. (kco,) (Entered: 04/18/2006)
04/18/2006		***REJECTION OF ATTEMPTED PAPER FILING IN ECF CASE. The following document(s) Objection by Stephen L. Walthall, was rejected by the Clerk's Office and must be FILED ELECTRONICALLY on the Court's ECF System. (rdz,) (Entered: 04/18/2006)
04/19/2006	99	MEMORANDUM AND ORDER, accordingly, I deny defendants' motion for an order compelling the plaintiffs to make the requested damages disclosures during the period of fact discovery. I direct the Docketing Clerk to file the original of this Memorandum and Order under Dockets Number 04 Civ 7844 (BJS)(DFE) and file a copy under 04 Civ 8967 (BSJ) (DFE). (Signed by Judge Douglas F. Eaton on 4/17/2006) (jmi,) (Entered: 04/20/2006)
04/27/2006	100	MEMORANDUM AND ORDER; I am responding to the joint letter from the American Express Dft?s dated 4/24/06. However, I am issuing this letter in cases 04cv7844 and

		04cv8967, so that all the parties will understand my view of the proper way to enforce the intent of the "14 Day Rule." (Signed by Judge Douglas F. Eaton on 4/26/06) (pl,) (Entered: 04/27/2006)
05/10/2006	101	MEMORANDUM AND ORDER; Kevin P. Whaley is admitted to appear pro hac vice as an attorney for U.S. Bancorp and U.S. Bank National Association. (Signed by Judge Douglas F. Eaton on 5/10/06) (kco,) (Entered: 05/11/2006)
05/11/2006		Transmission to Attorney Admissions Clerk. Transmitted re: 101 Order, to the Attorney Admissions Clerk for updating of Attorney Information. (kco,) (Entered: 05/11/2006)
05/16/2006	102	MEMORANDUM AND ORDER on catagories further set forth in this Order. (Signed by Judge Douglas F. Eaton on 5/11/06) (jco,) (Entered: 05/16/2006)
05/16/2006	103	MEMORANDUM AND ORDER (Signed by Judge Douglas F. Eaton on 5/11/06) (jco,) (Entered: 05/16/2006)
05/16/2006	104	MEMORANDUM AND ORDER: The Court adopts the Network Defendants compromise except that I add the following provisos. As to category #2, The Network Defendant's privilege log must identify each such in house counsel and identify the issues in which he or she was involved. (Signed by Judge Douglas F. Eaton on 5/11/06) (js,) (Entered: 05/24/2006)
05/24/2006	105	STIPULATION AND PROPOSED ORDER AMENDING CASE MANAGEMENT ORDER: Fact discovery should be completed by March 30, 2007. I also order that this shall be the amended Case Management Order in Discover financial V. Visa, 04cv7844 (BSJ)(DFE), despite Discover's objections. See my memorandumand Order dated May 24, 2006 (Signed by Judge Douglas F. Eaton on 5/24/06) (js,) (Entered: 05/24/2006)
05/24/2006	106	MEMORANDUM AND ORDER: Accordingly, I am today adding a sentence to this affect at the end of the order proposed by American Express and all the defendants in 04-cv-8967. If any of the parties in either of of the two actions shall fail to complete its document production by August 1, 2006, then I will entertain a joint letter concerning sanctions. The monetary part of such sanctions may well exceed \$10,000 per day. (Signed by Judge Douglas F. Eaton on 5/24/06) (js,) (Entered: 05/24/2006)
06/20/2006	107	MEMORANDUM AND ORDER: The Court is responding to the

		joint letter dated 6/14/2006 from (a) Visa USA, Inc. and (b) the non-party "Citi Entities" (Citigroup Inc., Citibank, N.A. and Citibank South Dakota). All rulings are set forth in this order. (Signed by Magistrate Judge Douglas F. Eaton on 6/20/2006) Copies Faxed By Chambers.(lb,) (Entered: 06/20/2006)
06/27/2006	108	ENDORSED LETTER addressed to Hon. Douglas F. Eaton...A joint letter re: Disputes...I direct the Wells Fargo Defendants to (a) provide a substantial quantity of documents no later than 7/5/06, and (b) fax me a detailed status report by 7/17/06. (Entered: 06/30/2006)
07/05/2006	109	NOTICE OF CHANGE OF ADDRESS by Alicia Joyce Batts on behalf of Visa International Service Association. New Address: Dickstein Shapiro LLP, 1825 Eye Street, NW, Washington, DC, USA 20006-5403, 202-420-2200. (Batts, Alicia) (Entered: 07/05/2006)
07/11/2006	112	REDACTION <i>Visa U.S.A.'s Objections To The Magistrate Judge's June 20, 2006 Order Concerning Document Subpoenas Served On Citi And Request For Expedited Relief</i> by Visa U.S.A., Inc. (Attachments: # 1 Exhibit Exhibit 1# 2 Exhibit Exhibit 2 Pt 1# 3 Exhibit Exhibit 2 Pt2# 4 Exhibit Exhibit 2 Pt3# 5 Exhibit Exhibit 2 Pt 4# 6 Exhibit Exhibit 2 Pt5# 7 Exhibit Exhibit 2 Pt6# 8 Exhibit Exhibit 3# 9 Exhibit Exhibit 4)(Mason, Robert) (Entered: 07/11/2006)
07/19/2006	113	RESPONSE re: 112 Redacted Document, <i>Response of Non-parties Citigroup Inc. and Citibank, N.A. to Visa U.S.A.'s Objections to the Magistrate Judge's June 20, 2006 Order.</i> Document filed by Citibank, N.A., Citigroup Inc.. (Hoffman, Eric) (Entered: 07/19/2006)
07/26/2006	115	REDACTION <i>Visa U.S.A.'s Reply in Support of its Objections to the Magistrate Judge's June 20, 2006 Order Concerning Document Subpoenas Served on Citi and Request for Expedited Relief</i> by Visa U.S.A., Inc.(Mason, Robert) (Entered: 07/26/2006)
08/02/2006	116	MOTION for Jennifer Brannan, Michael Laane, Forrest Deegan, Matthew Marden, Chad Higgins, Michael Geske, Joshua Davis, Jacob Smiles, Jonathan Gleklen, Amy McGinnis, Marianne El Sonbaty and Thomas William Stoever, Jr. to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc. (db,) (Entered: 08/02/2006)
08/03/2006	117	ORDER that Visa's objections to the Mag Judge's ruling are

		overruled, and the ruling of the Mag Judge is affirmed in its entirety. (Signed by Judge Barbara S. Jones on 8/3/06) (cd,) (Entered: 08/04/2006)
08/15/2006	118	MEMORANDUM AND ORDER I direct Visa U.S.A., Inc. to send, by 8/17/06, the following documents for my in camera inspection: as further set forth in this Order. (Signed by Judge Douglas F. Eaton on 8/15/06) "Copies faxed by Chambers"(jco,) (Entered: 08/15/2006)
09/05/2006	119	ORDER I am responding to the joint letter dated 8/23/06 from all the parties. Fact discovery shall be completed by 5/31/07. (Signed by Judge Douglas F. Eaton on 9/5/06) (jco,) (Entered: 09/05/2006)
09/05/2006		Set Deadlines/Hearings: Discovery due by 5/31/2007. (jco,) (Entered: 09/05/2006)
09/13/2006	120	STIPULATION AND ORDER AMENDING CASE MANAGEMENT ORDER; Fact discovery shall be completed by 5/31/07...; (Signed by Judge Douglas F. Eaton on 9/12/06) (djc,) (Entered: 09/13/2006)
09/25/2006	121	ENDORSED LETTER addressed to Mag. Judge Douglas F. Eaton from Jeffrey I. Shinder dated 9/25/06 re: Discover request that the Court withhold opinion on the motion until Discovery has had an opportunity to supplement the record; Confer with your adversary and submit a.....joint letter. I will, of course,....on my decision. (Signed by Judge Douglas F. Eaton on 9/25/06) (pl,) (Entered: 09/25/2006)
09/28/2006	122	MEMORANDUM AND ORDER; that the Bank Dfts have not made any "assertion" that has effected a forfeiture of waiver of attorney-Client privilege or work-product protection. However, to the extent that any party asserts its privilege concerning the introducing evidence concerning that advice. No party "may withhold relevant facts from production simply because they were either communicated to, or learned from, its attorneys....Similarly, the privilege does not protect facts that an atty. obtains from independent sources and then conveys to his client. (Signed by Judge Douglas F. Eaton on 9/28/06) (pl,) (Entered: 09/29/2006)
11/01/2006	123	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Mastercard Incorporated, Mastercard International Incorporated. (Tringali, Joseph) (Entered: 11/01/2006)
11/06/2006	124	MEMORANDUM AND ORDER that Visa is directed to produce

		to plaintiffs, by 11/10/06, all 15 documents alluded to in the Third paragraph of Ms. Rottenberg's letter to the court dated 8/17/06; Visa is also directed to supply plaintiffs (and me) by 11/10/06, with a list identifying each of those 15 documents by Bates-stamp numbers. (Signed by Judge Douglas F. Eaton on 11/6/06) (dle,) Modified on 11/8/2006 (dle,). (Entered: 11/07/2006)
11/08/2006	125	MEMORANDUM AND ORDER pursuant to F.R.C.P. 26(b)(2), I direct that American Express may take no more than one deposition of a Wells Fargo representative which is devoted to American Express's Topics 1 and/or 2, and such a deposition may not exceed 3 hours. American Express may, of course, notice depositions of other persons on other topics, if it wishes, it may ask any such person questions concerning Topics 1 and/or 2, but with a limit of 10 questions per deponent concerning Topics 1 and/or 2. By stipulation (and with no court order), the parties may modify any of the directives in the preceding two paragraphs. (Signed by Judge Douglas F. Eaton on 11/8/06) (jco,) (Entered: 11/08/2006)
11/13/2006	126	ORDER granting 116 Motion for Jennifer Brannan, Michael Laane, Forrest Deegan, Matthew Marden, Chad Higgens, Michael Geske, Joshua Davis Jacob Smiles, Jonathan Gleklen, Amy McGinnis, Marianne El Sonbaty and Thomas William Stoever to Appear Pro Hac Vice . (Signed by Judge Barbara S. Jones on 11/9/06) (dle,) (Entered: 11/13/2006)
11/13/2006		Transmission to Attorney Admissions Clerk. Transmitted re: 126 Order on Motion to Appear Pro Hac Vice,, to the Attorney Admissions Clerk for updating of Attorney Information. (dle,) (Entered: 11/13/2006)
11/29/2006	127	ORDER: For the reasons stated above, I deny the motion for an order compelling American Express to conduct the requested additional search for electronic documents. It is unlikely that I would compel one party to conduct such a search, unless all parties stipulated to conduct a comparable search. (Signed by Judge Douglas F. Eaton on 11/29/06) (js,) (Entered: 11/29/2006)
11/30/2006	128	ENDORSED LETTER addressed to Judge Barbara S. Jones from John W. Kecker and David Gersch dated 11/20/2006 re: requesting that the Court reschedule the status conference from 1/2007 until April or May 2007. ENDORSEMENT: Application Granted. Conference set for 4/26/2006 at 10:00 a.m. So Ordered. (Signed by Judge Barbara S. Jones on

		11/30/2006) (lb,) (Entered: 12/01/2006)
11/30/2006		Set/Reset Hearings: Status Conference set for 4/26/2006 at 10:00 AM before Judge Barbara S. Jones. (lb,) (Entered: 12/01/2006)
12/04/2006	129	MOTION for Discovery - <i>for Leave to Serve Document Requests</i> . Document filed by Discover Financial Services, Inc.. (Horne, Andrew) (Entered: 12/04/2006)
12/04/2006	130	DECLARATION of Andrew G. Horne in Support re: 129 MOTION for Discovery - <i>for Leave to Serve Document Requests</i> .. Document filed by Discover Financial Services, Inc.. (Horne, Andrew) (Entered: 12/04/2006)
12/04/2006	131	MEMORANDUM OF LAW in Support re: 129 MOTION for Discovery - <i>for Leave to Serve Document Requests</i> .. Document filed by Discover Financial Services, Inc.. (Horne, Andrew) (Entered: 12/04/2006)
12/06/2006		CASHIERS OFFICE REMARK on 126 Order on Motion to Appear Pro Hac Vice, in the amount of \$300.00, paid on 11/15/2006, Receipt Number 597157. (gm) (Entered: 12/06/2006)
12/13/2006	132	MEMORANDUM OF LAW in Opposition re: 129 MOTION for Discovery - <i>for Leave to Serve Document Requests</i> .. Document filed by Visa U.S.A., Inc.. (Mason, Robert) (Entered: 12/13/2006)
12/13/2006	133	ORDER ADMITTING ATTORNEY PRO HAC VICE. Attorney Michael Becker for Discover Financial Services, Inc. admitted Pro Hac Vice. (Signed by Judge Barbara S. Jones on 12/11/06) (js,) (Entered: 12/14/2006)
12/18/2006	134	REPLY MEMORANDUM OF LAW in Support re: 129 MOTION for Discovery - <i>for Leave to Serve Document Requests</i> .. Document filed by Discover Financial Services, Inc.. (Horne, Andrew) (Entered: 12/18/2006)
12/19/2006	135	MEMORANDUM AND ORDER; prior to 2/1/2007, no party needs leave to serve any document request. From 2/1/2007 through 4/24/2007, any party may serve a Rule 34 document request along with a request that the Rule 34 requestee consent to the service within five business days. After 4/24/2007, any party wishing to serve a Rule 34 document request must either (a) obtain advance written consent from the Rule 34 requestee, or (b) serve the proposed request along with a draft of its portion of a joint

		letter to the Court. SPECIAL NOTE: this memorandum and order disposes of Discover Financial's motion dated 12/4/2006. (Signed by Judge Douglas F. Eaton on 12/19/06) (kco,) (Entered: 12/20/2006)
01/05/2007		CASHIERS OFFICE REMARK on 133 Order Admitting Attorney Pro Hac Vice in the amount of \$25.00, paid on 12/11/2006, Receipt Number 598990. (gm,) (Entered: 01/05/2007)
01/24/2007	136	MOTION for Susan Booth Cassidy and Mona Luddy Benach to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc.Motions referred to Douglas F. Eaton.(jco) (Entered: 01/25/2007)
01/29/2007		CASHIERS OFFICE REMARK on 136 Motion to Appear Pro Hac Vice in the amount of \$50.00, paid on 01/24/2007, Receipt Number 603314. (jd) (Entered: 01/29/2007)
01/29/2007	137	ORDER granting 136 Motion for Susan Booth Cassidy, Esq and Mona Luddy Benech, Esq. to Appear Pro Hac Vice. (Signed by Judge Barbara S. Jones on 1/29/07) (djc) (Entered: 01/30/2007)
01/30/2007		Transmission to Attorney Admissions Clerk. Transmitted re: 137 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (djc) (Entered: 01/30/2007)
02/02/2007	138	MEMORANDUM AND ORDER; ... I deny American Express'a motion for sanctions...; I do find that American Exp. was not substantially justified in making the motion to compel a further deposition on Topic 2. However, I decline to impose any sanction on American Express. (Signed by Judge Douglas F. Eaton on 2/2/07); copies faxed by Chambers. (djc) (Entered: 02/05/2007)
02/09/2007	139	ORDER that Susan Booth Cassidy, Esq. and Mona Luddy Benach, Esq. be admitted to the Bar of this Court pro hac vice as counsel for Defendant Visa U.S.A. Inc. SO ORDERED. (Signed by Judge Barbara S. Jones on 2/9/2007) (jmi) (Entered: 02/13/2007)
02/27/2007	140	ENDORSED LETTER addressed to Judge Jones from Julie Rottenberg dated 2/27/07 re conference set for 4/25/07: the conference is set for 4/25/07 at 10:00 am. The docketing clerk is directed to correct the docket accordingly. (Signed by Judge Barbara S. Jones on 2/27/07) (cd) (Entered: 03/06/2007)

03/09/2007	141	ENDORSED LETTER addressed to Hon. Barbara S. Jones from Flexner dated 3/9/07 re: The parties believe that in advance of the April 25th Status Conference, it will assist the Court, if in advance of this status conference, the parties submit proposals to the Court for how these cases should proceed following the conclusion of fact discovery on 5/31/07. We respectfully suggest that such proposals be submitted to the Court by letter on April 16, 2007. As the Court ordered with respect to initial discovery proposals, we also suggest that no opposition or reply letters be permitted. ENDORSEMENT: Application granted.(also docketed in 04cv8967(BSJ) (Entered: 03/16/2007)
04/04/2007	142	MOTION for Patricia Lynn Stasco, Erum Aehra Mirza, Joseph Micheal Catoe and George Freeman Langendorf to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc.Motions referred to Douglas F. Eaton.(jco) (Entered: 04/11/2007)
04/13/2007		CASHIERS OFFICE REMARK on 142 Motion to Appear Pro Hac Vice in the amount of \$100.00, paid on 04/04/2007, Receipt Number 610839. (jd) (Entered: 04/13/2007)
04/25/2007		Minute Entry for proceedings held before Judge Barbara S. Jones : Status Conference held on 4/25/2007. Defendant Visa USA's request for an additional 30 days for discovery is DENIED. End of discovery 5/31/07. Dispositive Motions due 11/30/07; Responses due 1/15/08; Replies due 2/8/08. Trial to commence on 9/8/08. (db) (Entered: 05/14/2007)
05/03/2007	143	ORDER Discovery due by 5/31/2007. (Signed by Judge Barbara S. Jones on 4/30/07) (jco) (Entered: 05/04/2007)
05/07/2007	144	CERTIFICATE OF SERVICE of Stipulation and [Proposed] Order Regarding Supplementation After Close of Fact Discovery served on All Counsel on 5-7-07. Service was accepted by All Counsel. Document filed by Discover Financial Services, Inc.. (Attachments: # 1 Text of Proposed Order re: Stipulation and [Proposed] Order Regarding Supplementation After Close of Fact Discovery)(Shinder, Jeffrey) (Entered: 05/07/2007)
05/14/2007	145	NOTICE OF APPEARANCE by Martin S Hyman on behalf of Mastercard Incorporated, Mastercard International Incorporated (Attachments: # 1 Certificate of Service)Filed In Associated Cases: 1:04-cv-07844-BSJ-DFE, 1:98-cv-07076-BSJ-KNF(Hyman, Martin) (Entered: 05/14/2007)
05/15/2007	146	STIPULATION AND ORDER regarding supplementation after

		close of fact discovery. (Signed by Judge Barbara S. Jones on 5/8/07) (dle) (Entered: 05/16/2007)
05/25/2007	147	MEMORANDUM AND ORDER: regarding the rulings on the three Joint Letters I.) 5/23/07 Joint Letter from Visa U.S.A., Inc. and American Express [33 pages plus Exhibits 1-23]. II.) 5/23/07 Joint Letter from Providian and American Express [10 pages and Exhibits A-R]. III.) 5/24/07 Joint Letter from Capital One and American Express [20 pages and Exhibits 1-38] as further set forth in said Order. Pursuant to my normal practice, I plan to keep each joint letter and its exhibits in my chambers file, and I do not plan to have any of them docketed. (Signed by Judge Douglas F. Eaton on 5/25/07) Copies Faxed by Chambers.(db) (Entered: 05/29/2007)
05/30/2007	148	MEMORANDUM AND ORDER that I am responding to the joint letter from Discover Financial and masterCard dated 5/25/07. Purs to my normal practice, I plan to keep the joint letter and its exhibits in my chambers file, and I do not plan to have it docketed. I essentially agree with the positions sated by MasterCard at pages 6-13 of that letter. I deny each of the requests set forth by Discover Financial in its proposed order (Pl. Exh H). (Signed by Judge Douglas F. Eaton on 5/30/07) copies sent by chambers.(cd) (Entered: 05/31/2007)
06/07/2007	149	SECOND AMENDED COMPLAINT amending 34 Amended Complaint, against Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. Document filed by Discover Financial Services, DFS Services, LLC, Discovery Bank. Related document: 34 Amended Complaint, filed by Discover Financial Services, Inc. (jco) (Entered: 06/08/2007)
06/12/2007	150	STIPULATION AND ORDER that the proposed Second Amended Complaint, a copy of which is attched hereto, will be promptly filed and served; defts will not be required to serve an Amended Answer to the Second Amended Complaint. (Signed by Judge Barbara S. Jones on 6/12/07) (cd) (Entered: 06/13/2007)
06/15/2007	152	STIPULATION AND ORDER REGARDING DEPOSITIONS OF RONALD ZEBECK, RICHARD GREENAWALT, AND GAYLE RIGIONE MasterCard noticed for 5/22/07 the deposition of Ronald Zebeck, the former President and CEO of Metris Companies, and as further set forth in this document, see document. (Signed by Judge Barbara S. Jones on 6/15/07)

		(cd) (Entered: 06/18/2007)
06/22/2007	153	MEMORANDUM AND ORDER: I am responding to the joint letter from Discovery Financial and Visa U.S.A. dated 6/15/2007. I essentially agree with the positions stated by Visa at pgs 9-17 of that letter. I deny each of the requests set forth by Discover Financial in its proposed order. (Signed by Judge Douglas F. Eaton on 6/20/2007) Copies faxed by chambers.(jar) (Entered: 06/25/2007)
06/26/2007	154	OPPOSITION BRIEF <i>TO DISCOVER FINANCIAL SERVICES LLC'S OBJECTION TO PORTIONS OF MAGISTRATE JUDGE EATON'S MAY 30,2007 MEMORANDUM AND ORDER.</i> Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit A) (Tringali, Joseph) (Entered: 06/26/2007)
07/11/2007	155	MEMEORANDUM AND ORDER: I am responding to the joint letter dated 6/27/2007. I plan to keep the joint letter and its exhibits in my chambers file, and do not plan to have it docketed. American Express makes the remarkable assertion that the above-quoted words by defense counsel, made months before they even served privilege logs, "unqualifiedly waived any claim of privilege with regard to 'Bank-Network communicatins while the DOJ case was pending.'" I reject that assertion. The Rogers & Wells Outline was a document created by counsel for a Network. No one disputes that it was atty work product. The DOJ was about to take the deposition of a MasterCard director (Mr. Mehta). The Outline was communicated from MasterCard counsel to MasterCard director; I see no significance in the fact that it was communicated via a in-house atty employed by Mr. Mehta's bank. (Signed by Judge Douglas F. Eaton on 7/11/2007) Copies mailed by chambers.(jar) (Entered: 07/11/2007)
07/17/2007	165	MOTION for Ajay B. Kundaria to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc. (jco) (Entered: 08/07/2007)
07/24/2007	156	MOTION for Richard J. Leveridge to Withdraw as Attorney. Document filed by Visa International Service Association. (Attachments: # 1 Affidavit # 2 Text of Proposed Order) (Leveridge, Richard) (Entered: 07/24/2007)
07/24/2007	157	MOTION for Alicia J. Batts to Withdraw as Attorney. Document filed by Visa International Service Association. (Attachments: # 1 Affidavit # 2 Text of Proposed Order) (Batts, Alicia) (Entered: 07/24/2007)

07/24/2007	158	MOTION for Ann-Marie Luciano to Withdraw as Attorney. Document filed by Visa International Service Association. (Attachments: # 1 Affidavit # 2 Text of Proposed Order) (Luciano, Ann-Marie) (Entered: 07/24/2007)
07/24/2007	159	STIPULATION AND ORDER Per attached latter the parties Stipulation and Proposed Order regarding Your Honor's April 30, 2007 Scheduling Order. Motions due by 12/7/2007, Responses due by 1/22/2008, Replies due by 2/15/2008. (Signed by Judge Barbara S. Jones on 7/19/2007) (jmi) (Entered: 07/25/2007)
07/25/2007		CASHIERS OFFICE REMARK in the amount of \$25.00, paid on 07/17/2007, Receipt Number 620909. Payment Pro Hac Vice for Ajay B. Kundarin. (jd) (Entered: 07/25/2007)
07/25/2007	160	ORDER granting 156 Motion to Withdraw as Attorney. Attorney Richard James Leveridge terminated. (Signed by Judge Douglas F. Eaton on 7/25/07) (cd) (Entered: 07/26/2007)
07/25/2007	161	ORDER granting 158 Motion to Withdraw as Attorney. Attorney Ann-Marie Luciano terminated. (Signed by Judge Douglas F. Eaton on 7/25/07) (cd) (Entered: 07/26/2007)
07/25/2007	162	ORDER granting 157 Motion to Withdraw as Attorney. Attorney Alicia Joyce Batts terminated. (Signed by Judge Richard K. Eaton on 7/25/07) (cd) (Entered: 07/26/2007)
07/26/2007	163	STIPULATION AND ORDER; Motions due by 12/7/2007. Responses due by 1/22/2008. Replies due by 2/15/2008. All other deadlines are set forth in this stipulation and order. (Signed by Judge Barbara S. Jones on 7/19/07) (kco) (Entered: 07/27/2007)
07/30/2007	164	MEMORANDUM AND ORDER: I am responding to the joint letter from Visa U.S.A. and American express, dated 7/20/07 but signed on 7/24 (27 Pages, plus Exhs. 1-30). Pursuant to my normal practice, I plan to keep the joint letter and its exhibits in my chambers file, and I do not plan to have it docketed. For the reasons set forth, I deny Visa's motion to compel American Express to produce the burdensome and voluminous cardholder data. Additional relief as set forth in this Order. (Signed by Judge Douglas F. Eaton on 7/30/07) Copies Faxed By Chambers (pl) Modified on 7/31/2007 (Lancaster, Patricia). (Entered: 07/31/2007)
07/31/2007	166	MOTION for Paula L. Blizzard to Appear Pro Hac Vice. Document filed by Visa U.S.A., Inc.(jco) (Entered: 07/31/2007)

		08/08/2007)
08/10/2007		CASHIERS OFFICE REMARK on 166 Motion to Appear Pro Hac Vice in the amount of \$25.00, paid on 08/01/2007, Receipt Number 622654. (jd) (Entered: 08/10/2007)
08/10/2007	167	ORDER: for reasons further set forth in said Order, Discover's objection's to Magistrate Judge Eaton's 5/30/07 148 Order are OVERRULED. (Signed by Judge Barbara S. Jones on 8/9/07) Copies Faxed by Chambers.(db) (Entered: 08/13/2007)
08/10/2007	168	REVISED STIPULATION AND ORDER REGARDING SUPPLEMENTATION AFTER CLOSE OF FACT DISCOVERY: this Revised Stipulation addresses the entire supplementation, for the Discover action, that is contemplated by Part II.B of the Court's Scheduling Order of 4/30/07. Notwithstanding the general coordination of discovery between this action and 04cv8967, the supplemental productions contemplated in this Stipulation and order shall be made only to the parties in this action (04cv7844), except to the extent the Stipulation entered in 04cv8967 calls for production of the same information. This Revised Stipulation supersedes the Stipulation and Order regarding Supplementation after Close of Fact Discovery entered by this Court on 5/8/07. This stipulation is in regards to the production of discovery to be provided by parties: Discover, Visa U.S.A. and MasterCard as further set forth in said Order. (Signed by Judge Barbara S. Jones on 8/8/07) (db) (Entered: 08/13/2007)
08/17/2007	169	STIPULATION REGARDING DEPOSITIONS OF EXPERT WITNESSES So Ordered (Signed by Judge Barbara S. Jones on 8/17/07) (jco) (Entered: 08/17/2007)
08/17/2007	170	AMENDED RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying Discover Financial Services as Corporate Parent. Document filed by Discover Financial Services, DFS Services, LLC, Discovery Bank.(Hooper (Selendy), Jennifer) (Entered: 08/17/2007)
08/17/2007	171	STIPULATION REGARDING DEPOSITIONS OF EXPERT WITNESSES: the parties in both actions (04cv8967 (BSJ) and 04cv7844 (BSJ)) enter into this stipulation to amend the provisions in the scheduling orders of 4/30/07 and 7/19/07 governing the timetable for deposing expert witnesses. The parties are entitled to depose each expert once. Defendants may take the deposition of any expert for one or both plaintiffs from 11/6/07 through and including 12/6/07.

		Plaintiffs may take the deposition of any expert for one or more defendants at any time through and including 12/6/07 as further set forth in said order. Deposition due by 12/6/2007. (db) (Entered: 08/20/2007)
09/04/2007	173	ENDORSED LETTER addressed to Judge Barbara S. Jones from Jeffrey I. Shinder dated 8/23/2007 re: parties have agreed to concurrent briefing of those motions, with dfts' opposition papers due on 9/4/2007 and Discover's reply papers due by 9/11/2007. In the event that the DOJ does make submissions in connection with Discover's motion to intervene, Discovery and the DOJ agreed to meet and confer to set an appropriate schedule for such briefing. ENDORSEMENT: So Ordered. (Signed by Judge Barbara S. Jones on 8/28/2007) (jar) (Signed by Judge Barbara S. Jones on 8/28/2007) (jar) (Entered: 09/04/2007)
09/13/2007	180	ENDORSED LETTER addressed to Judge Barbara S. Jones from Jeffrey I. Shinder dated 9/11/07 re: Plaintiff request that the government's brief be filed on 10/3/07 and that Discover, Visa and Mastercard shall have until 10/10/07 to submit a response. ENDORSEMENT: Application Granted. (Signed by Judge Barbara S. Jones on 9/13/07) (tro) (Entered: 09/13/2007)
09/24/2007	181	MEMORANDUM AND ORDER, I direct Visa USA to serve, by 11/6/07, answers to each of the following RFAs in PI. Exh. A: Numbers 1 through 642, 680 through 1012, and 1014. I direct Visa Intl to serve, by 11/6/07, answers to each of the following RFAs in PI. Exh. B: Numbers 1 through 64, and 101. I direct MasterCard Inc and MasterCard to serve, by 11/6/07, answers to each of the following RFAs in PI. Exh. C: Numbers 1 through 481, 519 through 703, and 705. (Signed by Judge Douglas F. Eaton on 9/24/07) Copies Faxed By Chambers (cd) Additional attachment(s) added on 9/24/2007 (Daniec, Chris). (Entered: 09/24/2007)
09/24/2007	182	MEMORANDUM AND ORDER re rulings on the joint letter from MasterCard and American Express, dated 9/18/07: I deny leave to serve Interrogatory No.1: Relating to Merchant Coverage. I deny leave to serve Interrogatory No. 3: Relating to Cannibalization. I grant leave to serve Interrogatory No. 5: Relating to Spend-Lift and I direct American Express to answer it by 10/9/07. I deny leave to serve Interrogatory No. 6: Relating to Alleged Harm. (Signed by Judge Douglas F. Eaton on 9/24/07) copies sent by chambers.(cd) (Entered: 09/25/2007)

09/28/2007	183	DUPLICATE ORIGINAL STIPULATION AND ORDER: The parties agree and request that the following deadlines set forth in the 7/19/2007 Order be modified as follows: Dfts' expert reports and the documents on which they relied are due by 10/8/2007. Rebuttal expert reports and the documents on which they relied are due 11/20/2007. Dispositive Motions due by 12/21/2007. Responses to Dispositive due by 2/12/2008, Replies on Dispositive Motions are due by 3/7/2008. That paragraph two of the 8/17/2007 Order be amended as follows: The parties are entitled to depose each expert once. Dfts may take deposition of any expert for one or both plts from 11/20/2007 - 12/18/2007. Plts may take deposition of any expert for dfts at anytime through 12/18/2007. (Signed by Judge Barbara S. Jones on 9/26/2007) (jar) (Entered: 09/28/2007)
10/02/2007	184	NOTICE of Firm Name Change. Document filed by Visa International Service Association. (Turner, A.) (Entered: 10/02/2007)
10/15/2007	185	STIPULATION REGARDING PLAINTIFFS' REQUESTS FOR ADMISSION: Plaintiffs Discover Financial Services, DFS Services, LLC, and Discover Bank (collectively "Discover") and Defendants Visa U.S.A., Inc. Visa International Service Association, MasterCard Incorporated and MasterCard International Incorporated (collectively "Defendants") stipulate to the following regarding Discover's Requests for Admission ("RFAs") served on each of the Defendants on May 1, 2007: Responses to the non-authentication-related RFAs herein will be due on 11/27/07. Responses to the RFAs related to the authentication of documents herein will be due on 4/1/08. To the extent Discover relies upon any documents referenced in the RFAs enumerated in paragraph 2 herein in any dispositive motions due on or before 4/1/08. (Signed by Judge Douglas F. Eaton on 10/15/07) (tro) (Entered: 10/16/2007)
11/01/2007	186	STIPULATION AND ORDER Rebuttal expert reports and the documents on which they relied are due 12/20/07. Dispositive Motions due by 2/8/2008.Replies due by 4/14/2008. Responses due by 3/17/2008, and as further set forth in this document. (Signed by Judge Barbara S. Jones on 11/1/07) (cd) (Entered: 11/01/2007)
11/05/2007	187	ORDER FOR ADMISSION PRO HAC VICE ON WRITTEN MOTION granting 166 Motion for Paula L. Blizzard to Appear Pro Hac Vice. IT IS HEREBY ORDERED that Paula L. Blizzard

		is admitted to practice pro hac vice as counsel for Visa U.S.A., Inc. in the above captioned case. (Signed by Judge Barbara S. Jones on 11/3/07) (tro) (Entered: 11/05/2007)
11/05/2007		Transmission to Attorney Admissions Clerk. Transmitted re: 187 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (tro) (Entered: 11/05/2007)
11/05/2007	188	ORDER FOR ADMISSION PRO HAC VICE ON WRITTEN MOTION granting 165 Motion for Ajay B. Kundaria to Appear Pro Hac Vice. IT IS HEREBY ORDERED that Ajay B. Kundaria is admitted to practice pro hac vice as counsel for Visa U.S.A., Inc. in the above captioned case. (Signed by Judge Barbara S. Jones on 11/3/07) (tro) (Entered: 11/05/2007)
11/05/2007		Transmission to Attorney Admissions Clerk. Transmitted re: 188 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (tro) (Entered: 11/05/2007)
11/05/2007	189	NOTICE OF WITHDRAWAL OF COUNSEL: PLEASE TAKE NOTE THAT Korin Kay Ewing is no longer associated with Kirkland & Ellis, LLP and should be removed from the Court's service list with respect to the above referenced action. (Signed by Judge Barbara S. Jones on 11/3/07) (tro) (Entered: 11/05/2007)
11/05/2007	190	NOTICE OF WITHDRAWAL OF COUNSEL: PLEASE TAKE NOTE THAT Nicole E. Goldstein should be removed from the Court's service list with respect to the above referenced action. (Signed by Judge Barbara S. Jones on 11/2/07) (tro) (Entered: 11/05/2007)
11/05/2007	191	NOTICE OF WITHDRAWAL OF COUNSEL: PLEASE TAKE NOTE THAT Daniel F. Attridge should be removed from the Court's service list with respect to the above referenced action. (Signed by Judge Barbara S. Jones on 11/3/07) (tro) (Entered: 11/05/2007)
11/05/2007	192	ORDER granting 142 Motion for Patricia Lynn Stasco, Erum Aehra Mirza, Josph Micheal Catoe and George Freeman Langendorf to Appear Pro Hac Vice. It is ORDERED that Patricia Lynn Stasco, Erum Aehra Mirza, Josph Micheal Catoe and George Freeman Langendorf be admitted to the Bar of this Court pro hac vice as counsel for Defendant Visa U.S.A., Inc. (Signed by Judge Barbara S. Jones on 11/3/07) (tro) (Entered: 11/05/2007)

11/05/2007		Transmission to Attorney Admissions Clerk. Transmitted re: 192 Order on Motion to Appear Pro Hac Vice, to the Attorney Admissions Clerk for updating of Attorney Information. (tro) (Entered: 11/05/2007)
11/07/2007	193	STIPULATION AND ORDER: The parties agree, and respectfully request that the Court so Order, that the following dates set forth in in t 10/15/07 Order be modified as follows - (1) The due date for Defendants' responses to the RFA's listed in paragraph 1 of the 10/15/07 Order be extended from 11/27/07 to 12/17/07. (2) The due date for Defendants' responses in the RFA's listed in paragraph 2 (and date further referenced in paragraph 3) of the 10/15/07 Order be extended from 4/1/08 to 5/1/08. (3) Other than the foregoing modifications, all other portions of the 10/15/07 Order remain unchanged. (Signed by Judge Douglas F. Eaton on 11/6/07) (db) (Entered: 11/07/2007)
01/18/2008	194	MOTION for Julie B. Rottenberg to Withdraw as Attorney. Document filed by Visa U.S.A., Inc..(Mason, Robert) (Entered: 01/18/2008)
01/25/2008	195	MEMO ENDORSED granting 194 Motion to Withdraw of Julie B. Rottenberg as Attorney, for Visa USA. (Signed by Judge Barbara S. Jones on 1/24/08) (cd) (Entered: 01/28/2008)
02/07/2008	196	STIPULATION AND ORDER, the following deadlines set forth in the 11/1 order be modified as follows: (Dispositive Motions re collateral estoppel due by 2/15/2008. Responses due by 3/24/2008. Reply to Response to Brief due by 4/21/2008.) (Signed by Judge Barbara S. Jones on 2/7/08) (cd) (Entered: 02/07/2008)
02/15/2008	197	MOTION for Summary Judgment <i>Joinder in Motions for Summary Judgment and Motions for Partial Summary Judgment filed by Visa U.S.A. Inc.</i> . Document filed by Visa International Service Association.(Turner, A.) (Entered: 02/15/2008)
02/25/2008	216	ENDORSED LETTER addressed to Judge Barbara S. Jones from Joseph F. Tringan dated 2/22/08 re: Counsel for MasterCard Incorporated and MasterCard International Incorporated writes on behalf of all of the parties in these actions no. (04 cv 8967 and 04 cv 7844), that in light of the briefing schedule in these cases (04 cv 8967 and 04 cv 7844), the parties have agreed that it would be more efficient to postpone the filing of any public versions of the parties' dispositive motion papers and supporting materials,

		until ten (10) calendar days after the parties file their respective reply briefs. ENDORSEMENT: Application Granted. (Orig. doc. filed in case no. 04 cv 8967 as doc. #322) (Signed by Judge Barbara S. Jones on 2/25/08) (ae) (Entered: 02/28/2008)
02/27/2008	215	MOTION for Edward C. Fitzpatrick to Withdraw as Attorney. Document filed by Visa International Service Association. (Turner, A.) (Entered: 02/27/2008)
02/28/2008	217	MOTION to Withdraw <i>Appearance of Attorney</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated.(Oruc, Arman) (Entered: 02/28/2008)
04/02/2008	230	SUPPLEMENTAL RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Document filed by Visa U.S.A., Inc..(Mason, Robert) (Entered: 04/02/2008)
04/02/2008	231	SUPPLEMENTAL RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying Visa Inc. as Corporate Parent. Document filed by Visa International Service Association. (Turner, A.) (Entered: 04/02/2008)
04/08/2008	232	STIPULATION AND ORDER, that Replies on Dispositive Motions are due 4/25/08, instead of 4/21/08, as set in the 2/7 order. (Replies due by 4/25/2008.) (Signed by Judge Barbara S. Jones on 4/8/08) (cd) (Entered: 04/08/2008)
04/16/2008	233	MEMO ENDORSEMENT ON MOTION TO WITHDRAW APPEARANCE OF ATTORNEY KENNETH R. DAVID. ENDORSEMENT: Application Granted. (Signed by Judge Barbara S. Jones on 4/16/08) (dle) (Entered: 04/16/2008)
04/16/2008	234	MEMO ENDORSEMENT ON MOTION FOR LEAVE FOR EDWARD C. FITZPATRICK TO WITHDRAW AS COUNSEL. ENDORSEMENT: Application Granted. (Signed by Judge Barbara S. Jones on 4/16/08) (dle) (Entered: 04/16/2008)
04/18/2008	239	ORDER that since all parties have expressed a willingness to mediate and have acknowledged the benefits of a pretrial settlement the Court proposes the following order. That the Court hereby orders the parties to mediation on the terms that are set forth in this order. It is the hope of the court that the parties will confer and be able to stipulate to this or a similar mediation order. The parties shall have until the close of business 4/25/08, to submit the Stipulated order. Failing that, the above order will be entered. (Signed by Judge Barbara S. Jones on 4/18/08) (pl) (Entered: 04/18/2008)

05/06/2008	245	ENDORSED LETTER addressed to Judge Barbara S. Jones from Joseph F. Tringali dated 5/2/2008 re: Counsel respectfully request that they have until the close of business on May 7, 2008 to reach agreement or otherwise to inform the Court that they have been unable to do so. ENDORSEMENT: Application Granted. (Responses due by 5/7/2008) (Signed by Judge Barbara S. Jones on 5/6/2008) (jfe) (Entered: 05/06/2008)
05/07/2008	246	ENDORSED LETTER addressed to Judge Barbara S. Jones from Joseph F. Tringali dated 5/1/2008 re: Counsel respectfully requests that the court postpone the filing of public versions until June 9, 2008. ENDORSEMENT: Application Granted. (Signed by Judge Barbara S. Jones on 5/7/2008) (mme) (Entered: 05/07/2008)
06/03/2008	247	FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT - MOTION for Pre-Trial (Letter Requesting that the Court So Order Proposed Schedule for Joint Pretrial Order, Rule 702 Motions, and Motions in Limine). Document filed by Discover Financial Services.(Cantor, Matthew) Modified on 6/3/2008 (KA). (Entered: 06/03/2008)
06/03/2008		***NOTE TO ATTORNEY THAT THE ATTEMPTED FILING OF Document No. 247 HAS BEEN REJECTED. Note to Attorney Matthew L. Cantor : THE CLERK'S OFFICE DOES NOT ACCEPT LETTERS FOR FILING, either through ECF or otherwise, except where the judge has ordered that a particular letter be docketed. Letters may be sent directly to a judge. (KA) (Entered: 06/03/2008)
06/05/2008	248	ENDORSED LETTER addressed to Judge Barbara S. Jones from Donald L. Flexner dated 6/4/2008 re: Counsel respectfully request that the parties may file hard copies of the public versions of the voluminous Appendix materials in lieu of electronic filing. ENDORSEMENT: Application Granted. So ordered. (Signed by Judge Barbara S. Jones on 6/4/2008) (jfe) (Entered: 06/05/2008)
06/09/2008	249	FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Summary Judgment (NOTICE OF MOTION). Document filed by Visa U.S.A., Inc.(Boccanfuso, Anthony) Modified on 6/9/2008 (KA). (Entered: 06/09/2008)
06/09/2008	250	FILING ERROR - DEFICIENT DOCKET ENTRY - MEMORANDUM OF LAW in Support re: 249 MOTION for Summary Judgment (NOTICE OF MOTION). (DEFENDANT VISA U.S.A INC'S MEMORANDUM IN SUPPORT OF ITS

		MOTION FOR PARTIAL SUMMARY JUDGMENT). Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) Modified on 6/9/2008 (KA). (Entered: 06/09/2008)
06/09/2008	251	MOTION for Partial Summary Judgment. Document filed by Discover Bank, Discover Financial Services, DFS Services, LLC.(Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	252	FILING ERROR - DEFICIENT DOCKET ENTRY - DECLARATION of M. SEAN LAANE in Support re: 249 MOTION for Summary Judgment (NOTICE OF MOTION). Document filed by Visa U.S.A., Inc. (Boccanfuso, Anthony) Modified on 6/9/2008 (KA). (Entered: 06/09/2008)
06/09/2008	253	FILING ERROR - DEFICIENT DOCKET ENTRY - JOINT REPLY MEMORANDUM OF LAW in Support re: 249 MOTION for Summary Judgment (NOTICE OF MOTION). (DEFENDANT'S JOINT REPLY IN SUPPORT OF DEFENDANTS' SEPERATE MOTIONS FOR SUMMARY JUDGEMENT). Document filed by Visa U.S.A., Inc.(Boccanfuso, Anthony) Modified on 6/9/2008 (KA). (Entered: 06/09/2008)
06/09/2008	254	DECLARATION of M. SEAN LAANE in Support re: 253 Reply Memorandum of Law in Support of Motion,. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	255	MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit Certificate of Service)(Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	256	FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Summary Judgment. Document filed by Visa U.S.A., Inc. (Boccanfuso, Anthony) Modified on 6/10/2008 (KA). (Entered: 06/09/2008)
06/09/2008	257	MEMORANDUM OF LAW in Support re: 256 MOTION for Summary Judgment. <i>MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT VISA U.S.A. INC'S MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGEMENT</i> . Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	258	DECLARATION of M. SEAN LAANE in Support re: 256 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)

06/09/2008	259	REPLY MEMORANDUM OF LAW in Support re: 256 MOTION for Summary Judgment. <i>OR IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGEMENT</i> . Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Anthony D Boccanfuso to RE-FILE Document 249 MOTION for Summary Judgment (NOTICE OF MOTION). ERROR(S): Filing Error of Rule 56.1 Statement. Rule 56.1 Statement must be filed individually. Event code located under Other Answers. (KA) (Entered: 06/09/2008)
06/09/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Anthony D. Boccanfuso to RE-FILE Document 250 Memorandum of Law in Support of Motion. ERROR(S): Link to incorrect filing of document #249. (KA) (Entered: 06/09/2008)
06/09/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Anthony D. Boccanfuso to RE-FILE Document 252 Declaration in Support of Motion. ERROR(S): Link to incorrect filing of document #249. (KA) (Entered: 06/09/2008)
06/09/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Anthony D. Boccanfuso to RE-FILE Document 253 Reply Memorandum of Law in Support of Motion,. ERROR(S): Link to incorrect filing of document#249. (KA) (Entered: 06/09/2008)
06/09/2008	260	RULE 56.1 STATEMENT. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	261	MOTION for Summary Judgment (<i>Joinder</i>). Document filed by Visa International Service Association.(Turner, A.) (Entered: 06/09/2008)
06/09/2008	262	MEMORANDUM OF LAW in Opposition re: 251 MOTION for Partial Summary Judgment.. Document filed by Visa International Service Association. (Turner, A.) (Entered: 06/09/2008)
06/09/2008	263	MOTION for Summary Judgment. Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 06/09/2008)

06/09/2008	264	MEMORANDUM OF LAW in Support re: 251 MOTION for Partial Summary Judgment.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	265	RULE 56.1 STATEMENT. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	266	DECLARATION of A. Kelly Turner in Opposition re: 251 MOTION for Partial Summary Judgment.. Document filed by Visa International Service Association. (Attachments: # 1 Exhibit 1 to Turner Declaration, # 2 Exhibit 2 to Turner Declaration)(Turner, A.) (Entered: 06/09/2008)
06/09/2008	267	DECLARATION of Laura B. Kadetsky in Support re: 251 MOTION for Partial Summary Judgment.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	268	REPLY MEMORANDUM OF LAW in Support re: 261 MOTION for Summary Judgment (<i>Joinder</i>).. Document filed by Visa International Service Association. (Turner, A.) (Entered: 06/09/2008)
06/09/2008	269	MEMORANDUM OF LAW in Support re: 263 MOTION for Summary Judgment. <i>DEFENDANT VISA U.S.A. INC.'S MEMORANDUM IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT</i> . Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	270	CERTIFICATE OF SERVICE. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	271	AFFIDAVIT OF SERVICE of Memorandum of Law in Support of Discover's Motion for Partial Summary Judgment and Supporting Papers served on Visa U.S.A., Inc, Visa Intl Service Assoc, MasterCard Inc., MasterCard Intl Inc. on February 15, 2008. Service was made by Mail and Hand Delivery. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	272	DECLARATION of M. SEAN LAANE in Support re: 263 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	273	REPLY MEMORANDUM OF LAW in Support re: 263 MOTION for Summary Judgment. <i>DEFENDANTS' JOINT REPLY IN</i>

		<i>SUPPORT OF DEFENDANTS' SEPARATE MOTIONS FOR SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	274	DECLARATION of M. SEAN LAANE in Support re: 263 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	275	REPLY MEMORANDUM OF LAW in Support re: 251 MOTION for Partial Summary Judgment.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	276	DECLARATION of Robert S. Cohen in Support re: 251 MOTION for Partial Summary Judgment.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	277	ACKNOWLEDGMENT OF SERVICE of Reply Memorandum of Law in Support of Discover's Motion for Partial Summary Judgment served on Visa U.S.A., Inc., Visa Intl Inc., MasterCard Inc., MasterCard Intl Inc. on April 25, 2008. Service was made by Mail and Hand Delivery. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	278	MOTION for Summary Judgment. Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	279	RULE 56.1 STATEMENT. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	280	CERTIFICATE OF SERVICE. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	281	MEMORANDUM OF LAW in Support re: 278 MOTION for Summary Judgment. <i>MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT VISA U.S.A. INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	282	DECLARATION of MICHAEL A. RUBIN in Support re: 278 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	283	REPLY MEMORANDUM OF LAW in Support re: 278 MOTION for Summary Judgment. <i>REPLY IN SUPPORT OF DEFENDANT VISA U.S.A. INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc..

		(Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	284	DECLARATION of MICHAEL A. RUBIN in Support re: 278 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	285	ENDORSED LETTER addressed to Judge Barbara S. Jones from Discover Financial Services dated 6/3/08 re: Discover respectfully requests that Judge Jones set a schedule for the remaining pretrial exchanges. ENDORSEMENT: Application is denied. So ordered. (Signed by Judge Barbara S. Jones on 6/9/08) (mme) (Entered: 06/09/2008)
06/09/2008	286	MOTION for Summary Judgment. Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	287	RULE 56.1 STATEMENT. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	288	CERTIFICATE OF SERVICE. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	289	MEMORANDUM OF LAW in Support re: 286 MOTION for Summary Judgment. <i>MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT VISA U.S.A. INC.'S MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	290	DECLARATION of M. SEAN LAANE in Support re: 286 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	291	REPLY MEMORANDUM OF LAW in Support re: 286 MOTION for Summary Judgment. <i>REPLY IN SUPPORT OF VISA U.S.A. INC.'S MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	292	DECLARATION of M. SEAN LAANE in Support re: 286 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	293	MOTION for Summary Judgment. Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	294	RULE 56.1 STATEMENT. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)

06/09/2008	295	CERTIFICATE OF SERVICE. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	296	MEMORANDUM OF LAW in Support re: 293 MOTION for Summary Judgment. <i>MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT VISA U.S.A. INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	297	DECLARATION of MICHAEL A. RUBIN in Support re: 293 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	298	MEMORANDUM OF LAW in Opposition re: 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	299	REPLY MEMORANDUM OF LAW in Support re: 293 MOTION for Summary Judgment. <i>VISA U.S.A. INC.'S REPLY IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	300	DECLARATION of Jennifer M. Selendy in Opposition re: 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	301	DECLARATION of MICHAEL A. RUBIN in Support re: 293 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	302	AFFIDAVIT OF SERVICE of Discover's Opposition to MasterCard's Motion for Summary Judgment and Supporting Papers served on Visa U.S.A., Inc., Visa International Inc., MasterCard Inc., MasterCard International, Inc. on April 16, 2008. Service was made by Mail and Hand Delivery. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	303	MEMORANDUM OF LAW in Opposition re: 251 MOTION for Partial Summary Judgment. <i>VISA U.S.A. INC.'S MEMORANDUM OF LAW IN OPPOSITION TO DISCOVER'S MOTION FOR PARTIAL SUMMARY JUDGMENT.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)

		06/09/2008)
06/09/2008	304	RULE 56.1 STATEMENT. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	305	DECLARATION of MICHAEL A. RUBIN in Support re: 293 MOTION for Summary Judgment.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 06/09/2008)
06/09/2008	306	MEMORANDUM OF LAW in Opposition re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 263 MOTION for Summary Judgment.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	307	COUNTER STATEMENT TO 279 Rule 56.1 Statement. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	308	COUNTER STATEMENT TO 287 Rule 56.1 Statement. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	309	COUNTER STATEMENT TO 294 Rule 56.1 Statement. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	310	DECLARATION of Jeffrey I Shinder in Opposition re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 263 MOTION for Summary Judgment.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	311	AFFIDAVIT OF SERVICE of Discover's Opposition to Visa U.S.A., Inc.'s and Visa Intl, Inc., Motion for Summary Judgment and Supporting Papers served on Visa U.S.A., Inc., Visa Intl Inc., MasterCard Inc., MasterCard Intl Inc. on April 16, 2008. Service was made by Mail and Hand Delivery. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	312	MEMORANDUM OF LAW in Opposition re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment by <i>Mastercard Incorporated and Mastercard International</i>

		<i>Incorporated.</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	313	DECLARATION of Laura B. Kadetsky in Opposition re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated.</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	314	DECLARATION of Jerry A. Hausman re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 1 of 6.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	315	DECLARATION of Jerry A. Hausman re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 2 of 6.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	316	DECLARATION of Jerry A. Hausman re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 3 of 6.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	317	DECLARATION of Jerry A. Hausman re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 4 of 6.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)

06/09/2008	318	DECLARATION of Jerry A. Hausman re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 5 of 6.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	319	DECLARATION of Jerry A. Hausman re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 6 of 6.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	320	DECLARATION of Akshay Rao re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated..</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	321	RULE 56.1 STATEMENT. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	322	DECLARATION of Michael McCormack re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated..</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	323	DECLARATION of Paul Noblett re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 251 MOTION for Partial Summary Judgment., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated..</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)

06/09/2008	324	DECLARATION of Philip J. Purcell in Opposition re: 261 MOTION for Summary Judgment (<i>Joinder</i>)., 263 MOTION for Summary Judgment., 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated</i> .. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	325	COUNTER STATEMENT TO 321 Rule 56.1 Statement. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	326	COUNTER STATEMENT TO 304 Rule 56.1 Statement, 321 Rule 56.1 Statement, 260 Rule 56.1 Statement. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 06/09/2008)
06/09/2008	327	COUNTER STATEMENT TO 265 Rule 56.1 Statement. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	328	MEMORANDUM OF LAW in Support re: 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 1 of 2</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Memorandum - Part 2 of 2, # 2 Certificate of Service)(Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	329	DECLARATION of Arman Y. Oruc in Support re: 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated</i> .. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service) (Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	330	MEMORANDUM OF LAW in Opposition re: 251 MOTION for Partial Summary Judgment.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	331	DECLARATION of Joseph F. Tringali in Opposition re: 251 MOTION for Partial Summary Judgment.. Document filed by Mastercard International Incorporated, Master Card

		Incorporated. (Attachments: # 1 Certificate of Service) (Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	332	REPLY MEMORANDUM OF LAW in Support re: 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated. Part 1 of 2.</i> Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Reply Memorandum - Part 2 of 2, # 2 Certificate of Service) (Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	333	RESPONSE re: 325 Counter Statement to Rule 56.1 <i>Part 1 of 2.</i> Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Counterstatement - Part 2 of 2, # 2 Certificate of Service) (Arquit, Kevin) (Entered: 06/09/2008)
06/09/2008	334	DECLARATION of Kevin J. Arquit in Support re: 255 MOTION for Summary Judgment <i>by Mastercard Incorporated and Mastercard International Incorporated..</i> Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service) (Arquit, Kevin) (Entered: 06/09/2008)
06/13/2008	335	CORRECTED PUBLIC VERSIONS OF EXHIBIT NOS 92 AND 93 OF THE DECLARATION OF JENNIFER M. SELENDY IN SUPPORT OF DISCOVER'S OPPOSITION TO MASTERCARD'S MOTION FOR SUMMARY JUDGMENT. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(djc) (Entered: 06/16/2008)
06/20/2008	336	MOTION to Modify the Protective Order. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Horne, Andrew) (Entered: 06/20/2008)
06/20/2008	337	DECLARATION of Andrew G. Horne in Support re: 336 MOTION to Modify the Protective Order.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 06/20/2008)
06/20/2008	338	MEMORANDUM OF LAW in Support re: 336 MOTION to Modify the Protective Order.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 06/20/2008)
06/26/2008	340	MEMORANDUM OF LAW in Opposition re: 336 MOTION to Modify the Protective Order.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Tringali, Joseph) (Entered: 06/26/2008)

07/14/2008	341	ENDORSED LETTER addressed to Judge Barbara S. Jones from Michael A. Rubin dated 7/10/2008 re: Requesting an extension of time until July 18, 2008 for Visa to file its opposition to that motion. ENDORSEMENT: Application GRANTED. (Signed by Judge Barbara S. Jones on 7/11/2008) (jpo) (Entered: 07/14/2008)
07/18/2008	342	MEMORANDUM OF LAW in Opposition re: 336 MOTION to Modify the Protective Order.. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 07/18/2008)
07/18/2008	343	DECLARATION of Laura J. Butte in Opposition re: 336 MOTION to Modify the Protective Order.. Document filed by Visa U.S.A., Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Boccanfuso, Anthony) (Entered: 07/18/2008)
07/21/2008	344	FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT - NOTICE of Withdrawal of Plaintiffs' Motion to Modify the Protective Order. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) Modified on 7/23/2008 (db). (Entered: 07/21/2008)
07/23/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - NON-ECF DOCUMENT ERROR. Note to Attorney Andrew George Horne to E-MAIL Document No. 344 Notice of Withdrawal of Motion to Modify Protective Order to orders_and_judgments@nysd.uscourts.gov. This document is not filed via ECF. (db) (Entered: 07/23/2008)
07/25/2008	345	MEMO ENDORSEMENT on NOTICE OF WITHDRAWAL OF PLAINTIFFS' MOTION TO MODIFY THE PROTECTIVE ORDER. ENDORSEMENT: So ordered. (Signed by Judge Barbara S. Jones on 7/24/08) (tro) (Entered: 07/25/2008)
07/28/2008	346	ORDER: Accordingly, a joint pretrial order and all motions in limine will be due on or before September 19, 2008, with responses to the motion in limine due on or before September 26, 2008. Any reply briefs with respect to the motions in limine, as well as proposed voir dire questions and request to charge, will be due on or before October 11, 2008. The trial will commence on October 14, 2008. (Signed by Judge Barbara S. Jones on 7/28/2008) (jpo) (Entered: 07/28/2008)
07/30/2008	347	ORDER the Court has reviewed the correspondence from the parties regarding the Court's 7/28/08 scheduling order in

		this case. Having considered the arguments, the Court declines to modify the Order. (Signed by Judge Barbara S. Jones on 7/30/08) Copies sent by chambers(cd) (Entered: 07/30/2008)
08/20/2008	348	Opinion and Order #96402: For the foregoing reasons, the Court GRANTS in part and DENIES in part Discovers motion for partial summary judgment; DENIES Visas motion seeking dismissal of all claims against it as time barred; GRANTS Visas motion seeking the dismissal of the third, fourth, and fifth claims against it; DENIES MasterCards motion seeking the dismissal of Discovers first claim for failure to establish that the CPP was a material cause of Discovers inability to enter into agreements with issuers; DENIES MasterCards motion seeking the dismissal of all claims for failure to adduce a competent damages model; DENIES Visas and MasterCards motion to preclude Discover from alleging damages based on third-party acquiring; GRANTS MasterCards motion seeking dismissal of Discovers first and fifth claims against it to the extent that they allege an inter-associational conspiracy with Visa; and GRANTS Mastercard's motion seeking the dismissal of claims against it to the extent that they allege injury in the debit market. (Signed by Judge Barbara S. Jones on 8/20/08) (mr) Modified on 8/21/2008 (jpo). (Entered: 08/20/2008)
08/26/2008	349	ORDER: The Court has received the correspondence from the parties regarding their request for a status conference; the parties are directed to appear for a conference on Tuesday, September 9, 2008 at 10 a.m. So Ordered. (Signed by Judge Barbara S. Jones on 8/22/08) (js) (Entered: 08/26/2008)
08/26/2008	350	OPINION AND ORDER #96424: The Court DENIES Visa's and MasterCard's motions for summary judgment on Discover's Project Explorer damages model. (Signed by Judge Barbara S. Jones on 8/26/08) (tro) (Additional attachment(s) added on 8/27/2008: # 1 Opinion) (mr). Modified on 8/27/2008 (dle). (Entered: 08/27/2008)
08/27/2008	351	ORDER: Upon review of its August 20, 2008 Order, the Court wishes to clarify that its dismissal of all inter-associational conspiracy claims pursuant to MasterCard's motion encompasses Discover's second claim as well, for all the reasons articulated in that Order. (Signed by Judge Barbara S. Jones on 8/27/2008) (jfe) (Entered: 08/27/2008)
09/02/2008	352	FILING ERROR - PDF ERROR - Motion to modify the August

		8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Cohen, Robert) Modified on 9/3/2008 (jar). Modified on 9/5/2008 (jar). (Entered: 09/02/2008)
09/02/2008	353	FILING ERROR - DEFICIENT DOCKET ENTRY - MEMORANDUM OF LAW in Support re: 352 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) Modified on 9/3/2008 (jar). (Entered: 09/02/2008)
09/02/2008	354	MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Cohen, Robert) (Entered: 09/02/2008)
09/03/2008	355	MEMORANDUM OF LAW in Support re: 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/03/2008)
09/03/2008	356	AMENDED MEMORANDUM OF LAW in Support re: 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.

		(Cohen, Robert) (Entered: 09/03/2008)
09/04/2008	363	FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion. Document filed by Mastercard International Incorporated, Master Card Incorporated.(Tringali, Joseph) Modified on 9/5/2008 (jar). (Entered: 09/04/2008)
09/04/2008	364	FILING ERROR - DEFICIENT DOCKET ENTRY - MEMORANDUM OF LAW in Support re: 363 MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Tringali, Joseph) Modified on 9/5/2008 (jar). (Entered: 09/04/2008)
09/04/2008	365	MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,, 364 Memorandum of Law in Support of Motion,. Document filed by Mastercard International Incorporated, Master Card Incorporated.(Tringali, Joseph) (Entered: 09/04/2008)
09/04/2008	366	MOTION for Reconsideration <i>and Clarification Re August 20, 2008 Opinion and Order</i> . Document filed by Visa U.S.A., Inc..(Bhansali, Asim) (Entered: 09/04/2008)
09/04/2008	367	MEMORANDUM OF LAW in Support re: 366 MOTION for Reconsideration <i>and Clarification Re August 20, 2008 Opinion and Order</i> .. Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 09/04/2008)
09/04/2008		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Joseph Tringali to RE-FILE Document 364 Memorandum of Law in Support of Motion. ERROR(S): Link Supporting Document to correctly re-filed motion (Motion for Clarification document no. 365). (jar) (Entered: 09/05/2008)
09/05/2008	368	MEMORANDUM OF LAW in Support re: 365 MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,, 364 Memorandum of Law in Support of Motion,. MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,, 364 Memorandum of Law in Support of Motion,.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Tringali, Joseph) (Entered: 09/05/2008)

09/08/2008	370	NOTICE OF APPEARANCE by Robert C. Mason on behalf of Visa International Service Association (Mason, Robert) (Entered: 09/08/2008)
09/09/2008		Minute Entry for proceedings held before Judge Barbara S. Jones: Interim Pretrial Conference held on 9/9/2008, Both sides present. Court reporter present. Next pretrial conference will be held on 10/6/2008 at 10:00 AM. (pl) (Entered: 09/16/2008)
09/09/2008		Minute EntryBoth sides present. Court reporter present for proceedings held before Judge Barbara S. Jones: Interim Pretrial Conference held on 9/9/2008, (Pretrial Conference set for 10/6/2008 at 10:00 AM before Judge Barbara S. Jones.). (js) (Entered: 09/18/2008)
09/15/2008	372	ENDORSED LETTER addressed to Judge Barbara S. Jones from Jennifer Selendy dated 9/12/08 re: Counsel requests permission to file hard copies of the public versions of submissions in excess of the limit in lieu of an electronic filing. ENDORSEMENT: Application granted. (Signed by Judge Barbara S. Jones on 9/15/08) (mme) (Entered: 09/15/2008)
09/15/2008	373	ENDORSED LETTER addressed to Judge Barbara S. Jones from Michael A. Rubin dated 9/15/08 re: Counsel requests that the court grant all parties until September 16 to publicly file their redacted Daubert materials. ENDORSEMENT: Application granted. (Signed by Judge Barbara S. Jones on 9/15/08) (mme) (Entered: 09/15/2008)
09/15/2008	374	MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Cohen, Robert) (Entered: 09/15/2008)
09/15/2008	375	DECLARATION of Robert S. Cohen in Support re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/15/2008)
09/15/2008	376	MEMORANDUM OF LAW in Support re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/15/2008)
09/15/2008	377	MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant

		Acceptance. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Cohen, Robert) (Entered: 09/15/2008)
09/15/2008	378	DECLARATION of Robert S. Cohen in Support re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/15/2008)
09/15/2008	379	MEMORANDUM OF LAW in Support re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/15/2008)
09/15/2008	380	MOTION to Exclude all of the Opinions of Roger L. Peirce. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	381	DECLARATION of Andrew G. Horne in Support re: 380 MOTION to Exclude all of the Opinions of Roger L. Peirce.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	382	DECLARATION of Jeffrey I. Shinder in Support re: 380 MOTION to Exclude all of the Opinions of Roger L. Peirce.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	383	MEMORANDUM OF LAW in Support re: 380 MOTION to Exclude all of the Opinions of Roger L. Peirce.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	384	MOTION to Exclude Seven of Dr. William E. Wecker's Opinions. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	385	DECLARATION of Kevin N. Malek in Support re: 384 MOTION to Exclude Seven of Dr. William E. Wecker's Opinions.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	386	MEMORANDUM OF LAW in Support re: 384 MOTION to Exclude Seven of Dr. William E. Wecker's Opinions.. Document filed by Discover Financial Services, DFS Services,

		LLC, Discover Bank. (Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	387	CERTIFICATE OF SERVICE of motion numbers 374, 377, 380 and 384, with supporting papers served on all defendants on 09/02/08. Service was made by as per service agreement. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 09/15/2008)
09/15/2008	388	MEMORANDUM OF LAW in Opposition re: 366 MOTION for Reconsideration <i>and Clarification Re August 20, 2008 Opinion and Order</i> .. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 09/15/2008)
09/15/2008	389	MEMORANDUM OF LAW in Opposition re: 365 MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,, 364 Memorandum of Law in Support of Motion,. MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,, 364 Memorandum of Law in Support of Motion,.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 09/15/2008)
09/16/2008	390	MOTION to Exclude Expert Opinion Testimony Regarding Causation of Third-Party Acquiring Damages. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 09/16/2008)
09/16/2008	391	MEMORANDUM OF LAW in Support re: 390 MOTION to Exclude Expert Opinion Testimony Regarding Causation of Third-Party Acquiring Damages.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 09/16/2008)
09/16/2008	392	MOTION to Exclude Testimony by Dr. Jerry A. Hausman. Document filed by Visa U.S.A., Inc., Visa International Service Association.(Mason, Robert) (Entered: 09/16/2008)
09/16/2008	393	MEMORANDUM OF LAW in Support re: 392 MOTION to Exclude Testimony by Dr. Jerry A. Hausman.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 09/16/2008)
09/16/2008	394	DECLARATION of William E. Wecker in Support re: 392 MOTION to Exclude Testimony by Dr. Jerry A. Hausman.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Attachments: # 1 Part 2, # 2 Part 3) (Mason, Robert) (Entered: 09/16/2008)

09/16/2008	395	ENDORSED LETTER addressed to Judge Barbara S. Jones from Jeffrey I. Shinder dated 9/16/2008 re: We write to inform the Court that the parties have agreed to the following approach to identifying for the Court lists of intended trial exhibits that are the most likely to be introduced at trial and possibly be subject to objection by another party ENDORSEMENT: The agreements reached by the parties in this letter are acceptable to the Court. (Signed by Judge Barbara S. Jones on 9/16/2008) (jpo) (Entered: 09/16/2008)
09/17/2008	396	ORDER: The Court kindly requests that the parties provide courtesy copies of each motion to chambers as they are filed with the Court on ECF. (Signed by Judge Barbara S. Jones on 9/17/2008) (jfe) (Entered: 09/17/2008)
09/18/2008	397	ENDORSED LETTER addressed to Judge Barbara S. Jones from Laura B. Kadetsky dated 9/17/2008 re: Requesting permission to file hard copies of the submissions in excess of the limit in lieu of an electronic filing. ENDORSEMENT: Approved. (Signed by Judge Barbara S. Jones on 9/17/2008) (jpo) (Entered: 09/18/2008)
09/19/2008	398	REPLY MEMORANDUM OF LAW in Support re: 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/19/2008)
09/19/2008	399	DECLARATION of Robert S. Cohen in Support re: 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Cohen, Robert) (Entered: 09/19/2008)

09/19/2008	400	MOTION in Limine. Document filed by Mastercard Incorporated, Mastercard International Incorporated.(Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	401	MOTION in Limine. Document filed by Mastercard Incorporated, Mastercard International Incorporated.(Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	402	MOTION in Limine. Document filed by Mastercard Incorporated, Mastercard International Incorporated.(Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	403	MOTION in Limine. Document filed by Mastercard Incorporated, Mastercard International Incorporated.(Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	404	MOTION in Limine. Document filed by Mastercard Incorporated, Mastercard International Incorporated.(Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	405	MEMORANDUM OF LAW in Support re: 404 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated. (Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	406	MOTION in Limine. Document filed by Mastercard Incorporated, Mastercard International Incorporated.(Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	407	MOTION in Limine <i>TO PRECLUDE PLAINTIFFS FROM CROSS EXAMINING EXPERTS BASED ON COLLATERAL ESTOPPEL</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association.(Mason, Robert) (Entered: 09/19/2008)
09/19/2008	408	MEMORANDUM OF LAW in Support re: 407 MOTION in Limine <i>TO PRECLUDE PLAINTIFFS FROM CROSS EXAMINING EXPERTS BASED ON COLLATERAL ESTOPPEL</i> .. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 09/19/2008)
09/19/2008	409	MEMORANDUM OF LAW in Support re: 406 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated. (Gallo, Kenneth) (Entered: 09/19/2008)
09/19/2008	410	MOTION in Limine. Document filed by Visa U.S.A., Inc., Visa International Service Association.(Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	411	MEMORANDUM OF LAW in Support re: 410 MOTION in

		Limine. <i>to Exclude Evidence Regarding Prof. Teece's Pending Tax Cases</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association. (Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	412	DECLARATION of Matthias Kamber in Support re: 410 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12)(Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	413	MOTION in Limine. Document filed by Visa U.S.A., Inc., Visa International Service Association.(Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	414	JOINT MOTION in Limine <i>Excluding Hearsay Testimony of Discover Executives Regarding Discussions With Citibank Executives</i> . Document filed by Mastercard Incorporated, Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated.(Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	415	MEMORANDUM OF LAW in Support re: 413 MOTION in Limine. <i>Memorandum of Law in Support of Defendants' Motion in Limine to Exclude Prof. Hausman's Synovate-Based Damages Model</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association. (Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	416	JOINT MEMORANDUM OF LAW in Support re: 414 JOINT MOTION in Limine <i>Excluding Hearsay Testimony of Discover Executives Regarding Discussions With Citibank Executives</i> .. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	417	DECLARATION of Scott W. Bulcao in Support re: 414 JOINT MOTION in Limine <i>Excluding Hearsay Testimony of Discover Executives Regarding Discussions With Citibank Executives</i> .. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	418	JOINT MOTION in Limine <i>Excluding Certain Testimony of David Nelms Regarding Discussions With First USA</i> .

		Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated.(Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	419	MEMORANDUM OF LAW in Support re: 418 JOINT MOTION in Limine <i>Excluding Certain Testimony of David Nelms Regarding Discussions With First USA.</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	420	DECLARATION of Scott W. Bulcao in Support re: 418 JOINT MOTION in Limine <i>Excluding Certain Testimony of David Nelms Regarding Discussions With First USA.</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	421	MOTION in Limine. Document filed by Visa U.S.A., Inc., Visa International Service Association.(Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	422	MEMORANDUM OF LAW in Support re: 421 MOTION in Limine. <i>to Exclude Evidence Regarding Their Initial Public Offerings, Visa's Retrospective Responsibility Plan, and the Defendants' Judgment Sharing Agreement.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	423	JOINT MOTION in Limine <i>To Preclude Irrelevant and Prejudicial Evidence Concerning Visa's Settlement Service Fee.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated.(Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	424	JOINT MEMORANDUM OF LAW in Support re: 423 JOINT MOTION in Limine <i>To Preclude Irrelevant and Prejudicial Evidence Concerning Visa's Settlement Service Fee.</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	425	DECLARATION of Scott W. Bulcao in Support re: 423 JOINT MOTION in Limine <i>To Preclude Irrelevant and Prejudicial Evidence Concerning Visa's Settlement Service Fee.</i> . Document filed by Mastercard International Incorporated,

		Master Card Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	426	MOTION in Limine. Document filed by Visa U.S.A., Inc., Visa International Service Association.(Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	427	MEMORANDUM OF LAW in Support re: 426 MOTION in Limine. <i>to Preclude Discover from Calling Visa's General Counsel Joshua Floum as a Witness at Trial.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	428	JOINT MOTION in Limine. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated.(Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	429	JOINT MEMORANDUM OF LAW in Support re: 428 JOINT MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Oruc, Arman) (Entered: 09/19/2008)
09/19/2008	430	DECLARATION of Paula L. Blizzard in Support re: 426 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Blizzard, Paula) (Entered: 09/19/2008)
09/19/2008	431	FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION in Limine. Document filed by Mastercard International Incorporated, Master Card Incorporated.(Oruc, Arman) Modified on 9/23/2008 (lb). (Entered: 09/19/2008)
09/19/2008	432	FILING ERROR - DEFICIENT DOCKET ENTRY - DECLARATION of Scott Bulcao in Support re: 431 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Oruc, Arman) Modified on 9/23/2008 (lb). (Entered: 09/19/2008)
09/22/2008	436	MEMORANDUM OF LAW in Opposition re: 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,.. Document filed by Visa U.S.A., Inc., Visa

		International Service Association. (Mason, Robert) (Entered: 09/22/2008)
09/22/2008	437	DECLARATION of Michael A. Rubin in Opposition re: 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order,,, 353 Memorandum of Law in Support of Motion,.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9 Part 1, # 10 Exhibit 9 Part 2, # 11 Exhibit 9 Part 3, # 12 Exhibit 9 Part 4)(Mason, Robert) (Entered: 09/22/2008)
09/22/2008	441	REPLY MEMORANDUM OF LAW in Support re: 365 MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,,, 364 Memorandum of Law in Support of Motion,. MOTION Clarification of the Court's August 20, 2008 Opinion and Order re: 348 Memorandum & Opinion,,,,, 364 Memorandum of Law in Support of Motion,.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Tringali, Joseph) (Entered: 09/22/2008)
09/22/2008	442	ORDER: The parties are advised that the trial in the above-captioned case will take place in Courtroom 26A. If the parties need to make arrangements for electrical equipment, they are directed to advise the Court as soon as possible in order to allow the Court the necessary time to make the arrangements. (Signed by Judge Barbara S. Jones on 9/22/2008) (jfe) (Entered: 09/22/2008)
09/22/2008	443	REPLY MEMORANDUM OF LAW in Support re: 366 MOTION for Reconsideration <i>and Clarification Re August 20, 2008 Opinion and Order</i> .. Document filed by Visa U.S.A., Inc.. (Bhansali, Asim) (Entered: 09/22/2008)
09/26/2008	445	ENDORSED LETTER addressed to Judge Barbara S. Jones from Amy Barton dated 9/24/08 re: Request for permission to provide the opposition papers to the Court on Monday, 9/29 and for the replies and the memoranda of law on Thursday, 10/2 and the full set of the papers, including any declarations and exhibits on Friday, 10/3. ENDORSEMENT:

		Application granted. (Responses due by 9/29/2008, Replies due by 10/2/2008.) (Signed by Judge Barbara S. Jones on 9/26/08) (cd) (Entered: 09/26/2008)
09/26/2008	446	ENDORSED LETTER addressed to Judge Barbara S. Jones from Michael Rubin dated 9/24/08 re: Request for the Court's written approval to file hard copies of the public versions in lieu of electronic filing. ENDORSEMENT: Application granted. (Signed by Judge Barbara S. Jones on 9/26/08) (cd) (Entered: 09/26/2008)
09/26/2008	447	MEMORANDUM OF LAW in Opposition re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court.. Document filed by Visa International Service Association. (Mason, Robert) (Entered: 09/26/2008)
09/26/2008	448	MEMORANDUM OF LAW in Opposition re: 384 MOTION to Exclude Seven of Dr. William E. Wecker's Opinions.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Bhansali, Asim) (Entered: 09/26/2008)
09/26/2008	449	DECLARATION of Asim M. Bhansali in Opposition re: 384 MOTION to Exclude Seven of Dr. William E. Wecker's Opinions.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Bhansali, Asim) (Entered: 09/26/2008)
09/26/2008	450	OPPOSITION BRIEF <i>to Discover's Motion in Limine to Exclude Certain Statements Made by Discover's Executives Regarding Remedy in the DOJ Case.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Bhansali, Asim) (Entered: 09/26/2008)
09/26/2008	451	REDACTION <i>Memorandum of Law in Opposition to Plaintiffs' Motion In Limine to Exclude the McKinley Article</i> by Visa U.S.A., Inc., Visa International Service Association (Bhansali, Asim) (Entered: 09/26/2008)
09/26/2008	452	REDACTION to 451 Redacted Document <i>Declaration of Matthias Kamber in Support of Defendants' Opposition to Discover's Motion in Limine to Exclude the McKinley Article</i> by Visa U.S.A., Inc., Visa International Service Association (Bhansali, Asim) (Entered: 09/26/2008)
09/26/2008	453	MEMORANDUM OF LAW in Opposition re: 426 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 09/26/2008)

09/26/2008	454	MEMORANDUM OF LAW in Opposition re: 421 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 09/26/2008)
09/26/2008	455	MEMORANDUM OF LAW in Opposition re: 414 JOINT MOTION in Limine <i>Excluding Hearsay Testimony of Discover Executives Regarding Discussions With Citibank Executives</i> .. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 09/26/2008)
09/26/2008	456	MEMORANDUM OF LAW in Opposition re: 407 MOTION in Limine <i>TO PRECLUDE PLAINTIFFS FROM CROSS EXAMINING EXPERTS BASED ON COLLATERAL ESTOPPEL</i> .. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 09/26/2008)
09/29/2008	461	MEMORANDUM OF LAW in Support re: 402 MOTION in Limine. <i>[REDACTED]</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	464	DECLARATION of Gary R. Carney in Support re: 402 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit)(Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	465	MEMORANDUM OF LAW in Support re: 403 MOTION in Limine. <i>[REDACTED]</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	466	DECLARATION of Gary R. Carney in Support re: 403 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	467	MEMORANDUM OF LAW in Support re: 401 MOTION in Limine. <i>[REDACTED]</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	468	DECLARATION of Gary R. Carney in Support re: 401 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8)(Gallo,

		Kenneth) (Entered: 09/29/2008)
09/29/2008	469	MEMORANDUM OF LAW in Support re: 400 MOTION in Limine. <i>[REDACTED]</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	470	DECLARATION of Gary R. Carney in Support re: 400 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12-A, # 13 Exhibit 12-B, # 14 Exhibit 12-C, # 15 Exhibit 13, # 16 Exhibit 14, # 17 Exhibit 15, # 18 Exhibit 16, # 19 Exhibit 17, # 20 Exhibit 18, # 21 Exhibit 19, # 22 Exhibit 20)(Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	471	MOTION in Limine <i>To Exclude Evidence Or Argument Regarding Other Conduct Of Defendants</i> . Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	472	MEMORANDUM OF LAW in Support re: 471 MOTION in Limine <i>To Exclude Evidence Or Argument Regarding Other Conduct Of Defendants</i> .. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	473	MOTION in Limine <i>TO EXCLUDE A DRAFT HEARSAY DOCUMENT CONCERNING THE RENEWAL OF ITS PARTNERSHIP AGREEMENTS OR ANY ARGUMENT OR SUGGESTION THAT AGREEMENTS SIGNED BEFORE OCTOBER 2004 COULD PREVENT BANKS FROM ISSUING DISCOVER CARDS</i> . Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	474	MEMORANDUM OF LAW in Support re: 473 MOTION in Limine <i>TO EXCLUDE A DRAFT HEARSAY DOCUMENT CONCERNING THE RENEWAL OF ITS PARTNERSHIP AGREEMENTS OR ANY ARGUMENT OR SUGGESTION THAT AGREEMENTS SIGNED BEFORE OCTOBER 2004 COULD PREVENT BANKS FROM ISSUING DISCOVER CARDS</i> .. Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	475	MOTION in Limine <i>Exclude Any Evidence That Any Mastercard Member, Between June 1996 and October 2004, was Unwilling to do Third-Party Acquiring for Discover Due to</i>

		<i>the CPP'S Issuance Ban</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Oruc, Arman) (Entered: 09/29/2008)
09/29/2008	476	MEMORANDUM OF LAW in Support re: 475 MOTION in <i>Limine Exclude Any Evidence That Any Mastercard Member, Between June 1996 and October 2004, was Unwiling to do Third-Party Acquiring for Discover Due to the CPP'S Issuance Ban.</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Oruc, Arman) (Entered: 09/29/2008)
09/29/2008	477	DECLARATION of Scott W. Bulcao in Support re: 475 MOTION in <i>Limine Exclude Any Evidence That Any Mastercard Member, Between June 1996 and October 2004, was Unwiling to do Third-Party Acquiring for Discover Due to the CPP'S Issuance Ban.</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Certificate of Service)(Oruc, Arman) (Entered: 09/29/2008)
09/29/2008	478	MOTION in <i>Limine Preclude the Introduction of Evidence Referencing Mastercard's Voluntary Repeal of the Acquiring Prohibition Component of the CPP</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service) (Oruc, Arman) (Entered: 09/29/2008)
09/29/2008	479	MEMORANDUM OF LAW in Support re: 478 MOTION in <i>Limine Preclude the Introduction of Evidence Referencing Mastercard's Voluntary Repeal of the Acquiring Prohibition Component of the CPP.</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Oruc, Arman) (Entered: 09/29/2008)
09/29/2008	480	DECLARATION of Scott W. Bulcao in Support re: 478 MOTION in <i>Limine Preclude the Introduction of Evidence Referencing Mastercard's Voluntary Repeal of the Acquiring Prohibition Component of the CPP.</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Certificate of Service)(Oruc, Arman) (Entered: 09/29/2008)
09/29/2008	481	MOTION in <i>Limine TO EXCLUDE EVIDENCE SUGGESTING</i>

		<i>THAT VISA AND MASTERCARD PREVENTED DISCOVER FROM ACQUIRING A PIN DEBIT NETWORK AGREEING TO RECIPROCAL ACCEPTANCE WITH CUP AND JCB, OR PURCHASING DINERS CLUB INTERNATTIONAL.</i> Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	482	MEMORANDUM OF LAW in Support re: 481 MOTION in Limine <i>TO EXCLUDE EVIDENCE SUGGESTING THAT VISA AND MASTERCARD PREVENTED DISCOVER FROM ACQUIRING A PIN DEBIT NETWORK AGREEING TO RECIPROCAL ACCEPTANCE WITH CUP AND JCB, OR PURCHASING DINERS CLUB INTERNATTIONAL.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	483	MOTION in Limine <i>TO EXCLUDE EVIDENCE OR ARGUMENT REGARDING OTHER SETTLEMENTS OR CLAIMS THAT THE HONOR ALL CARDS RULES WERE UNLAWFUL.</i> Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	484	MEMORANDUM OF LAW in Support re: 483 MOTION in Limine <i>TO EXCLUDE EVIDENCE OR ARGUMENT REGARDING OTHER SETTLEMENTS OR CLAIMS THAT THE HONOR ALL CARDS RULES WERE UNLAWFUL.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	485	MOTION in Limine <i>TO EXCLUDE ANY SUGGESTION THAT IT ENGAGED IN SPOLIATION.</i> Document filed by Visa U.S.A., Inc..(Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	486	MEMORANDUM OF LAW in Support re: 485 MOTION in Limine <i>TO EXCLUDE ANY SUGGESTION THAT IT ENGAGED IN SPOLIATION.</i> Document filed by Visa U.S.A., Inc.. (Boccanfuso, Anthony) (Entered: 09/29/2008)
09/29/2008	487	NOTICE OF APPEARANCE by Kenneth Anthony Gallo on behalf of Mastercard Incorporated, Mastercard International Incorporated (Gallo, Kenneth) (Entered: 09/29/2008)
09/29/2008	488	NOTICE OF APPEARANCE by Gary Richard Carney on behalf of Mastercard Incorporated, Mastercard International Incorporated (Carney, Gary) (Entered: 09/29/2008)
09/29/2008	489	NOTICE OF APPEARANCE by Julia Tarver Mason on behalf of Mastercard Incorporated, Mastercard International Incorporated (Mason, Julia) (Entered: 09/29/2008)

09/29/2008	491	DECLARATION of Michael A. Rubin in Support of Motion in Limine to exclude a drat hearsay document concerning the renewal of its partnership agreements or any argument or suggestion that agreements signed before October 2004 could prevent Banks from issuing discover cards. Document filed by Visa U.S.A., Inc.. (djc) (Entered: 10/01/2008)
09/29/2008	563	CERTIFICATE OF SERVICE of Notice of Motions, Motions in limine, Declarations served on Defendant on 9/19/08. Service was accepted by Counsel for Defendants (see service lists). Document filed by Discover Financial Services, Discover Bank. (pl) (Entered: 10/06/2008)
09/29/2008	564	CERTIFICATE OF SERVICE of Notice of Motion, Motions and Declaration served on MasterCard Incorporated and Visa U.S.A. Inc. on 9/19/08. Service was accepted by Hand Delivery, Email and Federal Express. Document filed by Discover Financial Services, Inc., Discovery Bank, Discover Bank. (pl) (Entered: 10/06/2008)
09/30/2008	490	MOTION in Limine pursuant to F.R.C.P. 401,402, and 403 to exclude certain statements made by Discovery's executives regarding remedy in the DOJ Case. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(pl) Modified on 9/30/2008 (pl). (Entered: 09/30/2008)
09/30/2008	492	MOTION in Limine to exclude certai statements made by Discovery's Executives regarding remedy in the DOJ Case. Document filed by Discover Financial Services, Inc., Discover Financial Services, DFS Services, LLC, Discovery Bank.(pl) (Entered: 10/01/2008)
09/30/2008	493	DECLARATION of Jennifer M. Selendy in Support re: 492 MOTION in Limine. Document filed by Discover Financial Services, Inc., Discover Financial Services, DFS Services, LLC, Discovery Bank. (pl) Modified on 10/1/2008 (pl). (Entered: 10/01/2008)
09/30/2008	494	MOTION for an orderpursuant to Rules 403, 702, 801, 803, and 805 of the F.R.C.P. in Limine to exclude the Genesis, Analytica and C & R Consultant Reports. Document filed by Discover Financial Services, Inc., Discover Financial Services, DFS Services, LLC, Discovery Bank, Discover Bank.(pl) (Entered: 10/01/2008)
09/30/2008	496	NOTICE of Motion in limine re: 494 MOTION in Limine.. Document filed by Discover Financial Services, Inc., Discover

		Financial Services, DFS Services, LLC, Discovery Bank, Discover Bank. (pl) (Entered: 10/01/2008)
09/30/2008	497	DECLARATION of Laura B. Kadetsky in Support re: 494 MOTION in Limine; (along with Exhibits A - T). Document filed by Discover Financial Services, Inc., Discover Financial Services, DFS Services, LLC, Discovery Bank, Discover Bank. (pl) Modified on 10/1/2008 (pl). (Entered: 10/01/2008)
09/30/2008	498	MOTION for an order in Limine to exclude Kossler E-Mail (DTX04165) and Related Testimony. Document filed by Discover Financial Services, Inc., Discover Financial Services, DFS Services, LLC, Discovery Bank, Discover Bank.(pl) (Entered: 10/01/2008)
09/30/2008	499	MOTION in Limine To Exclude Kossler E-Mail (DTX 04165) and Related Testimony. Document filed by Discover Financial Services, Discovery Bank, Discover Bank.(pl) (Entered: 10/01/2008)
09/30/2008	500	NOTICE of Motion re: 499 MOTION in Limine To Exclude Kossler E-Mail (DTX 04165) and Related Testimony. Document filed by Discover Financial Services, Discovery Bank, Discover Bank. (pl) (Entered: 10/01/2008)
09/30/2008	502	DECLARATION of Jennifer M. Selendy in Support re: 499 MOTION in Limine w/ attch. exhibits A - S). Document filed by Discover Financial Services, Inc., Discovery Bank, Discover Bank. (pl) Modified on 10/1/2008 (pl). (Entered: 10/01/2008)
09/30/2008	530	MOTION in Limine to exclude liability evidence inconsistent with the courts summary judgment order of 8/20/08. Document filed by Discover Financial Services, DFS Services, LLC, Discovery Bank.(pl) (Entered: 10/02/2008)
09/30/2008	531	NOTICE of Motion in limine to exclude liability evidence inconsistent with the courts summary judgment order of 8/20/08. Document filed by Discover Financial Services, DFS Services, LLC, Discovery Bank. (pl) (Entered: 10/02/2008)
09/30/2008	532	DECLARATION of Jennifer M. Selendy in Support re: 530 MOTION in Limine, w/ Exhibits A - L. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) Modified on 10/2/2008 (pl). (Entered: 10/02/2008)
09/30/2008	533	MOTION In limine to exclude McKinley Aritcle (DTX No. 00416). Document filed by Discover Financial Services, DFS

		Services, LLC, Discover Bank.(pl) (Entered: 10/02/2008)
09/30/2008	534	NOTICE re: 533 MOTION In limine to exclude McKinley Airtcle (DTX No. 00416). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	535	DECLARATION of Laura B. Kadetsky in Support re: 533 MOTION in Limine, w / Exhibits A-E. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) Modified on 10/2/2008 (pl). (Entered: 10/02/2008)
09/30/2008	536	MOTION in Limine to exclude Irrelevant, Inadmissible and Prejudicial Evidence Related To American Express. Document filed by Discover Financial Services, DFS Services, LLC, Discovery Bank.(pl) (Entered: 10/02/2008)
09/30/2008	537	NOTICE re: 536 MOTION in Limine to exclude Irrelevant, Inadmissible and Prejudicial Evidence Related To American Express, w/ Exhibits A - X. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) Modified on 10/2/2008 (pl). (Entered: 10/02/2008)
09/30/2008	538	DECLARATION of Kevin N. Malek in Support re: 536 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	539	MOTION In limine to preclude defendants from using against discovery testimony designated from prior litigations to which plaintiffs were not a party. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(pl) (Entered: 10/02/2008)
09/30/2008	540	NOTICE of Motion In limine to preclude defendants from using against discovery testimony designated from prior litigations to which plaintiffs were not a party.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	541	MOTION In limine to exclude Pike Memo (DTX No. 05782). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank.(pl) (Entered: 10/02/2008)
09/30/2008	542	NOTICE of Motion in limine to exclude Pike Memo (DTX No. 05782). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	543	DECLARATION of Jennifer M. Selendy in Support re: 541

		MOTION in Limine, w/ Exhibits A-C. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	544	MOTION in limine to exclude draft consultant slides (DTX 03203). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	548	NOTICE of motion in limine to exclude draft consultant slides (DTX 03203). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	549	DECLARATION of Laura B. Kadetsky in Support re: 544 MOTION in Limine, w/ Exhibits A - G. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	550	MOTION in limine to exclude Visa International Service Association from presenting evidence inconsistent with this courts findings of liability. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	551	NOTICE of motion in limine to exclude Visa International Service Association from presenting evidence inconsistent with this courts findings of liability. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	552	DECLARATION of Jennifer M. Selendy in Support re: 550 MOTION in Limine, w/ Exhibit A. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	553	Motion in limine to exclude any questions relating to discussions with counsel regarding cannibalization. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	554	NOTICE of MOTION In limine to exclude any questions relating to discussions with counsel regarding cannibalization. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
09/30/2008	555	DECLARATION of Laura B. Kadetsky in Support re: 553 MOTION in Limine, w/ Exhibits A - K. Document filed by Discover Financial Services, DFS Services, LLC, Discover

		Bank. (pl) (Entered: 10/02/2008)
10/01/2008	495	ORDER For the reasons set forth in this order, the court grants Visas motion for reconsideration; Denies Visas motion seeking clarification of Discovers inter-associational conspiracy claims against it; and Grants Mastercards motion seeking clarification of the dismissal of claims against it to the extent that they allege any debit-related injury.. (Signed by Judge Barbara S. Jones on 10/1/08) (mme) Modified on 10/1/2008 (pl). Modified on 10/1/2008 (pl). (Entered: 10/01/2008)
10/01/2008	501	TRANSCRIPT of proceedings held on September 9, 2008 10:10 a.m. before Judge Barbara S. Jones. (mro) (Entered: 10/01/2008)
10/01/2008	504	REPLY MEMORANDUM OF LAW in Support re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	505	DECLARATION of Robert S. Cohen in Support re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A)(Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	506	REPLY MEMORANDUM OF LAW in Support re: 492 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	508	REPLY MEMORANDUM OF LAW in Support re: 384 MOTION to Exclude Seven of Dr. William E. Wecker's Opinions.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Horne, Andrew) (Entered: 10/01/2008)
10/01/2008		***NOTE TO ATTORNEY TO E-MAIL PDF. Note to Attorney Jennifer M. Selendy and Jeffrey I. Shinder for noncompliance with Section (14.3) of the S.D.N.Y. Electronic Case Filing Rules & Instructions. E-MAIL the PDF for Document 493 Declaration in Support of Motion, 497 Declaration in Support of Motion, 500 Notice (Other), 492 MOTION in Limine., 499 MOTION in Limine., 490 MOTION in Limine., 494 MOTION in Limine., 498 MOTION in Limine., 502 Declaration in Support of Motion, 496 Notice (Other), 491 Declaration in Support,

		to: Pat_Lancaster@nysd.uscourts.gov. (pl) (Entered: 10/01/2008)
10/01/2008	509	REPLY MEMORANDUM OF LAW in Support re: 402 MOTION in Limine. <i>To Preclude Discover From Calling Mastercard General Counsel Noah Hanft As A Witness At Trial.</i> Document filed by Mastercard Incorporated, Mastercard International Incorporated. (Gallo, Kenneth) (Entered: 10/01/2008)
10/01/2008	511	MEMORANDUM OF LAW in Support (<i>Reply</i>) of Discover's Motion In Limine to Exclude McKinley Article (DTX No. 00416). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/01/2008)
10/01/2008	512	REPLY MEMORANDUM OF LAW in Support (<i>Reply</i>) of Discover's Motion In Limine to Exclude Pike Memo (DTX 05782). Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	513	REPLY MEMORANDUM OF LAW in Support (<i>Reply</i>) of Discover's Motion In Limine to Exclude Evidence Regarding Philip Purcell's Departure and Compensation Package From Morgan Stanley (DTX 00594 & DTX 05267) and Family Relationship with Discover's General Counsel. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	514	REPLY MEMORANDUM OF LAW in Support re: 410 MOTION in Limine. <i>to Exclude Evidence Regarding Prof. Teece's Pending Tax Case.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Kamber, Matthias) (Entered: 10/01/2008)
10/01/2008	515	REPLY MEMORANDUM OF LAW in Support re: 426 MOTION in Limine. <i>to Preclude Discover from Calling Visa's General Counsel Joshua Floum as a Witness at Trial.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Kamber, Matthias) (Entered: 10/01/2008)
10/01/2008	516	REPLY MEMORANDUM OF LAW in Support re: 421 MOTION in Limine. <i>to Exclude Evidence Regarding Defendants' Initial Public Offerings, Visa's Retrospective Responsibility Plan, Mastercard's Reserve Fund, and the Defendants' Judgment Sharing Agreement.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Kamber, Matthias) (Entered: 10/01/2008)

10/01/2008	517	REPLY MEMORANDUM OF LAW in Support re: 475 MOTION in Limine <i>Exclude Any Evidence That Any Mastercard Member, Between June 1996 and October 2004, was Unwilling to do Third-Party Acquiring for Discover Due to the CPP'S Issuance Ban.</i> Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/01/2008)
10/01/2008	518	REPLY MEMORANDUM OF LAW in Support re: 478 MOTION in Limine <i>Preclude the Introduction of Evidence Referencing Mastercard's Voluntary Repeal of the Acquiring Prohibition Component of the CPP.</i> Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/01/2008)
10/01/2008	519	REPLY MEMORANDUM OF LAW in Support re: 407 MOTION in Limine <i>TO PRECLUDE PLAINTIFFS FROM CROSS EXAMINING EXPERTS BASED ON COLLATERAL ESTOPPEL.</i> Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 10/01/2008)
10/01/2008	520	JOINT REPLY MEMORANDUM OF LAW in Support re: 428 JOINT MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/01/2008)
10/01/2008	521	REPLY MEMORANDUM OF LAW in Support (<i>Reply</i>) of <i>Discover's Motion In Limine to Preclude Defendants from Using Against Discover Testimony Designated from Prior Litigation to which Plaintiffs were not a Party.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	522	JOINT REPLY MEMORANDUM OF LAW in Support re: 423 JOINT MOTION in Limine <i>To Preclude Irrelevant and Prejudicial Evidence Concerning Visa's Settlement Service Fee.</i> Document filed by Mastercard Incorporated, Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/01/2008)
10/01/2008	523	REPLY MEMORANDUM OF LAW in Support (<i>Reply</i>) of <i>Discover's Motion In Limine to Exclude Visa International</i>

		<i>Service Association from Presenting Evidence Inconsistent with the Court's Findings of Liability.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/01/2008)
10/01/2008	524	MOTION Pursuant to Section 5(A) of the Clayton Act to Give Prima Facie Effect to Certain Facts that were Necessary to the Ultimate Rulings in the United States v. Visa/MasterCard. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 10/01/2008)
10/01/2008	525	MEMORANDUM OF LAW in Support re: 524 MOTION Pursuant to Section 5(A) of the Clayton Act to Give Prima Facie Effect to Certain Facts that were Necessary to the Ultimate Rulings in the United States v. Visa/MasterCard. MOTION Pursuant to Section 5(A) of the Clayton Act to Give Prima Facie Effect to Certain Facts that were Necessary to the Ultimate Rulings in the United States v. Visa/MasterCard.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Hooper (Selendy), Jennifer) (Entered: 10/01/2008)
10/01/2008	526	MEMORANDUM OF LAW in Support (<i>Reply</i>) of Discover's Motion in Limine to Exclude Liability Evidence Inconsistent with the Court's Summary Judgment Order of August 20, 2008. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/01/2008)
10/01/2008	527	DECLARATION of Laura B. Kadetsky in Support re: 526 Memorandum of Law in Support,. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Kadetsky, Laura) (Entered: 10/01/2008)
10/01/2008	528	PROPOSED JURY INSTRUCTIONS. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C) (Bhansali, Asim) (Entered: 10/01/2008)
10/02/2008	529	TRANSCRIPT of proceedings held on 9/9/2008 before Judge Barbara S. Jones. (jn) (Entered: 10/02/2008)
10/02/2008	556	MOTION in Limine to exclude evidence regarding Philip Purcells Departure and compensation package from Morgan Stanley (DTX 00594 & DTX 05267) and familial relationship with Discover's General Counsel.. Document filed by Discover

		Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
10/02/2008	557	NOTICE of motion in limine to exclude evidence regarding Philip Purcells Departure and compensation package from Morgan Stanley (DTX 00594 & DTX 05267) and familial relationship with Discover's General Counsel.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
10/02/2008	558	DECLARATION of Jennifer M. Selendy in Support re: 556 MOTION in Limine with Exhibits A & B. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (pl) (Entered: 10/02/2008)
10/02/2008	560	ORDER: theCourt attaches its own draft juror questionnaire. The parties are directed to inform the Court of any desired changes at the status conference on October 6, 2008, at 10:00am. The parties are furthered directed to explain why additional companies, other than the parties themselves, are listed on their submitted "Attachment A: Company Stock Ownership," i.e., why an ownership interest in that company would disqualify a juror from serving in this case. SO ORDERED. (Signed by Judge Barbara S. Jones on 10/2/2008) (tve) (Entered: 10/02/2008)
10/03/2008	561	NOTICE OF APPEARANCE by Matthias Andreas Kamber on behalf of Visa U.S.A., Inc. (Kamber, Matthias) (Entered: 10/03/2008)
10/03/2008	581	MEMORANDUM AND ORDER For the foregoing reasons, the Court denies Discover's motion to compel, and grants in part and denies in part Defendants' motion to preclude evidence regarding Visa's RRP, including the size of its litigation escrow. re: 421 MOTION in Limine. filed by Visa International Service Association, Visa U.S.A., Inc., 354 MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order, 353 Memorandum of Law in Support of Motion,. MOTION - Motion to modify the August 8, 2007 revised stipulation and order regarding supplementation after close of Fact Discovery re: 168 Stipulation and Order, 353 Memorandum of Law in Support of Motion,. filed by Discover Financial Services, DFS Services, LLC, Discover Bank. SO ORDERED: (Signed by Judge Barbara S. Jones on 10/3/2008) (jmi) (Entered: 10/08/2008)

10/06/2008	565	MEMORANDUM OF LAW in Opposition re: 530 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	566	DECLARATION of Amy L. Barton, Esq. (REDACTED) in Opposition re: 530 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1)(Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	567	MEMORANDUM OF LAW in Opposition re: 536 MOTION in Limine. (REDACTED). Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	568	DECLARATION of Amy L. Barton, Esq. in Opposition re: 536 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1 (REDACTED), # 2 Exhibit 2 (REDACTED), # 3 Exhibit 3 (REDACTED), # 4 Exhibit 4)(Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	569	MEMORANDUM OF LAW in Opposition re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance. (REDACTED). Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	570	DECLARATION of Amy L. Barton, Esq. (REDACTED) in Opposition re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1 (REDACTED), # 2 Exhibit 2 (REDACTED), # 3 Exhibit 3 (REDACTED), # 4 Exhibit 4 (REDACTED), # 5 Exhibit 5, # 6 Exhibit 6 (REDACTED), # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10)(Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	571	DECLARATION of Robert E. Hall, Esq. (REDACTED) in Opposition re: 377 MOTION to Exclude Professor Robert E. Hall's Opinions Concerning the Effects of Issuing Volume on Merchant Acceptance.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master

		Card Incorporated. (Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	572	MEMORANDUM OF LAW in Opposition re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court. (REDACTED). Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	573	NOTICE OF APPEARANCE by Scott Woodham Bulcao on behalf of Mastercard International Incorporated, Master Card Incorporated (Bulcao, Scott) (Entered: 10/06/2008)
10/06/2008	574	DECLARATION of Amy L. Barton, Esq. in Opposition re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1 Part 1 (REDACTED), # 2 Exhibit 1 Part 2 (REDACTED), # 3 Exhibit 2)(Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	575	MEMORANDUM OF LAW in Opposition re: 556 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Gallo, Kenneth) (Entered: 10/06/2008)
10/06/2008	576	DECLARATION of Amy L. Barton, Esq. (REDACTED) in Opposition re: 556 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4 (REDACTED))(Gallo, Kenneth) (Entered: 10/06/2008)
10/07/2008	577	MEMORANDUM AND ORDER granting in part and denying in part 423 Motion in Limine. (Signed by Judge Barbara S. Jones on 10/7/2008) (tve) (Entered: 10/07/2008)
10/07/2008	578	MEMORANDUM AND ORDER granting 374 Motion for to preclude Visa International Service from defending itself in this case by disclaiming liability for Visa U.S.A. Inc.'s By-Law 2.10 (e). (Signed by Judge Barbara S. Jones on 10/7/2008) (tve) (Entered: 10/07/2008)
10/07/2008	579	MEMORANDUM AND ORDER granting 541 Motion in Limine. (Signed by Judge Barbara S. Jones on 10/7/2008) (tve) (Entered: 10/07/2008)
10/07/2008	582	MEMORANDUM AND ORDER denying 403 Motion in Limine.

		Defendants Visa U.S.A. Inc. and Visa International Service Association ("Visa"), and MasterCard Incorporated and MasterCard International Incorporated ("MasterCard"), move in limine to preclude Plaintiffs Discover Financial Services, DFS Services, LLC, and Discover Bank ("Discover") from introducing evidence related to a "show of hands" poll that was allegedly conducted by a Discover executive in 1996. For the reasons set forth below, Defendants' motion is DENIED in its entirety. SO ORDERED. (Signed by Judge Barbara S. Jones on 10/7/2008) (jmi) (Entered: 10/08/2008)
10/08/2008	580	MEMORANDUM AND ORDER: On 9/22/08, the Court received a letter request from Courtroom View Network to record and provide audio-visual coverage of the trial in this case. Finally, in a case as voluminous and complex as this one, the presence of a camera and technician is likely to further complicate trial logistics. For these reasons, and the reasons previously discussed, the Court denies CVN's application. (Signed by Judge Barbara S. Jones on 10/7/08) (tro) (tro). (Entered: 10/08/2008)
10/08/2008	583	JOINT MEMORANDUM OF LAW in Opposition re: 544 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/08/2008)
10/08/2008	584	DECLARATION of Scott W. Bulcao in Opposition re: 544 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Certificate of Service) (Bulcao, Scott) (Entered: 10/08/2008)
10/08/2008	585	JOINT MEMORANDUM OF LAW in Opposition re: 553 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/08/2008)
10/08/2008	586	DECLARATION of Scott W. Bulcao in Opposition re: 553 MOTION in Limine.. Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, #

		12 Certificate of Service)(Bulcao, Scott) (Entered: 10/08/2008)
10/08/2008	587	ORDER: The Court has been advised by the jury administrators that they will be unable to bring in the jury panel for this case until 1:00pm on 10/14/08. In turn, the juror questionnaire will not be completed until the late afternoon on 10/14/08. The parties are ordered to appear for a Final Pretrial Conference set for 10/14/2008 at 02:00 PM in Courtroom 24A, 500 Pearl Street, New York, NY 10007 before Judge Barbara S. Jones. (Signed by Judge Barbara S. Jones on 10/8/08) (tro) (Entered: 10/08/2008)
10/08/2008	588	MEMORANDUM OF LAW in Opposition re: 380 MOTION to Exclude all of the Opinions of Roger L. Peirce.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 10/08/2008)
10/08/2008	589	MEMORANDUM OF LAW in Opposition re: 539 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 10/08/2008)
10/08/2008	590	MEMORANDUM OF LAW in Opposition re: 494 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 10/08/2008)
10/08/2008	591	MEMORANDUM OF LAW in Opposition re: 541 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 10/08/2008)
10/08/2008	592	MEMORANDUM OF LAW in Opposition re: 499 MOTION in Limine.. Document filed by Visa U.S.A., Inc., Visa International Service Association. (Mason, Robert) (Entered: 10/08/2008)
10/08/2008	617	MEMORANDUM AND ORDER denying 407 Motion in Limine. Defendants Visa U.S.A. Inc and Visa International Service Association, and MasterCard Incorporated and MasterCard International Incorporated move in limine to preclude Plaintiffs Discovery Financial Services, DFS Services, LLC, and Discovery Bank Visa International Service Association from cross-examining certain of Defendants' expert who offered opinions on issues resolved by the Court's collateral estoppel ruling. Because Discovery represents that it will not cross-examine Defendants' experts on issues resolved by

		collateral estoppel, the instant motion is DENIED as moot. To the extent the parties seek to cross-examine experts if their adversaries "open the door," the Court reserves judgment until confronted with such a challenge at trial. (Signed by Judge Barbara S. Jones on 10/7/08) (tro) (Entered: 10/14/2008)
10/09/2008	593	NOTICE OF APPEARANCE by Alexis Corine Lorenzo on behalf of Mastercard International Incorporated, Master Card Incorporated (Lorenzo, Alexis) (Entered: 10/09/2008)
10/09/2008	594	MEMORANDUM AND ORDER denying 414 Motion in Limine To Preclude Plaintiffs Discover Financial Services et al from introducing certain hearsay testimony of Discover executives regarding discussions with Citibank executives. (Signed by Judge Barbara S. Jones on 10/9/08) (cd) (Entered: 10/09/2008)
10/09/2008	595	FILING ERROR - DUPLICATE DOCKET ENTRY (See Document No. 596) - NOTICE of Motion For Procedure to Handle Testimony and Presentation of Exhibits Regarding Confidential Contractual Terms and Negotiations. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Bhansali, Asim) Modified on 10/10/2008 (jar). (Entered: 10/09/2008)
10/09/2008	596	JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>). Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated.(Bhansali, Asim) (Entered: 10/09/2008)
10/09/2008	597	MEMORANDUM OF LAW in Support re: 596 JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>).JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>).. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Bhansali, Asim) (Entered: 10/09/2008)
10/09/2008	598	DECLARATION of Christopher Lambert in Support re: 596 JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>).JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>).. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International

		Incorporated, Master Card Incorporated. (Bhansali, Asim) (Entered: 10/09/2008)
10/09/2008	599	DECLARATION of Michael A. Rubin in Support re: 596 JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>).JOINT MOTION Procedure to Handle Confidential Testimony and Exhibits (<i>Notice of Motion</i>).. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Exhibit 1)(Bhansali, Asim) (Entered: 10/09/2008)
10/09/2008	627	LETTER addressed to Judge Barbara S. Jones from Kerin E. Coughlin dated 2/9/08 re: Discover writes to requests that the Court address an issue regarding production of documents related to MasterCard's recent motion to enforce the final judgment in Unites States v. Visa and MasterCard. ("Visa/MasterCard"). Document filed by Discover Financial Services.(pl) Modified on 10/15/2008 (pl). (Entered: 10/15/2008)
10/10/2008	600	JOINT MEMORANDUM OF LAW in Opposition re: 524 MOTION Pursuant to Section 5(A) of the Clayton Act to Give Prima Facie Effect to Certain Facts that were Necessary to the Ultimate Rulings in the United States v. Visa/MasterCard. MOTION Pursuant to Section 5(A) of the Clayton Act to Give Prima Facie Effect to Certain Facts that were Necessary to the Ultimate Rulings in the United States v. Visa/MasterCard.. Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/10/2008)
10/13/2008	601	FILING ERROR - DEFICIENT DOCKET ENTRY - (SEE DOCUMENT #603) - MOTION to Strike <i>portions of the supplemental expert reports of Professor Robert E. Hall</i> . Document filed by Discover Financial Services, Inc., Discover Financial Services, Discovery Bank, Discover Bank.(Shinder, Jeffrey) Modified on 10/14/2008 (lb). (Entered: 10/13/2008)
10/13/2008	602	FILING ERROR - DEFICIENT DOCKET ENTRY - (MISSING EXHIBITS) - DECLARATION of Jeffrey I. Shinder in Support re: 601 MOTION to Strike <i>portions of the supplemental expert reports of Professor Robert E. Hall</i> .. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Shinder, Jeffrey) Modified on 10/14/2008 (lb). (Entered: 10/13/2008)

10/13/2008	603	MOTION to Strike <i>portions of the supplemental expert reports of Professor Robert E. Hall and Professor Sharon M. Oster</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Shinder, Jeffrey) (Entered: 10/13/2008)
10/13/2008	604	DECLARATION of Jeffrey I. Shinder in Support re: 603 MOTION to Strike <i>portions of the supplemental expert reports of Professor Robert E. Hall and Professor Sharon M. Oster</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A to declaration in support of motion, # 2 Exhibit B to declaration in support of motion, # 3 Exhibit C to declaration in support of motion, # 4 Exhibit D to declaration in support of motion, # 5 Exhibit E to declaration in support of motion, # 6 Exhibit F to declaration in support of motion, # 7 Exhibit G to declaration in support of motion, # 8 Exhibit H to declaration in support of motion, # 9 Exhibit I to declaration in support of motion)(Shinder, Jeffrey) (Entered: 10/13/2008)
10/13/2008	605	MEMORANDUM OF LAW in Support re: 603 MOTION to Strike <i>portions of the supplemental expert reports of Professor Robert E. Hall and Professor Sharon M. Oster</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Shinder, Jeffrey) (Entered: 10/13/2008)
10/14/2008	607	REPLY MEMORANDUM OF LAW in Support re: 498 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/14/2008)
10/14/2008	608	DECLARATION of Laura B. Kadetsky in Support re: 498 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A to declaration in further support of motion, # 2 Exhibit B to declaration in further support of motion) (Kadetsky, Laura) (Entered: 10/14/2008)
10/14/2008	609	REPLY MEMORANDUM OF LAW in Support re: 536 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/14/2008)
10/14/2008	610	REPLY MEMORANDUM OF LAW in Support re: 544 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/14/2008)

10/14/2008	611	REPLY MEMORANDUM OF LAW in Support re: 494 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/14/2008)
10/14/2008	612	REPLY MEMORANDUM OF LAW in Support re: 553 MOTION in Limine.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/14/2008)
10/14/2008	613	REPLY MEMORANDUM OF LAW in Support re: 380 MOTION to Exclude all of the Opinions of Roger L. Peirce.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/14/2008)
10/14/2008	614	DECLARATION of Robert S. Cohen in Support re: 380 MOTION to Exclude all of the Opinions of Roger L. Peirce.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A to declaration in further support of motion, # 2 Exhibit B to declaration in further support of motion, # 3 Exhibit C to declaration in further support of motion, # 4 Exhibit D to declaration in further support of motion)(Cohen, Robert) (Entered: 10/14/2008)
10/14/2008	615	REPLY MEMORANDUM OF LAW in Support re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Cohen, Robert) (Entered: 10/14/2008)
10/14/2008	616	DECLARATION of Robert S. Cohen in Support re: 374 MOTION to exclude testimony of Visa's and Mastercard's Liability Experts on Issues decided by the Court.. Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A to declaration in further support of motion, # 2 Exhibit B Part 1 to declaration in further support of motion, # 3 Exhibit B Part 2 to declaration in further support of motion, # 4 Exhibit B Part 3 to declaration in further support of motion, # 5 Exhibit B Part 4 to declaration in further support of motion, # 6 Exhibit B Part 5 to declaration in further support of motion, # 7 Exhibit C to declaration in further support of motion) (Cohen, Robert) (Entered: 10/14/2008)
10/14/2008	618	MEMORANDUM AND ORDER granting in part and denying in part 471 Motion in Limine. Defendants' motion is GRANTED in part and DENIED in part. SO ORDERED. (Signed by Judge

		Barbara S. Jones on 10/11/2008) (tve) (Entered: 10/14/2008)
10/14/2008	619	MEMORANDUM AND ORDER denying 401 Motion in Limine; denying 475 Motion in Limine. For the reasons set forth in this Order, MasterCard's motions in limine are DENIED. SO ORDERED. (Signed by Judge Barbara S. Jones on 10/11/2008) (tve) (Entered: 10/14/2008)
10/14/2008	620	ORDER: Discover's Motion to Exclude All of the Opinions of Roger L. Peirce is DENIED. Discover's Motion to Exclude Seven of Dr. William E. Wecker's Opinions is DENIED as moot. Discover's Motion to Preclude Defendants from Introducing Evidence Regarding Philip Purcell's Departure and Compensation Package from Morgan Stanley and Familial Relationship with Discover's General Counsel is GRANTED in part and DENIED in part. Discover's Motion to Preclude Defendants from Using Against Discover Testimony Designated from Prior Litigations to Which Plaintiffs Were Not a Party is GRANTED. Defendants' Motion to Exclude Irrelevant and Prejudicial Evidence Regarding Visa's Settlement Service Fee is GRANTED in part. MasterCard's Motion to Preclude Discover from Calling MasterCard's General Counsel Noah Hanft as a Witness at Trial is DENIED in part. Visa's Motion to Preclude Discover from Calling Visa's General Counsel Joshua Floum as a Witness at Trial is DENIED in part. SO ORDERED. (Signed by Judge Barbara S. Jones on 10/11/2008) (tve) (Entered: 10/14/2008)
10/14/2008	636	ORDER: Defendants do not oppose modification of the Protective Orders, but note that such a motion must be made before the proper Court and that third parties must be given proper notice and an opportunity to object. This Court agrees. With respect to the Wal-Mart Protective Order, any proposed modification should be addressed before Judge Gleeson or Magistrate Judge Mann of the Eastern District of New York, who issued the Wal-Mart Protective Order and retained jurisdiction over the enforcement of the order after the termination of the Wal-Mart Action. With respect to the DOJ Action, the Court is of the understanding that the parties are currently conferring and will shortly advise the Court of a jointly proposed notice procedure for nonparties. SO ORDERED. (Signed by Judge Barbara S. Jones on 2/15/2006) (tve) (Entered: 10/24/2008)
10/15/2008	621	REPLY MEMORANDUM OF LAW in Support re: 400 MOTION in Limine. <i>TO EXCLUDE EVIDENCE PRECLUDED BY THE</i>

		<i>COURT'S AUGUST 20, 2008 ORDER</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Gallo, Kenneth) (Entered: 10/15/2008)
10/15/2008	622	REPLY MEMORANDUM OF LAW in Support re: 401 MOTION in Limine. <i>TO EXCLUDE EVIDENCE REGARDING THIRD PARTIES' UNWILLINGNESS TO ACQUIRE FOR DISCOVER</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Gallo, Kenneth) (Entered: 10/15/2008)
10/15/2008	623	REPLY MEMORANDUM OF LAW in Support re: 403 MOTION in Limine. <i>TO PRECLUDE EVIDENCE REGARDING A "SHOW OF HANDS" POLL ALLEGEDLY CONDUCTED IN 1996 (Redacted)</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Gallo, Kenneth) (Entered: 10/15/2008)
10/15/2008	624	DECLARATION of Gary R. Carney in Support re: 403 MOTION in Limine.. Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4)(Gallo, Kenneth) (Entered: 10/15/2008)
10/15/2008	625	REPLY MEMORANDUM OF LAW in Support re: 404 MOTION in Limine. <i>TO PRECLUDE EVIDENCE RELATING TO THE PERIOD AFTER FACT DISCOVERY (Redacted)</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Gallo, Kenneth) (Entered: 10/15/2008)
10/15/2008	626	REPLY MEMORANDUM OF LAW in Support re: 406 MOTION in Limine. <i>TO RESTRICT REFERENCE TO PRIOR DEPARTMENT OF JUSTICE ACTION AND PRECLUDE REFERENCE TO OTHER LITIGATIONS (Redacted)</i> . Document filed by Mastercard Incorporated, Mastercard International Incorporated, Visa U.S.A., Inc., Visa International Service Association. (Gallo, Kenneth) (Entered: 10/15/2008)
10/15/2008	628	DECLARATION of Scott W. Bulcao (With Exhibits) in Support re: 414 JOINT MOTION in Limine <i>Excluding Hearsay Testimony of Discover Executives Regarding Discussions With Citibank Executives</i> .. Document filed by Mastercard International Incorporated, Master Card Incorporated.

		(Attachments: # 1 Certificate of Service)(Bulcao, Scott) (Entered: 10/15/2008)
10/15/2008	629	JOINT REPLY MEMORANDUM OF LAW in Support re: 414 JOINT MOTION in Limine <i>Excluding Hearsay Testimony of Discover Executives Regarding Discussions With Citibank Executives.</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/15/2008)
10/15/2008	630	JOINT REPLY MEMORANDUM OF LAW in Support re: 418 JOINT MOTION in Limine <i>Excluding Certain Testimony of David Nelms Regarding Discussions With First USA.</i> . Document filed by Visa U.S.A., Inc., Visa International Service Association, Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Tringali, Joseph) (Entered: 10/15/2008)
10/15/2008	631	DECLARATION of Scott W. Bulcao (With Exhibit) in Support re: 418 JOINT MOTION in Limine <i>Excluding Certain Testimony of David Nelms Regarding Discussions With First USA.</i> . Document filed by Mastercard International Incorporated, Master Card Incorporated. (Attachments: # 1 Certificate of Service)(Bulcao, Scott) (Entered: 10/15/2008)
10/20/2008	632	MOTION to Strike <i>supplemental expert report of William Wecker.</i> Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/20/2008)
10/20/2008	633	MEMORANDUM OF LAW in Support re: 632 MOTION to Strike <i>supplemental expert report of William Wecker.</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Kadetsky, Laura) (Entered: 10/20/2008)
10/20/2008	634	DECLARATION of Laura B. Kadetsky in Support re: 632 MOTION to Strike <i>supplemental expert report of William Wecker.</i> . Document filed by Discover Financial Services, DFS Services, LLC, Discover Bank. (Attachments: # 1 Exhibit A in support of motion to strike, # 2 Exhibit B in support of motion to strike, # 3 Exhibit C in support of motion to strike, # 4 Exhibit D in support of motion to strike, # 5 Exhibit E in support of motion to strike, # 6 Exhibit F in support of motion to strike, # 7 Exhibit G in support of motion to strike, # 8 Exhibit H in support of motion to strike)(Kadetsky, Laura) (Entered: 10/20/2008)

10/23/2008	635	TRANSCRIPT of proceedings held on October 6, 2008 10:00 a.m. before Judge Barbara S. Jones. (mro) (Entered: 10/23/2008)
11/11/2008	637	REFEERED TO JUDGE FOR APPROVAL - STIPULATION OF VOLUNTARY DISMISSAL It is hereby stipulated and agreed by and between the parties and/or their respective counsel (s) that the above-captioned action is voluntarily dismissed, without prejudice against the defendant(s) Visa U.S.A. Inc., Visa International Service Association, MasterCard Incorporated, and MasterCard International Incorporated pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. Document filed by Discover Financial Services, DFS Services, LLC, and Discover Bank.(Shinder, Jeffrey) Modified on 11/12/2008 (dt). (Entered: 11/11/2008)
11/12/2008		***NOTE TO ATTORNEY - DOCUMENT REFERRED TO JUDGE FOR APPROVAL. Note to Attorney Jeffrey Shinder Document 637 Stipulation of Voluntary Dismissal,, was referred to Judge Barbara S. Jones for approval. (dt) (Entered: 11/12/2008)
11/12/2008	638	STIPULATION AND ORDER OF DISMISSAL WITHOUT PREJUDICE It is hereby stipulated and agreed that all claims asserted by plaintiffs in the above captioned action against dismissed defendants are dismissed in their entirety without prejudice in accordance with the October 27, 2008 Release and Settlement Agreement between Discover Financial Services, DFS Services, LLC, and Discover Bank, MasterCard Incorporated and MasterCard International Incorporated, and Visa U.S.A. Inc. and Visa International Service Association, each party to bear its own costs and attorneys fees. ENODRSEMENT: the Clerk of the Court is directed to close this case. (Signed by Judge Barbara S. Jones on 11/12/08) (mme) (Entered: 11/12/2008)
11/13/2008		CASE NO LONGER REFERRED to Magistrate Judge Douglas F. Eaton. I hereby close the above Order of Reference for magistrate judge statistical purposes. Reason: On 11/11/08, the remaining plaintiffs filed a Stipulation of Dismissal Without Prejudice, to be so ordered by Judge Jones. (mro) (Entered: 11/17/2008)
12/02/2008	640	MOTION for Reconsideration/clafification, MOTION to Intervene as Plaintiff under FRCP 24(a)2, 24(B), MOTION for amicus curaie brief, friend of the court. Document filed by Jonathan Lee Riches.(djc) (Entered: 12/29/2008)

12/10/2008	639	ORDER For the reasons set forth in this order the Court denies their motion, as the case is resolved and the instant motion is moot. (Signed by Judge Barbara S. Jones on 12/10/08) (mme) (Entered: 12/10/2008)
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