

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:05-cv-12024-PBS**

Natchitoches Parish Hospital Service District v. Tyco International, Ltd. et al
Assigned to: Judge Patti B. Saris
Cause: 15:25 Clayton Act

Date Filed: 10/05/2005
Jury Demand: Both
Nature of Suit: 730 Labor: Reporting/Disclosure
Jurisdiction: Federal Question

Plaintiff

Natchitoches Parish Hospital Service District
*on behalf of itself and all others similarly situated
doing business as*
Natchitoches Regional Medical Center

represented by **Adam M. Moskowitz**
Kozyak Tropin & Throckmorton, P.A.
9th Floor
2525 Ponce de Leon Boulevard
Miami , FL 33134
305-372-1800
Fax: 305-372-3508
Email: amm@kttlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Adam M. Stewart
Shapiro Haber & Urmy LLP
53 State Street
37th Floor
Boston , MA 02109
617-439-3939
Fax: 617-439-0134
Email: astewart@shulaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Kelly
Odom & Des Roches, LLP
Poydras Center
Suite 2020
650 Poydras Street
New Orleans , LA 70130
504-522-0077
Fax: 504-522-0078
Email: akelly@odrlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Bruce E. Gerstein
Garwin Gerstein & Fisher LLP
1501 Broadway
Suite 1416
New York , NY 10036
212-398-0055
Fax: 212-764-6620
Email: bgerstein@garwingerstein.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles S. Weems , III
Gold, Weems, Bruser, Sues & Rundell
2001 MacArthur Drive
Alexendria , LA 71301
318-445-6471
Email: cweems@goldweems.com

*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Daniel Berger
Berger & Montague, P.C.
1622 Locust Street
Philadelphia , PA 19103
215-875-3026
Fax: 215-875-4604
Email: danberger@bm.net
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

David C. Raphael , Jr.
The Smith Foote Law Firm, LLP
720 Murray Street
Alexandria , LA 71301
318-445-4480
Fax: 318-487-1741
Email: draphael@smithfoote.com
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

David P. Smith
Percy, Smith & Foote LLP
720 Murray Street
Alexandria , LA 71301
318-445-4480
Fax: 318-487-1741
Email: dpsmith@smithfoote.com
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

David F. Sorensen
Berger & Montague, P.C.
1622 Locust Street
Philadelphia , PA 19103
215-875-5705
Fax: 215-875-4604
Email: dsorensen@bm.net
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Elena Chan
Garwin Gerstein & Fisher LLP
1501 Broadway
Suite 1416
New York , NY 10036
212-398-0055
Email: echan@garwingerstein.com
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Eric L. Cramer
Berger & Montague PC
1622 Locust Street
Philadelphia , PA 19103-6305
215-875-3000
Fax: 215-875-4604
Email: ecramer@bm.net
LEAD ATTORNEY

*ATTORNEY TO BE NOTICED***Heather M. Mathews**

Weems, Bruser, Sues & Rundell
2001 MacArthur Drive
PO Box 6118
Alexandria , VA 71307-6118
318-445-6471
Email: hmathews@goldweems.com

*LEAD ATTORNEY**PRO HAC VICE**ATTORNEY TO BE NOTICED***John Alden Meade**

Odom & Des Roches, LLP
650 Poydras Street
Suite 2020
New Orleans , LA 70130
504-522-0077
Fax: 504-522-0078
Email: jmeade@odrlaw.com

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Noah Silverman**

Garwin Gerstein & Fisher LLP
1501 Broadway
Suite 1416
New York , NY 10036
212-398-0055
Fax: 212-764-6620
Email: nsilverman@garwingerstein.com

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Stuart E. Des Roches**

Odom & Des Roches, LLP
Poydras Center
Suite 2020
650 Poydras Street
New Orleans , LA 70130
504-522-0077
Fax: 504-522-0078
Email: stuart@odrlaw.com

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Thomas G. Shapiro**

Shapiro Haber & Urmy LLP
53 State Street
Boston , MA 02108
617-439-3939
Fax: 617-439-0134
Email: tshapiro@shulaw.com

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Thomas A. Tucker Ronzetti**

Kozyak Tropin & Throckmorton, P.A.
9th Floor
2525 Ponce de Leon Boulevard
Miami , FL 33143
305-372-1800

Fax: 305-377-0658
Email: tr@kttlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

W. Ross Foote
Percy, Smith, & Foote, LLP
720 Murray Street
P.O. Box 1632
Alexandria , LA 71307
318-445-4480
Fax: 318-487-1741
Email: rfoote@smithfoote.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

J M Smith Corporation
doing business as
Smith Drug Company

represented by **Adam M. Stewart**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Bruce E. Gerstein
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles S. Weems , III
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Elena Chan
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Heather M. Mathews
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

John Alden Meade
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas G. Shapiro
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David C. Raphael , Jr.
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Tyco International, Ltd.

represented by **James Donato**
Shearman & Sterling LLP
525 Market Street
Suite 1500
San Francisco , CA 94105-2723
415-616-1143
Fax: 415-616-1199
Email: james.donato@shearman.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John M. Griffin
Tyco Healthcare Group, LP
15 Hampshire Street
Mansfield , MA 02048
508-261-8480
Fax: 508-261-8544
Email: john.griffin@tycohealthcare.com
ATTORNEY TO BE NOTICED

Defendant**Tyco International (U.S.), Inc.**

represented by **Christopher D. Dusseault**
Gibson, Dunn & Crutcher LLP
333 South Grand Avenue
Los Angeles , CA 90071-3197
213-229-7855
Fax: 213-229-7520
Email: CDusseault@gibsondunn.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James Donato
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John M. Griffin
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marc A. Polk
Tyco Healthcare Group, LP
15 Hampshire Street
Mansfield , MA 02048
508-261-6616
Fax: 508-261-8544
Email: marc.polk@tycohealthcare.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Tyco Healthcare Group, L.P.**

represented by **Christopher D. Dusseault**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Heather Lamberg Kafele
Shearman & Sterling LLP
801 Pennsylvania Ave, N.W.
Washington , DC 20004
202-508-8097
Email: heather.kafele@shearman.com

*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

James Donato
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John M. Griffin
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Jonathan R. DeFosse
Shearman & Sterling LLP
801 Pennsylvania Ave, N.W.
Washington , DC 20004
202-508-8032
Email: jonathan.defosse@shearman.com
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Marc A. Polk
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Richard F. Schwed
Shearman & Sterling LLP
599 Lexington Avenue
New York , NY 10022
212-848-5445
Email: richard.schwed@shearman.com
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Defendant

The Kendall Healthcare Products Company

represented by **Christopher D. Dusseault**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

James Donato
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John M. Griffin
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Marc A. Polk
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Third Party Witness

Daniels Sharpsmart Inc.

represented by **Peter B. Krupp**
Lurie and Krupp, LLP

One McKinley Square
 Boston , MA 02109
 617-367-1970
 Fax: 617-367-1971
 Email: pkrupp@luriekrupp.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Third Party Witness

Health Trust Purchasing Group L.P.

Third Party Witness

Consorta, Inc.

represented by **Amanda Jo Metts**
 McDermott, Will & Emery
 227 West Monroe Street
 Suite 4400
 Chicago , IL 60606-5096
 312-984-7748
 Fax: 312-984-7700
 Email: ametts@mwe.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ThirdParty Defendant

Novation, LLC

| Date Filed | # | Docket Text |
|-------------------|----------|--|
| 10/05/2005 | <u>1</u> | COMPLAINT against Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International, Ltd., Tyco International (U.S.), Inc. Filing fee: \$ 250, receipt number 67289, filed by Natchitoches Parish Hospital Service District. (Attachments: # <u>1</u> Complaint, Part 2 of 2# <u>2</u> Civil Cover Sheet)(Patch, Christine) (Entered: 10/11/2005) |
| 10/05/2005 | | If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Collings. (Patch, Christine) (Entered: 10/11/2005) |
| 10/05/2005 | | Summons Issued as to Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International, Ltd., Tyco International (U.S.), Inc.. (Patch, Christine) (Entered: 10/11/2005) |
| 11/01/2005 | <u>2</u> | SUMMONS Returned Executed The Kendall Healthcare Products Company served on 10/18/2005, answer due 11/7/2005. (Patch, Christine) (Entered: 11/03/2005) |
| 11/01/2005 | <u>3</u> | SUMMONS Returned Executed Tyco Healthcare Group, L.P. served on 10/26/2005, answer due 11/15/2005. (Patch, Christine) (Entered: 11/03/2005) |
| 11/01/2005 | <u>4</u> | SUMMONS Returned Executed Tyco International (U.S.), Inc. served on 10/26/2005, answer due 11/15/2005. (Patch, Christine) (Entered: 11/03/2005) |
| 11/09/2005 | <u>5</u> | STIPULATION Extending Time to Respond to Complaint by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Natchitoches Parish Hospital Service District, Tyco International, Ltd., Tyco International (U.S.), Inc. Response due by 12/7/05. (Patch, Christine) (Entered: 11/10/2005) |
| 12/07/2005 | <u>6</u> | MOTION for Waiver of Electronic Filing by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Patch, Christine) (Entered: 12/08/2005) |
| 12/07/2005 | <u>7</u> | ANSWER to Complaint with Jury Demand by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Patch, Christine) (Entered: 12/14/2005) |
| 12/13/2005 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>6</u> Motion for Waiver of Electronic Filing (Patch, Christine) (Entered: 12/14/2005) |
| 12/14/2005 | <u>8</u> | NOTICE of Scheduling Conference Scheduling Conference set for 2/15/2006 03:00 PM in Courtroom 19 before Judge Patti B. Saris. (Patch, Christine) (Entered: 12/16/2005) |
| 12/22/2005 | <u>9</u> | MOTION for Leave to Appear Pro Hac Vice by James Donato by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # <u>1</u> Affidavit)(Griffin, John) (Entered: 12/22/2005) |

| | | |
|------------|--------------------|---|
| 12/22/2005 | 10 | MOTION for Leave to Appear Pro Hac Vice by Margaret Branick-Abilla by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit)(Griffin, John) (Entered: 12/22/2005) |
| 12/23/2005 | | Filing fee: \$ 100.00, receipt number 69128 regarding Motions for Leave to Appear Pro Hac Vice by James Donato and Margaret Branick-Abilla (Patch, Christine) Modified on 12/29/2005 (Patch, Christine). Modified on 1/4/2006 (Patch, Christine). (Entered: 12/29/2005) |
| 12/29/2005 | | Judge Patti B. Saris : Electronic ORDER entered granting 9 Motion for Leave to Appear Pro Hac Vice Added James Donato for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company, granting 10 Motion for Leave to Appear Pro Hac Vice Added Margaret Branick-Abilla for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company (Patch, Christine) (Entered: 12/29/2005) |
| 01/30/2006 | 11 | MOTION for Leave to Appear Pro Hac Vice by Linda F. Callison by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International, Ltd., Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit Affidavit Linda F. Callison)(Griffin, John) (Entered: 01/30/2006) |
| 01/30/2006 | 12 | MOTION for Leave to Appear Pro Hac Vice by Monique R. Sherman by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International, Ltd., Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit)(Griffin, John) (Entered: 01/30/2006) |
| 01/31/2006 | | Filing fee: \$ 100.00, receipt number 70061 regarding Motion for Leave to Appear Pro Hac Vice by Linda Callison and Monique Sherman (Patch, Christine) (Entered: 02/09/2006) |
| 02/08/2006 | 13 | JOINT STATEMENT of counsel <i>Regarding Scheduling Report and Discovery Plan Pursuant to Fed.R.Civ.P. 16(B) and 26(f), and Local Rule 16.1.</i> (Hess-Mahan, Theodore) (Entered: 02/08/2006) |
| 02/09/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 11 Motion for Leave to Appear Pro Hac Vice Added Linda F. Callison for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company, Monique R. Sherman for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company, granting 12 Motion for Leave to Appear Pro Hac Vice Added Linda F. Callison for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company, Monique R. Sherman for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company (Patch, Christine) (Entered: 02/09/2006) |
| 02/10/2006 | 14 | MOTION for Leave to Appear Pro Hac Vice by Noah Silverman & Brett Cebulash by Natchitoches Parish Hospital Service District. (Attachments: # 1 Certificates of Good Standing)(Hess-Mahan, Theodore) (Entered: 02/10/2006) |
| 02/10/2006 | 15 | MOTION for Leave to Appear Pro Hac Vice by Andrew Kelly by Natchitoches Parish Hospital Service District. (Attachments: # 1 Certificate of Good Standing)(Hess-Mahan, Theodore) (Entered: 02/10/2006) |
| 02/10/2006 | 16 | MOTION to Appoint Counsel <i>Plaintiff's Motion For Appointment of Interim Class Counsel Pursuant to Fed. R. Civ. P. 23(g)</i> by Natchitoches Parish Hospital Service District.(Hess-Mahan, Theodore) (Entered: 02/10/2006) |
| 02/10/2006 | 17 | MEMORANDUM in Support re 16 MOTION to Appoint Counsel <i>Plaintiff's Motion For Appointment of Interim Class Counsel Pursuant to Fed. R. Civ. P. 23(g)</i> filed by Natchitoches Parish Hospital Service District. (Hess-Mahan, Theodore) (Entered: 02/10/2006) |
| 02/10/2006 | 18 | AFFIDAVIT of Theodore M. Hess-Mahan in Support re 16 MOTION to Appoint Counsel <i>Plaintiff's Motion For Appointment of Interim Class Counsel Pursuant to Fed. R. Civ. P. 23(g)</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D)(Hess-Mahan, Theodore) (Entered: 02/10/2006) |
| 02/13/2006 | 19 | MOTION for Leave to Appear Pro Hac Vice by David P. Smith and W. Ross Foote by Natchitoches Parish Hospital Service District. (Attachments: # 1 Certificates of Good Standing)(Hess-Mahan, Theodore) (Entered: 02/13/2006) |
| 02/13/2006 | 20 | MOTION for Leave to Appear Pro Hac Vice by Stuart Des Roches and Adelaida Ferchmin by Natchitoches Parish Hospital Service District. (Attachments: # 1 Certificates of Good Standing)(Hess-Mahan, Theodore) (Entered: 02/13/2006) |
| 02/13/2006 | 21 | CERTIFICATION pursuant to Local Rule 16.1 by Natchitoches Parish Hospital Service District.(Hess-Mahan, Theodore) (Entered: 02/13/2006) |
| 02/13/2006 | 22 | CERTIFICATE OF CONSULTATION <i>Case Management Conference Certification (Local Rule 16.1-(D)(3)</i> by James Donato on behalf of Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. by on behalf of Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 02/13/2006) |

| | | |
|------------|-----------|---|
| 02/13/2006 | | Filing fee: \$ 50.00, receipt number 12467 regarding Motion for Leave to Appear Pro Hac Vice by Andrew Kelly (Patch, Christine) (Entered: 02/21/2006) |
| 02/13/2006 | | Filing fee: \$ 100.00, receipt number 70309 regarding Motion for Leave to Appear Pro Hac Vice by Noah Silverman and Brett Cebulash (Patch, Christine) (Entered: 02/21/2006) |
| 02/14/2006 | | Filing fee: \$ 100.00, receipt number 70389 regarding Motion for Leave to Appear Pro Hac Vice by Stuart Des Roches and Adelaida Ferchmin (Patch, Christine) (Entered: 02/21/2006) |
| 02/14/2006 | | Filing fee: \$ 100.00, receipt number 70390 regarding Motion for Leave to Appear Pro Hac Vice by David P. Smith and W. Ross Foote (Patch, Christine) (Entered: 02/21/2006) |
| 02/15/2006 | | ElectronicClerk's Notes for proceedings held before Judge Patti B. Saris: Scheduling Conference held on 2/15/2006. Court sets discovery and motion filing schedule. Parties to submit proposed scheduling order to the court. Class Certification Hearing set for 1/17/2007 at 2:00 PM in Courtroom 19 before Judge Patti B. Saris. Summary Judgment Motion Hearing/Pretrial Conference set for 10/10/2007 at 2:00 PM in Courtroom 19 before Judge Patti B. Saris. Court refers parties to (private) mediation in January, 2007. (Alba, Robert) (Entered: 02/15/2006) |
| 02/15/2006 | | Judge Patti B. Saris : Electronic ORDER entered denying <u>16</u> Motion to Appoint Counsel (Patch, Christine) (Entered: 02/16/2006) |
| 02/17/2006 | <u>23</u> | MOTION for Leave to Appear Pro Hac Vice by Daniel Berger, David F. Sorenson and Keith J. Verrier by Natchitoches Parish Hospital Service District. (Attachments: # <u>1</u> Certificate of Good Standing of Daniel Berger# <u>2</u> Certificate of Good Standing of David J. Sorenson# <u>3</u> Certificate of Good Standing of Keith J. Verrier)(Hess-Mahan, Theodore) (Entered: 02/17/2006) |
| 02/17/2006 | | Filing fee: \$ 150.00, receipt number 70439 regarding Motion for Leave to Appear Pro Hac Vice by Daniel Berger, David F. Sorenson, and Keith J. Verrier (Patch, Christine) (Entered: 02/22/2006) |
| 02/21/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>20</u> Motion for Leave to Appear Pro Hac Vice Added Stuart E. Des Roches for Natchitoches Parish Hospital Service District, Adelaida Ferchmin for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 02/21/2006) |
| 02/21/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>19</u> Motion for Leave to Appear Pro Hac Vice Added W. Ross Foote for Natchitoches Parish Hospital Service District, David P. Smith for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 02/21/2006) |
| 02/21/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>15</u> Motion for Leave to Appear Pro Hac Vice Added Andrew Kelly for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 02/21/2006) |
| 02/21/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>14</u> Motion for Leave to Appear Pro Hac Vice Added Noah Silverman for Natchitoches Parish Hospital Service District, Brett Cebulash for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 02/21/2006) |
| 02/21/2006 | <u>24</u> | Recommendations for Scheduling Order [<i>Proposed</i>] <i>Scheduling Order</i> . (Donato, James) (Entered: 02/21/2006) |
| 02/22/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>23</u> Motion for Leave to Appear Pro Hac Vice Added Daniel Berger for Natchitoches Parish Hospital Service District, David F. Sorensen for Natchitoches Parish Hospital Service District, Keith J. Verrier for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 02/22/2006) |
| 02/27/2006 | <u>25</u> | CERTIFICATION pursuant to Local Rule 16.1 by Natchitoches Parish Hospital Service District.(Hess-Mahan, Theodore) (Entered: 02/27/2006) |
| 02/28/2006 | <u>26</u> | Judge Patti B. Saris : ORDER entered. SCHEDULING ORDER. (Patch, Christine) (Entered: 03/02/2006) |
| 03/03/2006 | <u>27</u> | MOTION for Leave to Appear Pro Hac Vice by Eric L. Cramer by Natchitoches Parish Hospital Service District. (Attachments: # <u>1</u> Certificate of Good Standing of Eric L. Cramer)(Hess-Mahan, Theodore) (Entered: 03/03/2006) |
| 03/03/2006 | | Filing fee: \$ 50.00, receipt number 70816 regarding Motion for Leave to Appear Pro Hac Vice (Patch, Christine) (Entered: 03/09/2006) |
| 03/09/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting <u>27</u> Motion for Leave to Appear Pro Hac Vice Added Eric Cramer for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 03/09/2006) |
| 04/21/2006 | <u>28</u> | MOTION for Leave to Appear Pro Hac Vice by Adam Moskowitz and Tucker Ronzetti by Natchitoches Parish Hospital Service District. (Attachments: # <u>1</u> Certificates of Good Standing)(Shapiro, Thomas) (Entered: 04/21/2006) |

| | | |
|------------|--------------------|---|
| 04/21/2006 | | Filing fee: \$ 100.00, receipt number 71950 for 28 MOTION for Leave to Appear Pro Hac Vice by Adam Moskowitz and Tucker Ronzetti (Patch, Christine) (Entered: 04/25/2006) |
| 04/25/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 28 Motion for Leave to Appear Pro Hac Vice Added Adam M. Moskowitz for Natchitoches Parish Hospital Service District, Thomas A. Tucker Ronzetti for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 04/25/2006) |
| 06/05/2006 | 29 | Joint MOTION for Protective Order by all parties. (Attachments: # 1 Text of Proposed Order)(Hess-Mahan, Theodore) (Entered: 06/05/2006) |
| 06/08/2006 | 30 | Judge Patti B. Saris : ORDER entered. PROTECTIVE ORDER(Patch, Christine) (Entered: 06/13/2006) |
| 06/09/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 29 Motion for Protective Order (Patch, Christine) (Entered: 06/12/2006) |
| 07/19/2006 | 31 | MOTION for Leave to Appear Pro Hac Vice by Bruce E. Gerstein and Archana Tamoshunas by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Certificate of Good Standing of Bruce E. Gerstein# 2 Affidavit Certificate of Good Standing of Archana Tamoshunas)(Hess-Mahan, Theodore) (Entered: 07/19/2006) |
| 07/20/2006 | | Filing fee: \$ 100.00, receipt number 73842 for 31 MOTION for Leave to Appear Pro Hac Vice by Bruce E. Gerstein and Archana Tamoshunas (Patch, Christine) (Entered: 07/31/2006) |
| 07/25/2006 | 32 | Joint MOTION to Modify Scheduling Order by all parties. (Attachments: # 1 Text of Proposed Order)(Hess-Mahan, Theodore) (Entered: 07/25/2006) |
| 07/27/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 32 Motion for Modification of the Scheduling Order. "The Class Certification Hearing is continued to April 19, 2007 at 2:00 PM." (Patch, Christine) (Entered: 07/31/2006) |
| 07/31/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 31 Motion for Leave to Appear Pro Hac Vice Added Bruce E. Gerstein for Natchitoches Parish Hospital Service District, Archana Tamoshunas for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 07/31/2006) |
| 09/12/2006 | 33 | MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit Declaration of Jeon in Support of Tyco Healthcare's Motion for Leave to Take Discovery of Putative Class Memebers# 2 Exhibit Exhibit 1 to Jeon Declaration# 3 Exhibit Exhibit 2 to Jeon Declaration# 4 Exhibit Exhibit 3 to Jeon Declaration# 5 Exhibit Exhibit 4 to Jeon Declaration# 6 Exhibit Exhibit 5 to Jeon Declaration)(Donato, James) (Entered: 09/12/2006) |
| 09/26/2006 | 34 | MEMORANDUM in Opposition re 33 MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Declaration of Archana Tamoshunas# 2 Exhibit Exhibit A to Tamoshunas Declaration# 3 Exhibit Exhibit B to Tamoshunas Declaration)(Tamoshunas, Archana) (Entered: 09/26/2006) |
| 09/26/2006 | 35 | MEMORANDUM in Opposition re 33 MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members CORRECTED</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Declaration of Archana Tamoshunas# 2 Exhibit Exhibit A to Tamoshunas Declaration# 3 Exhibit Exhibit B to Tamoshunas Declaration)(Tamoshunas, Archana) (Entered: 09/26/2006) |
| 09/27/2006 | | Documents terminated: 34 Memorandum in Opposition to Motion, filed by Natchitoches Parish Hospital Service District,. (Patch, Christine) (Entered: 09/27/2006) |
| 09/27/2006 | | Notice of correction to docket made by Court staff. Correction: Document No. 34 terminated because: Document No. 35 is the corrected filing (Patch, Christine) (Entered: 09/27/2006) |
| 09/28/2006 | 36 | NOTICE by Tyco Healthcare Group, L.P., Tyco International, Ltd., Tyco International (U.S.), Inc. <i>Change of Law Firm Name</i> (Callison, Linda) (Entered: 09/28/2006) |
| 09/28/2006 | 37 | MOTION for Leave to File <i>A Reply To Plaintiff's Opposition To Defendants' Motion For Leave to Take Discovery Of Putative Class Members</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Callison, Linda) (Entered: 09/28/2006) |
| 09/29/2006 | | Judge Patti B. Saris: Electronic ORDER entered granting 37 MOTION for Leave to File A Reply To Plaintiff's Opposition To Defendants' Motion For Leave to Take Discovery Of Putative Class Members. Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include - Leave to file granted on (date of order)- in the caption of the document. (Alba, Robert) (Entered: 09/29/2006) |

| | | |
|------------|--------------------|---|
| 10/04/2006 | 38 | REPLY to Response to Motion re 37 MOTION for Leave to File <i>A Reply To Plaintiff's Opposition To Defendants' Motion For Leave to Take Discovery Of Putative Class Members</i> , 33 MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members (Defendants' Reply in Support of Defendants' Motion for Leave to Take Discovery of Putative Class Members)</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit Declaration of Jeon in Support of Tyco's Reply in Support of Defendants' Motion for Leave to Take Discovery of Putative Class Members# Exhibit A to Jeon Declaration in Support of Tyco's Reply in Support of Defendants' Motion for Leave)(Callison, Linda) Additional attachment(s) added on 10/5/2006 (Patch, Christine). (Entered: 10/04/2006) |
| 10/11/2006 | 39 | Judge Patti B. Saris: ORDER entered REFERRING 33 MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members</i> filed by Tyco International (U.S.), Inc., Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, to Magistrate Judge Robert B. Collings.(Alba, Robert) (Entered: 10/11/2006) |
| 10/13/2006 | 40 | Judge Robert B. Collings : ORDER OF RECUSAL.(Dolan, Kathleen) (Entered: 10/16/2006) |
| 10/19/2006 | | Magistrate Judge Leo T. Sorokin added. Magistrate Judge Robert B. Collings no longer assigned to case. (Cummings, Mary) (Entered: 10/19/2006) |
| 10/19/2006 | | ELECTRONIC NOTICE of Hearing on Motion 33 MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members</i> :The Motion Hearing has been set for 10/27/2006 09:30 AM in Courtroom 14 before Magistrate Judge Leo T. Sorokin. (Simeone, Maria) (Entered: 10/19/2006) |
| 10/19/2006 | 41 | Judge Patti B. Saris: ORDER entered REFERRING 33 Motion for Leave to Take Discovery of Putative Class Members filed by Tyco International (U.S.), Inc., Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, to Magistrate Judge Leo T. Sorokin.(Alba, Robert) (Entered: 10/19/2006) |
| 10/24/2006 | 42 | MOTION for Leave to Appear Pro Hac Vice by Thomas M. Jeon by all defendants. (Attachments: # 1 Affidavit) (Griffin, John) (Entered: 10/24/2006) |
| 10/25/2006 | | Filing fee: \$ 50.00, receipt number 75981 for 42 MOTION for Leave to Appear Pro Hac Vice by Thomas M. Jeon (Patch, Christine) (Entered: 10/25/2006) |
| 10/25/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 42 Motion for Leave to Appear Pro Hac Vice Added Thomas M. Jeon for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company (Patch, Christine) (Entered: 10/25/2006) |
| 10/27/2006 | | ElectronicClerk's Notes for proceedings held before Magistrate Judge Leo T. Sorokin : Motion Hearing held on 10/27/2006; court hears oral argument of counsel and takes the matter under advisement; re 33 MOTION for Leave to File <i>Defendants' Motion for Leave to Take Discovery of Putative Class Members</i> filed by Tyco International (U.S.), Inc., Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company,. (Digital Recording #d.) (Simeone, Maria) (Entered: 10/27/2006) |
| 10/30/2006 | | Magistrate Judge Leo T. Sorokin : Electronic ORDER entered denying 33 Motion for Leave to File; Before the Court is the Defendant's Motion For Leave to Take Discovery of Putative Class Members (Docket #33). A hearing was held on October 27, 2006. The Defendants seek discovery from putative class members to learn from whom the putative class members purchased sharp containers and the reasons for these purchases, as explained by the individual putative class members. Defendants have not met their burden to obtain discovery from the putative class members. Defendants already possess or, from other sources, have access to the discovery they seek. In addition, the discovery (other than the sales data which defendants now largely possess) is at most tangentially relevant to the claims as set forth in the complaint.The Motion is DENIED. (Simeone, Maria) (Entered: 10/30/2006) |
| 11/09/2006 | 43 | Objection to Order on Motion for Leave to File,,, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Defendants' Objections to Order Denying Motion for Leave to Take Discovery of Putative Class Members</i> . (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F)(Branick-Abilla, Margaret) (Entered: 11/09/2006) |
| 11/17/2006 | 44 | MOTION for Extension of Time to 10 days after receipt of transcript to File Response/Reply to <i>Defendants' Objections</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Declaration of Theodore M. Hess-Mahan# 2 Affidavit Declaration of Archana Tamoshunas# 3 Exhibit Ex A to Tamoshunas Decl# 4 Exhibit Ex B to Tamoshunas Decl)(Tamoshunas, Archana) (Entered: 11/17/2006) |
| 11/20/2006 | 45 | MEMORANDUM in Opposition re 44 MOTION for Extension of Time to 10 days after receipt of transcript to File Response/Reply to <i>Defendants' Objections</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Branick-Abilla, Margaret) (Entered: 11/20/2006) |

| | | |
|------------|---------------------|---|
| 11/20/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 44 Motion for Extension of Time to File Opposition to Defendants' Objections to Order Denying Motion for Leave to Take Discovery of Putative Class Members (Patch, Christine) (Entered: 11/21/2006) |
| 11/20/2006 | 46 | NOTICE OF RESCHEDULING: The Class Certification Hearing previously scheduled for April 19, 2007 has been rescheduled to 4/13/2007 02:00 PM in Courtroom 19 before Judge Patti B. Saris. (Patch, Christine) (Entered: 11/21/2006) |
| 11/21/2006 | 47 | NOTICE issued to Attorney Daniel Berger, Eric Cramer, Stuart E. Des Roches, Adelaida Ferchmin, W. Ross Foote, Andrew Kelly, Adam M. Moskowitz, Noah Silverman, and David P. Smith regarding mandatory use of ECF in compliance with Local Rule 5.4. Failure to comply may result in the imposition of sanctions. (Patch, Christine) (Entered: 11/21/2006) |
| 12/04/2006 | 48 | MOTION for Leave to Appear Pro Hac Vice for admission of David C. Raphael, Jr. by Natchitoches Parish Hospital Service District. (Attachments: # 1 Certificate of Good Standing of David C. Raphael, Jr.)(Hess-Mahan, Theodore) (Entered: 12/04/2006) |
| 12/04/2006 | 49 | Joint MOTION for Leave to File Excess Pages by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Natchitoches Parish Hospital Service District, Tyco International, Ltd., Tyco International (U.S.), Inc..(Hess-Mahan, Theodore) (Entered: 12/04/2006) |
| 12/04/2006 | | Filing fee: \$ 50.00, receipt number 76711 for 48 MOTION for Leave to Appear Pro Hac Vice for admission of David C. Raphael, Jr. (Patch, Christine) (Entered: 12/04/2006) |
| 12/04/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 48 Motion for Leave to Appear Pro Hac Vice Added David C. Raphael, Jr for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 12/04/2006) |
| 12/11/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 49 Motion for Leave to File Excess Pages (Patch, Christine) (Entered: 12/12/2006) |
| 12/11/2006 | | Filing fee: \$ 50.00, receipt number 76880 for Pro Hac Admission for John Alden Meade. (Patch, Christine) (Entered: 12/13/2006) |
| 12/13/2006 | 50 | MOTION for Leave to Appear Pro Hac Vice for admission of John Alden Meade by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Certificate of Good Standing for John Alden Meade)(Hess-Mahan, Theodore) (Entered: 12/13/2006) |
| 12/13/2006 | 51 | NOTICE of Withdrawal of Appearance by Theodore M. Hess-Mahan <i>on behalf of Adelaida Ferchmin</i> (Hess-Mahan, Theodore) (Entered: 12/13/2006) |
| 12/13/2006 | | Judge Patti B. Saris : Electronic ORDER entered granting 50 Motion for Leave to Appear Pro Hac Vice Added John Alden Meade for Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 12/13/2006) |
| 12/15/2006 | 52 | MOTION to Certify Class by Natchitoches Parish Hospital Service District.(Tamoshunas, Archana). (Entered: 12/15/2006) |
| 12/15/2006 | 53 | MEMORANDUM in Support re 52 MOTION to Certify Class <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Tamoshunas Declaration# 2 Exhibit C to Tamoshunas Decl# 3 Exhibit D to Tamoshunas Decl# 4 Exhibit E to Tamoshunas Decl# 5 Exhibit F to Tamoshunas Decl# 6 Affidavit Expert Declaration of Elhauge# 7 Exhibit 1 to Elhauge Decl# 8 Affidavit Expert Declaration of Singer# 9 Exhibit 1 to Singer Decl# 10 Exhibit 2 to Singer Decl)(Tamoshunas, Archana) (Entered: 12/15/2006) |
| 12/15/2006 | 120 | DECLARATION of Einer Elhauge re 53 Memorandum in Support of Motion to Certify Class by Natchitoches Parish Hospital Service District, filed under seal. (Note: Contains Exhibits 1-35, filed in 2 volumes.) (Patch, Christine) (Entered: 10/25/2007) |
| 12/15/2006 | 121 | Expert DECLARATION of Dr. Hal Singer re 53 Memorandum in Support of Motion to Certify Class by Natchitoches Parish Hospital Service District, filed under seal. (Note: Contains exhibits 1-10). (Patch, Christine) (Entered: 10/25/2007) |
| 12/22/2006 | 54 | MOTION to Seal <i>Plaintiff's Class Certification Papers</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Text of Proposed Order Defendants' Motion to File Plaintiff's Class Certification Papers Under Seal)(Branick-Abilla, Margaret) (Entered: 12/22/2006) |
| 01/02/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting in part and denying in part 54 Motion to Seal. "I allow the documents to be filed under seal. However, I deny the motion to seal the memorandum in its entirety." (Patch, Christine) (Entered: 01/05/2007) |
| 01/04/2007 | 55 | NOTICE of Appearance by Adam M. Stewart on behalf of Natchitoches Parish Hospital Service District (Stewart, Adam) (Entered: 01/04/2007) |

| | | |
|------------|--------------------|--|
| 01/05/2007 | 56 | NOTICE of Withdrawal of Appearance by Theodore M. Hess-Mahan (Hess-Mahan, Theodore) (Entered: 01/05/2007) |
| 01/09/2007 | | Notice of correction to docket made by Court staff. Attorney Andrew Kelly's record in this case was corrected to permit electronic noticing. (Hurley, Virginia) (Entered: 01/09/2007) |
| 01/11/2007 | 57 | MEMORANDUM in Support re 52 MOTION to Certify Class <i>UNREDACTED</i> filed by Natchitoches Parish Hospital Service District. (Tamoshunas, Archana) (Entered: 01/11/2007) |
| 01/11/2007 | 59 | Sealed Document - Declaration of Archana Tamoshunas in Support of Plaintiff's Motion for Class Certification. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit G# 4 Exhibit H)(Patch, Christine) (Entered: 01/19/2007) |
| 01/12/2007 | 58 | TRANSCRIPT of Motion Hearing held on October 27, 2006 before Judge Sorokin. Digital Recording: Transcribed by Maryann Young. The original transcripts are maintained in the case file in the Clerk's Office. Copies may be obtained by contacting Maryann Young at 508/384-2003 or the Clerk's Office. (Scaffani, Deborah) (Entered: 01/12/2007) |
| 01/19/2007 | 60 | MOTION to Seal <i>Defendants' Opposition to Plaintiff's Motion for Class Certification</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Branick-Abilla, Margaret) (Entered: 01/19/2007) |
| 01/19/2007 | 61 | Opposition re 52 MOTION to Certify Class filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit # 2 Affidavit # 3 Affidavit # 4 Affidavit # 5 Exhibit A to Steiner Declaration# 6 Exhibit B to Steiner Declaration# 7 Exhibit C to Steiner Declaration# 8 Exhibit D to Steiner Declaration# 9 Exhibit E to Steiner Declaration# 10 Exhibit F to Steiner Declaration# 11 Exhibit G to Steiner Declaration# 12 Exhibit H to Steiner Declaration# 13 Exhibit I to Steiner Declaration# 14 Exhibit J to Steiner Declaration# 15 Exhibit K to Steiner Declaration# 16 Exhibit L to Steiner Declaration# 17 Exhibit M to Steiner Declaration# 18 Exhibit N to Steiner Declaration# 19 Exhibit O to Steiner Declaration# 20 Exhibit P to Steiner Declaration# 21 Exhibit Q to Steiner Declaration# 22 Exhibit R to Steiner Declaration# 23 Exhibit S to Steiner Declaration# 24 Exhibit T to Steiner Declaration# 25 Exhibit U to Steiner Declaration# 26 Exhibit V to Steiner Declaration# 27 Exhibit W to Steiner Declaration# 28 Exhibit X to Steiner Declaration# 29 Exhibit Y to Steiner Declaration# 30 Exhibit Z to Steiner Declaration# 31 Exhibit AA to Steiner Declaration# 32 Exhibit BB to Steiner Declaration# 33 Exhibit CC to Steiner Declaration# 34 Exhibit DD to Steiner Declaration# 35 Exhibit EE to Steiner Declaration# 36 Exhibit FF to Steiner Declaration# 37 Exhibit GG to Steiner Declaration# 38 Exhibit HH to Steiner Declaration# 39 Exhibit II to Steiner Declaration# 40 Exhibit JJ to Steiner Declaration# 41 Exhibit KK to Steiner Declaration# 42 Exhibit LL to Steiner Declaration# 43 Exhibit MM to Steiner Declaration# 44 Exhibit NN to Steiner Declaration# 45 Exhibit OO to Steiner Declaration# 46 Exhibit PP to Steiner Declaration# 47 Exhibit QQ to Steiner Declaration# 48 Exhibit RR to Steiner Declaration# 49 Exhibit SS to Steiner Declaration# 50 Exhibit TT to Steiner Declaration# 51 Exhibit UU to Steiner Declaration# 52 Exhibit VV to Steiner Declaration# 53 Exhibit WW to Steiner Declaration# 54 Exhibit XX to Steiner Declaration# 55 Exhibit YY to Steiner Declaration# 56 Exhibit ZZ to Steiner Declaration# 57 Exhibit AAA to Steiner Declaration# 58 Exhibit BBB to Steiner Declaration# 59 Exhibit CCC to Steiner Declaration# 60 Exhibit DDD to Steiner Declaration# 61 Exhibit EEE to Steiner Declaration# 62 Exhibit FFF to Steiner Declaration# 63 Exhibit GGG to Steiner Declaration# 64 Exhibit HHH to Steiner Declaration# 65 Exhibit III to Steiner Declaration# 66 Exhibit JJJ to Steiner Declaration# 67 Exhibit KKK to Steiner Declaration# 68 Exhibit LLL to Steiner Declaration# 69 Exhibit MMM to Steiner Declaration# 70 Exhibit NNN to Steiner Declaration# 71 Exhibit OOO to Steiner Declaration# 72 Exhibit PPP to Steiner Declaration# 73 Exhibit QQQ to Steiner Declaration# 74 Exhibit RRR to Steiner Declaration# 75 Exhibit SSS to Steiner Declaration# 76 Exhibit TTT to Steiner Declaration# 77 Exhibit UUU to Steiner Declaration# 78 Exhibit VVV to Steiner Declaration# 79 Exhibit WWW to Steiner Declaration# 80 Exhibit XXX to Steiner Declaration# 81 Exhibit YYY to Steiner Declaration# 82 Exhibit ZZZ to Steiner Declaration# 83 Exhibit AAAA to Steiner Declaration# 84 Exhibit BBBB to Steiner Declaration# 85 Exhibit CCCC to Steiner Declaration# 86 Exhibit DDDD to Steiner Declaration# 87 Exhibit EEEE to Steiner Declaration# 88 Exhibit FFFF to Steiner Declaration)(Callison, Linda) Modified on 1/23/2007 (Patch, Christine). (Entered: 01/19/2007) |
| 01/22/2007 | 62 | NOTICE of Appearance by Peter B. Krupp on behalf of Daniels Sharpsmart Inc. (Krupp, Peter) (Entered: 01/22/2007) |
| 01/22/2007 | 63 | MOTION for Protective Order <i>to Maintain Confidentiality of Documents</i> by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 01/22/2007) |
| 01/23/2007 | | ELECTRONIC NOTICE issued requesting courtesy copy for 61 Opposition to Motion. Counsel who filed this document are requested to submit a courtesy copy of this document to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 01/23/2007) |
| 01/24/2007 | | Case no longer referred to Magistrate Judge Leo T. Sorokin. (Simeone, Maria) (Entered: 01/24/2007) |

| | | |
|------------|--------------------|---|
| 01/25/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 60 Motion to Seal Class Certification Opposition Papers. "However, I reserve the right to order disclosure if the information is not current and confidential." (Patch, Christine) (Entered: 01/30/2007) |
| 01/25/2007 | | Judge Patti B. Saris : Electronic ORDER entered re 63 Motion for Protective Order to Maintain Confidentiality of Documents. "I allow the motion to seal the documents. However, the memoranda may refer to the documents and shall not be redacted unless I find good cause for any redaction. Parties shall confer with Daniels to resolve this issue." (Patch, Christine) (Entered: 01/30/2007) |
| 01/26/2007 | 64 | MOTION to Seal Document 61 Opposition to Motion,,,,,,,,,,,,, <i>Portions of Exhibit E to Steiner Declaration</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1 Text of Proposed Order)(Tamoshunas, Archana) (Entered: 01/26/2007) |
| 01/26/2007 | 66 | NOTICE of Joinder by Novation, LLC in 60 MOTION to Seal <i>Defendants' Opposition to Plaintiff's Motion for Class Certification</i> (Patch, Christine) (Entered: 01/30/2007) |
| 01/29/2007 | 65 | Response by Natchitoches Parish Hospital Service District to 43 Objection,. (Attachments: # 1 Affidavit Declaration of Brett Cebulash# 2 Exhibit A to Cebulash Declaration# 3 Exhibit B to Cebulash Declaration) (Tamoshunas, Archana) (Entered: 01/29/2007) |
| 01/30/2007 | | ELECTRONIC NOTICE issued requesting courtesy copy for 65 Response, 43 Objection,. Counsel who filed these documents are requested to submit a courtesy copy of these or documents to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 01/30/2007) |
| 01/30/2007 | | Judge Patti B. Saris : ELECTRONIC ENDORSEMENT re 65 Memorandum in Opposition to Order Denying Motion for Leave to Take Discovery of Putative Class Members filed by Natchitoches Parish Hospital Service District. "I will address the discovery issues raised by the objections at the hearing on class certification when I will understand the plaintiffs' theories and claims better." (Patch, Christine) (Entered: 02/01/2007) |
| 01/30/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 64 Motion to Seal Sections of Exhibit E to Defendants' Class Certification Opposition. (Patch, Christine) (Entered: 02/01/2007) |
| 02/01/2007 | 67 | Joint MOTION for Leave to File Excess Pages <i>For Previously Authorized Reply and Sur-Reply Briefs</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 02/01/2007) |
| 02/02/2007 | 72 | Sealed Document - Opposition to Plaintiff's Motion for Class Certification, filed by Tyco International (US) Inc., Tyco Healthcare Group LP, The Kendall Healthcare Products Company. (Patch, Christine) (Entered: 02/21/2007) |
| 02/02/2007 | 73 | Sealed Document - Expert Declaration re: Class Certification. (Patch, Christine) (Entered: 02/21/2007) |
| 02/02/2007 | 74 | EXHIBITS D; E at 102-105, 154-157; Q; U-V; and FF-II to Declaration of David Steiner in Support of Opposition to Plaintiff's Motion for Class Certification, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Vol. 1 of 3), filed under seal. (Patch, Christine) (Entered: 02/21/2007) |
| 02/02/2007 | 75 | EXHIBITS JJ through CCC to Declaration of David Steiner in Support of Opposition to Plaintiff's Motion for Class Certification by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Vol. 2 of 3), filed under seal. (Patch, Christine) (Entered: 02/21/2007) |
| 02/02/2007 | 76 | EXHIBITS DDD through FFFF to Declaration of David Steiner in Support of Opposition to Plaintiff's Motion for Class Certification by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Vol. 3 of 3), filed under seal. (Patch, Christine) (Entered: 02/21/2007) |
| 02/05/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 67 Motion for Leave to File Excess Pages (Patch, Christine) (Entered: 02/07/2007) |
| 02/08/2007 | 68 | Joint MOTION for Extension of Time to Feb 16 and Mar 9 to file reply and sur-reply on motion for class certification by Natchitoches Parish Hospital Service District.(Tamoshunas, Archana) (Entered: 02/08/2007) |
| 02/09/2007 | | Judge Patti B. Saris: Electronic ORDER entered granting 68 Joint MOTION for Extension of Time to Feb 16 and Mar 9 to file reply and sur-reply on motion for class certification by Natchitoches Parish Hospital Service District. (Alba, Robert) (Entered: 02/09/2007) |
| 02/16/2007 | 69 | REPLY to Response to Motion re 52 MOTION to Certify Class <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Declaration of Brett Cebulash# 2 Exhibit I to Cebulash Decl# 3 Exhibit J to Cebulash Decl# 4 Exhibit K to Cebulash Decl# 5 Exhibit L to Cebulash Decl# 6 Exhibit M to Cebulash Decl# 7 Exhibit O to Cebulash Decl# 8 Exhibit P to Cebulash Decl# 9 Affidavit of Mark Marley# 10 Affidavit Reply Expert Decl of Einer Elhauge# 11 Exhibit 16 to Reply Expert Decl of Elhauge# 12 Affidavit Reply Expert Decl of Hal Singer)(Tamoshunas, Archana) (Entered: 02/16/2007) |

| | | |
|------------|--------------------|--|
| 02/16/2007 | 70 | MOTION to Seal <i>Portions of Reply Class Certification Papers</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1 Text of Proposed Order)(Tamoshunas, Archana) (Entered: 02/16/2007) |
| 02/17/2007 | 71 | MOTION to Seal <i>Certain Portions of Documents Filed by Plaintiff Under Seal</i> by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 02/17/2007) |
| 02/23/2007 | 77 | MOTION to Seal <i>Class Certification Reply Papers</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Text of Proposed Order)(Branick-Abilla, Margaret) (Entered: 02/23/2007) |
| 02/23/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 71 Motion to Maintain Confidentiality of Documents Filed under Seal (Patch, Christine) (Entered: 02/27/2007) |
| 02/23/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 70 Motion to Seal Portions of Class Certification Reply Papers (Patch, Christine) (Entered: 02/27/2007) |
| 02/26/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 77 Motion to Seal Class Certification Reply Papers (Patch, Christine) (Entered: 02/27/2007) |
| 02/28/2007 | 85 | REPLY Memorandum in Support of 52 MOTION to Certify Class filed by Natchitoches Parish Hospital Service District. (Patch, Christine) (Entered: 03/16/2007) |
| 02/28/2007 | 86 | DECLARATION of Bretth Cebulash in Support of 85 Reply Memorandum in Further Support of its Motion for Class Certification, by Natchitoches Parish Hospital Service District. (Patch, Christine) (Entered: 03/16/2007) |
| 02/28/2007 | 87 | Reply DECLARATION of Dr. Hal Singer by Natchitoches Parish Hospital Service District. (Patch, Christine) (Entered: 03/16/2007) |
| 02/28/2007 | 88 | Reply DECLARATION of Einer Elhauge by Natchitoches Parish Hospital Service District. (Patch, Christine) (Entered: 03/16/2007) |
| 03/02/2007 | 78 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Notice of Association of Counsel</i> (Branick-Abilla, Margaret) (Entered: 03/02/2007) |
| 03/06/2007 | 79 | DECLARATION re 53 Memorandum in Support of Motion,, <i>Errata to Expert Declaration of Dr. Hal Singer</i> by Natchitoches Parish Hospital Service District. (Verrier, Keith) (Entered: 03/06/2007) |
| 03/08/2007 | 80 | Joint MOTION to Modify Scheduling Order by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Text of Proposed Order)(Branick-Abilla, Margaret) (Entered: 03/08/2007) |
| 03/09/2007 | 81 | SUR-REPLY to Motion re 52 MOTION to Certify Class <i>REDACTED</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit Ordoover Declaration# 2 Affidavit Steiner Declaration# 3 Exhibit A to Steiner Decl# 4 Exhibit B to Steiner Decl# 5 Exhibit C to Steiner Decl# 6 Exhibit D to Steiner Decl# 7 Exhibit E to Steiner Decl# 8 Exhibit F to Steiner Decl# 9 Exhibit G to Steiner Decl# 10 Exhibit H to Steiner Decl# 11 Exhibit I to Steiner Decl# 12 Exhibit J to Steiner Decl# 13 Exhibit K to Steiner Decl# 14 Exhibit L to Steiner Decl# 15 Exhibit M to Steiner Decl# 16 Exhibit N to Steiner Decl# 17 Exhibit O to Steiner Decl# 18 Exhibit P to Steiner Decl# 19 Exhibit Q to Steiner Decl# 20 Exhibit R to Steiner Decl# 21 Exhibit S to Steiner Decl# 22 Exhibit T to Steiner Decl# 23 Exhibit U to Steiner Decl# 24 Exhibit V to Steiner Decl# 25 Exhibit W to Steiner Decl# 26 Exhibit X to Steiner Decl# 27 Exhibit Y to Steiner Decl# 28 Exhibit Z to Steiner Decl# 29 Exhibit AA to Steiner Decl# 30 Exhibit BB to Steiner Decl# 31 Exhibit CC to Steiner Decl# 32 Exhibit DD to Steiner Decl# 33 Exhibit EE to Steiner Decl# 34 Exhibit FF to Steiner Decl# 35 Exhibit GG to Steiner Decl# 36 Exhibit HH to Steiner Decl# 37 Exhibit II to Steiner Decl# 38 Exhibit JJ to Steiner Decl# 39 Exhibit KK to Steiner Decl# 40 Exhibit LL to Steiner Decl# 41 Exhibit MM to Steiner Decl# 42 Exhibit NN to Steiner Decl# 43 Exhibit OO to Steiner Decl# 44 Exhibit PP to Steiner Decl# 45 Exhibit QQ to Steiner Decl# 46 Exhibit RR to Steiner Decl# 47 Affidavit SS to Steiner Decl# 48 Exhibit TT to Steiner Decl# 49 Exhibit UU to Steiner Decl# 50 Exhibit VV to Steiner Decl# 51 Exhibit WW to Steiner Decl# 52 Exhibit XX to Steiner Decl)(Callison, Linda) (Entered: 03/09/2007) |
| 03/09/2007 | 82 | MOTION to Seal <i>Class Certification Sur-Reply Papers Under Seal</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Callison, Linda) (Entered: 03/09/2007) |
| 03/16/2007 | 83 | MOTION to Seal <i>Portions of Defendants' Sur-Reply</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1 Text of Proposed Order)(Tamoshunas, Archana) (Entered: 03/16/2007) |
| 03/16/2007 | 84 | <i>Response to Plaintiff's Letter re Class Certification Hearing Procedures</i> Response by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 03/16/2007) |

| | | |
|------------|--------------------|---|
| 03/17/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 80 Motion for Modification of the Scheduling Order. "No further continuances. Any motion to compel shall be filed by 6/15/07. The Summary Judgment Hearing is rescheduled to April 30, 2008 at 2:00 PM." (Patch, Christine) (Entered: 03/22/2007) |
| 03/19/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 83 Motion to File Exhibits to Defendants Sur-Reply Declaration of David Steiner under Seal (Patch, Christine) (Entered: 03/22/2007) |
| 03/19/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 82 Motion to File Class Certification Sure-Reply Papers under Seal (Patch, Christine) (Entered: 03/22/2007) |
| 03/19/2007 | 89 | Judge Patti B. Saris : ORDER entered. granting 83 MOTION to Seal <i>Portions of Defendants' Sur-Reply</i> filed by Natchitoches Parish Hospital Service District, (Patch, Christine) (Entered: 03/23/2007) |
| 03/27/2007 | 90 | MOTION for Leave to Appear Pro Hac Vice for admission of Christopher D. Dusseault by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Affidavit)(Griffin, John) (Entered: 03/27/2007) |
| 03/28/2007 | | Judge Patti B. Saris: Electronic ORDER entered re: 84 Response to Plaintiff's Letter re Class Certification Hearing Procedures. "At this stage of the proceedings, I will not hear expert testimony. After the hearing on class certification, I reserve the right to change my mind." (Alba, Robert) (Entered: 03/28/2007) |
| 03/28/2007 | | Filing fee: \$ 50.00, receipt number 79074 for 90 MOTION for Leave to Appear Pro Hac Vice for admission of Christopher D. Dusseault (Patch, Christine) (Entered: 04/03/2007) |
| 04/03/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 90 Motion for Leave to Appear Pro Hac Vice Added Christopher D. Dusseault for Tyco Healthcare Group, L.P. and The Kendall Healthcare Products Company (Patch, Christine) (Entered: 04/03/2007) |
| 04/05/2007 | 91 | Sealed Document - Sur-Reply in Opposition to Plaintiff's Motion for Class Certification. (Patch, Christine) (Entered: 04/05/2007) |
| 04/05/2007 | 92 | Sealed Document - Sur-Reply Expert Declaration of Prof. Janusz A. Ordover regarding Class Certification. (Patch, Christine) (Entered: 04/05/2007) |
| 04/05/2007 | 93 | EXHIBITS A through XX to Sur-Reply Declaration of David Steiner by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 04/05/2007) |
| 04/13/2007 | | ElectronicClerk's Notes for proceedings held before Judge Patti B. Saris: Motion Hearing held on 4/13/2007 re 52 MOTION to Certify Class filed by Natchitoches Parish Hospital Service District. Further hearing on Motion to Certify Class set for 9/19/2007 at 2:00 PM in Courtroom 19 before Judge Patti B. Saris. (Court Reporter Lee Marzilli.) (Alba, Robert) (Entered: 04/13/2007) |
| 04/26/2007 | 94 | TRANSCRIPT of Motion Hearing held on April 13, 2007 before Judge Saris. Court Reporter: Lee A. Marzilli. The original transcripts are maintained in the case file in the Clerk's Office. Copies may be obtained by contacting the court reporter at 617/345-6787 or the Clerk's Office. (Scalfani, Deborah) (Entered: 04/26/2007) |
| 05/10/2007 | | ELECTRONIC NOTICE OF RESCHEDULED CLASS CERTIFICATION HEARING.The Continued Class Certification Hearing previously set for September 19, 2007, has been RESCHEDULED to September 18, 2007 at 3:00 PM in Courtroom 19 before Judge Patti B. Saris. (Alba, Robert) (Entered: 05/10/2007) |
| 05/21/2007 | 95 | STIPULATION re Notice of Rescheduling, <i>Joint Request for Entry of Supplemental Briefing Schedule in Advance of Continued Class Certification Hearing</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Callison, Linda) (Entered: 05/21/2007) |
| 05/21/2007 | 96 | Joint Request for Entry of Supplemental Briefing Schedule in Advance of Continued Class Certification Hearing by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. Re-entered by court staff to correct data entry error.(Patch, Christine) (Entered: 05/23/2007) |
| 05/23/2007 | | Notice of correction to docket made by Court staff. Correction: Document No. 95 corrected because: it was filed using the incorrect event. Please refer to Document No. 96 for corrected filing (Patch, Christine) (Entered: 05/23/2007) |
| 06/01/2007 | 97 | Joint MOTION for Clarification <i>re Scope of Permissible Distributor Class Member Discovery</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Joint Submission# 2 Exhibit B to Joint Submission# 3 Exhibit C to Joint Submission# 4 Exhibit D to Joint Submission)(Callison, Linda) (Entered: 06/01/2007) |
| 06/05/2007 | | Judge Patti B. Saris : Electronic ORDER entered re 97 Joint Submission Regarding the Scope of Permissible Distributor Class Member Discovery. "We did not discuss document production, and both sides make good points. On balance, I will permit requests for production of documents. However, to alleviate the burden on proposed |

| | | |
|------------|---------------------|---|
| | | class members, Tyco shall bear the expense of document production. The parties and deponent shall confer to narrow the scope. I do not rule on the reasonableness of any specific request." (Patch, Christine) (Entered: 06/06/2007) |
| 06/11/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 96 Motion for Entry of Supplemental Briefing Schedule in Advance of Continued Class Certification Hearing (Patch, Christine) (Entered: 06/11/2007) |
| 07/02/2007 | 98 | MOTION for Joinder <i>Plaintiff's Motion On Consent for Leave to Join Smith Drug Co as a Plaintiff and Proposed Class Representative</i> by Natchitoches Parish Hospital Service District.(Tamoshunas, Archana) (Entered: 07/02/2007) |
| 07/02/2007 | 99 | Supplemental MEMORANDUM in Support re 52 MOTION to Certify Class <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Declaration of Archana Tamoshunas in Support of Supplemental Memorandum in Support of Class Certification# 2 Exhibit A to Tamoshunas Decl# 3 Exhibit B to Tamoshunas Decl# 4 Exhibit E to Tamoshunas Decl)(Tamoshunas, Archana) (Entered: 07/02/2007) |
| 07/02/2007 | 100 | MOTION to Seal <i>Portion of Supplemental Memorandum in Support of Class Certification</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1)(Tamoshunas, Archana) (Entered: 07/02/2007) |
| 07/09/2007 | 101 | MOTION to Seal <i>Class Certification Supplemental Papers</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Text of Proposed Order) (Branick-Abilla, Margaret) (Entered: 07/09/2007) |
| 07/09/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 100 Motion to Seal Portions of Supplemental Memorandum in Support of Class Certification Under Seal. "A complete courtesy copy should be filed." (Patch, Christine) (Entered: 07/10/2007) |
| 07/13/2007 | 102 | Joint MOTION to Modify Scheduling Order by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Branick-Abilla, Margaret) (Entered: 07/13/2007) |
| 07/13/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 101 Motion to File Class Certification Supplemental Papers under Seal (Patch, Christine) (Entered: 07/16/2007) |
| 07/17/2007 | 103 | Sealed Document - Supplemental Memorandum in Support of Motion for Class Certification. (Patch, Christine) (Entered: 07/18/2007) |
| 07/17/2007 | 104 | DECLARATION of Archana Tamoshunas in Support of 103 Supplemental Memorandum in Support of Motion for Class Certification by Natchitoches Parish Hospital Service District, filed under seal. (Patch, Christine) (Entered: 07/18/2007) |
| 07/19/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 98 Motion on Consent for Leave to Join J M Smith Corporation d/b/a Smith Drug Company as a Plaintiff and Proposed Class Representative. (Patch, Christine) (Entered: 07/20/2007) |
| 07/24/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 102 Joint Motion for Modification of the Scheduling Order. "The Summary Judgment Hearing/Pretrial Conference is rescheduled to July 30, 2008 at 2:00 PM." (Patch, Christine) (Entered: 07/24/2007) |
| 07/24/2007 | | Set/Reset Hearings: Summary Judgment Hearing/Pretrial Conference reset for 7/30/2008 02:00 PM in Courtroom 19 before Judge Patti B. Saris. (Patch, Christine) (Entered: 07/24/2007) |
| 08/13/2007 | 105 | Supplemental Opposition re 52 MOTION to Certify Class <i>REDACTED</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Callison, Linda) (Entered: 08/13/2007) |
| 08/13/2007 | 106 | DECLARATION re 105 Opposition to Motion <i>Declaration of David Steiner i/s/o Supplemental Opposition to Plaintiffs' Motion for Class Certification</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Steiner Decl.# 2 Exhibit B to Steiner Decl.# 3 Exhibit C to Steiner Decl.# 4 Exhibit D to Steiner Decl.# 5 Exhibit E to Steiner Decl.# 6 Exhibit F to Steiner Decl.# 7 Exhibit G to Steiner Decl.# 8 Exhibit H to Steiner Decl.# 9 Exhibit I to Steiner Decl.# 10 Exhibit J to Steiner Decl.# 11 Exhibit K to Steiner Decl.# 12 Exhibit L to Steiner Decl.# 13 Exhibit M to Steiner Decl.# 14 Exhibit N to Steiner Decl.# 15 Exhibit O to Steiner Decl.# 16 Exhibit P to Steiner Decl.# 17 Exhibit Q to Steiner Decl.# 18 Exhibit R to Steiner Decl.# 19 Exhibit S to Steiner Decl.# 20 Exhibit T to Steiner Decl.# 21 Exhibit U to Steiner Decl.# 22 Exhibit V to Steiner Decl.# 23 Exhibit W to Steiner Decl.# 24 Exhibit X to Steiner Decl.# 25 Exhibit Y to Steiner Decl.# 26 Exhibit Z to Steiner Decl.# 27 Exhibit AA to Steiner Decl.# 28 Exhibit BB to Steiner Decl.# 29 Exhibit CC to Steiner Decl.# 30 Exhibit DD to Steiner Decl.# 31 Exhibit EE to Steiner Decl.# 32 Exhibit FF to Steiner Decl.# 33 Exhibit GG to Steiner Decl.# 34 Exhibit HH to Steiner Decl.# 35 Exhibit II to Steiner Decl.# 36 Exhibit JJ to Steiner Decl.# 37 Exhibit KK to Steiner Decl.)(Callison, Linda) (Entered: 08/13/2007) |

| | | |
|------------|---------------------|--|
| 08/13/2007 | 107 | MOTION to Seal <i>Supplemental Opposition to Motion for Class Certification and Supporting Exhibits</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Branick-Abilla, Margaret) (Entered: 08/13/2007) |
| 08/15/2007 | 108 | MOTION for Protective Order to <i>Maintain Confidentiality of Documents</i> by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 08/15/2007) |
| 08/15/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 107 Motion to Seal (Patch, Christine) (Entered: 08/15/2007) |
| 08/15/2007 | 110 | Supplemental Opposition to Plaintiffs' Motion for Class Certification. (Patch, Christine) Modified on 10/18/2007 (Patch, Christine). (Entered: 09/06/2007) |
| 08/15/2007 | 111 | DECLARATION in Support of 110 Supplemental Opposition to Plaintiffs' Motion for Class Certification by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Patch, Christine) Modified on 10/18/2007 (Patch, Christine). Additional attachment(s) added on 10/18/2007 (Patch, Christine). (Entered: 09/06/2007) |
| 08/16/2007 | | E-Mail Notice re 105 originally issued on 8/15/07 returned as undeliverable. Name of Addressee: Thomas Jeon. The ECF Help Desk has contacted the law firm, who advised that the attorney is no longer employed by that office. The attorney's email address has been removed from the ECF database to prevent the return of additional undeliverable email notices. (Jones, Sherry) (Entered: 08/16/2007) |
| 08/16/2007 | 109 | MOTION to Seal Document 106 Declaration,,,,, 105 Opposition to Motion by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order)(Cebulash, Brett) (Entered: 08/16/2007) |
| 09/05/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 109 Motion to Seal Sections of Defendants' Supplemental Opposition to Plaintiffs' Motion for Class Certification and Supporting Declaration. (Patch, Christine) (Entered: 09/06/2007) |
| 09/05/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 108 Motion to Maintain Confidentiality of Documents Filed by Plaintiff under Seal (Patch, Christine) (Entered: 09/06/2007) |
| 09/10/2007 | 112 | Supplemental REPLY to Response to Motion re 52 MOTION to Certify Class <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit Declaration of Archana Tamoshunas# 2 Exhibit B to Tamoshunas Decl.# 3 Exhibit C to Tamoshunas Decl.# 4 Exhibit D to Tamoshunas Decl.# 5 Exhibit E to Tamoshunas Decl.# 6 Exhibit F to Tamoshunas Decl.# 7 Exhibit G to Tamoshunas Decl.)(Tamoshunas, Archana) (Entered: 09/10/2007) |
| 09/10/2007 | 113 | MOTION to Seal Document 112 Reply to Response to Motion, by Natchitoches Parish Hospital Service District. (Attachments: # 1 Text of Proposed Order)(Tamoshunas, Archana) (Entered: 09/10/2007) |
| 09/10/2007 | 118 | Sealed Document - Pages 2, 5-6, 11-13, 15, and 18-20 of Defendants' Supplemental Opposition to Plaintiffs' Motion for Class Certification. (Patch, Christine) (Entered: 10/18/2007) |
| 09/10/2007 | 119 | EXHIBITS J-R, V, X-Z, AA-HH, and JJ to 111 Declaration of David Steiner, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 10/18/2007) |
| 09/11/2007 | 114 | MOTION to Seal <i>Defendants' Class Certification Supplemental Reply Papers</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Branick-Abilla, Margaret) (Entered: 09/11/2007) |
| 09/11/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 113 Motion to File Sections of Plaintiffs' Supplemental Reply Memorandum on the Motion for Class Certification and Supporting Declaration under Seal. (Patch, Christine) (Entered: 09/12/2007) |
| 09/12/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting in part and denying in part 114 Motion to File Class Certification Supplemental Reply Papers under Seal. "The reply memo shall not be sealed as there is no good cause. The documents (Exhibits H - L) can be sealed." (Patch, Christine) (Entered: 09/17/2007) |
| 09/18/2007 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Motion Hearing held on 9/18/2007 re 52 MOTION to Certify Class filed by Natchitoches Parish Hospital Service District. Court hears argument of counsel. Court takes motion under advisement. (Court Reporter Lee Marzilli.) (Alba, Robert) (Entered: 09/18/2007) |
| 09/18/2007 | | Judge Patti B. Saris : ELECTRONIC ENDORSEMENT denying 43 Objections to Order Denying Motion for Leave to Take Discovery of Putative Class Members, filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P. "The Magistrate Judge's order is not clearly erroneous. However, plaintiff is estopped from calling employees of the eight hospitals as witnesses." (Patch, |

| | | |
|------------|---------------------|---|
| | | Christine) (Entered: 09/27/2007) |
| 09/21/2007 | 115 | Supplemental REPLY to Response to Motion re 52 MOTION to Certify Class <i>UNREDACTED</i> filed by Natchitoches Parish Hospital Service District. (Tamoshunas, Archana) (Entered: 09/21/2007) |
| 09/21/2007 | 116 | Sealed DECLARATION re 115 Reply Memorandum on the Motion for Class Certification, by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 09/24/2007) |
| 09/28/2007 | 117 | TRANSCRIPT of Motion Hearing held on September 18, 2007 before Judge Saris. Court Reporter: Lee A. Marzilli. The original transcripts are maintained by the Clerk's Office. Copies may be obtained by contacting the court reporter at 617/345-6787 or the Clerk's Office. (Scalfani, Deborah) (Entered: 09/28/2007) |
| 11/16/2007 | 122 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation re 53 Memorandum in Support of Motion,, <i>Notice of Supplemental Authority</i> (Attachments: # 1 Exhibit Supplemental Authority)(Tamoshunas, Archana) (Entered: 11/16/2007) |
| 11/19/2007 | 123 | Assented to MOTION for Extension of Time to December 18, 2007 to File Expert Reports <i>and Modification of Scheduling Order</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit B)(Tamoshunas, Archana) (Entered: 11/19/2007) |
| 11/19/2007 | 124 | Response by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. to 122 Notice (Other) of <i>Supplemental Authority</i> . (Donato, James) (Entered: 11/19/2007) |
| 11/26/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting in part 123 Motion for Extension of Time to File Plaintiffs' Expert Reports and for Modification of Scheduling Order. "Allowed in part. Plaintiffs' expert report 12/18/07; Defense expert report January 31, 2008; end of expert discovery 3/28/08;; summary judgment motion due by 4/28/2008; opposition 5/28/08; reply 6/15; sur-reply 6/30. The hearing on the dispositive motion will be held on July 8, 2008 at 2:00 PM." (Patch, Christine) (Entered: 11/27/2007) |
| 11/27/2007 | 125 | Response by Natchitoches Parish Hospital Service District, J M Smith Corporation to 124 Response to Notice of <i>Supplemental Authority</i> . (Tamoshunas, Archana) (Entered: 11/27/2007) |
| 11/30/2007 | 126 | MOTION Reinstate Plaintiffs' Reply Expert Reports In Schedule by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Tamoshunas, Archana) (Entered: 11/30/2007) |
| 11/30/2007 | 127 | RESPONSE to Motion re 126 MOTION Reinstate Plaintiffs' Reply Expert Reports In Schedule <i>and Counter Motion</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Callison, Linda) (Entered: 11/30/2007) |
| 12/03/2007 | | Judge Patti B. Saris : Electronic ORDER entered granting 126 Motion to Reinstate Plaintiffs' Reply Expert Reports in Scheduling Order. "Any rebuttal shall be filed by 2/15/08." (Patch, Christine) (Entered: 12/06/2007) |
| 12/26/2007 | 128 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. of <i>Supplemental Authority</i> (Attachments: # 1 Exhibit A to Supplemental Authority)(Donato, James) (Entered: 12/26/2007) |
| 01/04/2008 | 129 | Response by Natchitoches Parish Hospital Service District, J M Smith Corporation to 128 Notice (Other) of <i>Supplemental Authority</i> . (Tamoshunas, Archana) (Entered: 01/04/2008) |
| 01/29/2008 | 130 | Judge Patti B. Saris: ORDER entered. MEMORANDUM AND ORDER: "The parties shall submit final briefs on class certification within two weeks of the close of expert discovery. The briefs shall be limited to 20 pages a side. Within two weeks, replies shall be filed limited to 10 pages a side. There shall be no sur-replies, additional expert submissions, or other attachments. The briefs shall be limited to the issue of predominance."(Patch, Christine) (Entered: 01/29/2008) |
| 02/25/2008 | 131 | MOTION to Modify Scheduling Order by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 02/25/2008) |
| 02/28/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 131 Motion for Modification of Scheduling Order. (Patch, Christine) (Entered: 02/28/2008) |
| 04/11/2008 | 132 | MOTION to Seal <i>Expert Reports</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Branick-Abilla, Margaret) (Entered: 04/11/2008) |
| 04/11/2008 | 133 | DECLARATION <i>Expert Report of Professor Einer Elhauge REDACTED</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 04/11/2008) |
| 04/11/2008 | 134 | Supplemental MEMORANDUM in Opposition re 52 MOTION to Certify Class filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 04/11/2008) |

| | | |
|------------|---------------------|---|
| 04/11/2008 | 135 | DECLARATION <i>Reply Expert Report of Professor Einer Elhauge REDACTED</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Errata Corrections to Elhauge Report)(Tamoshunas, Archana) (Entered: 04/11/2008) |
| 04/11/2008 | 136 | DECLARATION <i>Expert Report of Dr. Hal Singer REDACTED</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 04/11/2008) |
| 04/11/2008 | 137 | DECLARATION <i>Expert Reply Declaration of Dr. Hal Singer REDACTED</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Supplement Revised Damage Estimates REDACTED) (Tamoshunas, Archana) (Entered: 04/11/2008) |
| 04/11/2008 | 138 | MOTION to Seal <i>Portions of Plaintiffs' Expert Reports and Second Supplemental Memo in Support of Class Certification</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order)(Tamoshunas, Archana) (Entered: 04/11/2008) |
| 04/11/2008 | 139 | Supplemental MEMORANDUM in Support re 52 MOTION to Certify Class <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 04/11/2008) |
| 04/14/2008 | | ELECTRONIC NOTICE issued requesting courtesy copy of 132 MOTION to Seal <i>Expert Reports</i> , 133 Declaration, 134 Memorandum in Opposition to Motion, 135 Declaration, 136 Declaration, 137 Declaration, 138 MOTION to Seal <i>Portions of Plaintiffs' Expert Reports and Second Supplemental Memo in Support of Class Certification</i> , 139 Memorandum in Support of Motion. Counsel who filed this document are requested to submit a courtesy copy of this document (or documents) to the Clerk's Office by. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Entered: 04/14/2008) |
| 04/14/2008 | 140 | MOTION for Protective Order to <i>Maintain Confidentiality of Documents and Proprietary Information Filed Under Seal by the Parties on April 11, 2008</i> by Daniels Sharpsmart Inc.. (Attachments: # 1 Exhibit Letter from Defense Counsel)(Krupp, Peter) (Entered: 04/14/2008) |
| 04/15/2008 | | ELECTRONIC NOTICE of DAUBERT HEARING: Daubert Hearing set for 5/9/2008 at 9:00 AM in Courtroom 19 before Judge Patti B. Saris. (Alba, Robert) (Entered: 04/15/2008) |
| 04/16/2008 | | Judge Patti B. Saris: Electronic ORDER entered REFERRING 140 MOTION for Protective Order to <i>Maintain Confidentiality of Documents and Proprietary Information Filed Under Seal by the Parties on April 11, 2008</i> filed by Daniels Sharpsmart Inc. to Magistrate Judge Robert B. Collings.(Alba, Robert) Motions referred to Robert B. Collings. (Entered: 04/16/2008) |
| 04/16/2008 | 141 | NOTICE of Appearance by Ian Crawford on behalf of Health Trust Purchasing Group L.P. (Crawford, Ian) (Entered: 04/16/2008) |
| 04/16/2008 | 142 | Third Party MOTION Maintain Confidentiality of its Documents and Proprietary Information Filed Under Seal by <i>the Parties</i> by Health Trust Purchasing Group L.P.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Crawford, Ian) (Entered: 04/16/2008) |
| 04/16/2008 | | Judge Patti B. Saris: Electronic ORDER entered re 142 Motion to Maintain Confidentiality of Its Documents and Proprietary Information Filed under Seal by the Parties. "I cannot rule on this motion until I see the documents Health Trust claims are confidential. If there is good cause to seal, I will do so. However, merely designating a document as confidential for purposes of discovery does not necessarily mean it is confidential as part of a court filing. (Patch, Christine) (Entered: 04/18/2008) |
| 04/17/2008 | | Judge Patti B. Saris: AMENDED Electronic ORDER entered REFERRING 140 MOTION for Protective Order to <i>Maintain Confidentiality of Documents and Proprietary Information Filed Under Seal by the Parties on April 11, 2008</i> filed by Daniels Sharpsmart Inc. to Magistrate Judge Leo T. Sorokin. (The previous referral of motion #140 to Magistrate Judge Collings is vacated.) (Alba, Robert) Motions referred to Leo T. Sorokin. (Entered: 04/17/2008) |
| 04/17/2008 | 145 | MEMORANDUM in Support re 142 Third Party MOTION Maintain Confidentiality of its Documents and Proprietary Information Filed Under Seal by <i>the Parties</i> , 140 MOTION for Protective Order to <i>Maintain Confidentiality of Documents and Proprietary Information Filed Under Seal by the Parties on April 11, 2008</i> filed by Novation, LLC. (Patch, Christine) (Entered: 04/22/2008) |
| 04/18/2008 | | Judge Patti B. Saris: Electronic ORDER entered REFERRING 142 Third Party MOTION Maintain Confidentiality of its Documents and Proprietary Information Filed Under Seal by <i>the Parties</i> filed by Health Trust Purchasing Group L.P. to Magistrate Judge Leo T. Sorokin. (Alba, Robert) Motions referred to Leo T. Sorokin. (Entered: 04/18/2008) |
| 04/18/2008 | 143 | NOTICE of Appearance by Amanda Jo Metts on behalf of Consorta, Inc. (Metts, Amanda) (Entered: 04/18/2008) |
| 04/18/2008 | 144 | MOTION for Discovery <i>/Motion in Support of Plaintiffs' Motion to File Under Seal</i> by Consorta, Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Metts, Amanda) (Entered: 04/18/2008) |

| | | |
|------------|---------------------|---|
| 04/23/2008 | 146 | NOTICE of Appearance by Donald K. Stern on behalf of Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International, Ltd., Tyco International (U.S.), Inc. (Stern, Donald) (Entered: 04/23/2008) |
| 04/23/2008 | 147 | <i>Request to Change Hearing Date</i> Letter/request (non-motion) from Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc... (Donato, James) (Entered: 04/23/2008) |
| 04/25/2008 | 148 | Response by Natchitoches Parish Hospital Service District, J M Smith Corporation to 147 Letter/request (non-motion) <i>Request to Change Hearing Date</i> . (Tamoshunas, Archana) (Entered: 04/25/2008) |
| 04/25/2008 | 149 | Supplemental MEMORANDUM in Opposition re 52 MOTION to Certify Class filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 04/25/2008) |
| 04/25/2008 | 150 | Supplemental REPLY to Response to 52 MOTION to Certify Class <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 04/25/2008) |
| 04/25/2008 | 151 | MOTION to Seal <i>Plaintiffs' Second Supplemental Reply Memo in Support of Motion for Class Certification</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order) (Tamoshunas, Archana) (Entered: 04/25/2008) |
| 04/28/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting in part 144 Motion in Support of Motion to File under Seal Portions of Plaintiffs' Expert Reports and Second Supplemental Memorandum in Support of Plaintiffs' Motion for Class Certification and Defendants' Motion to File Expert Reports under Seal. "The documents and testimony shall be sealed. However, Consorta shall show me the portions of the memo and expert report that it seeks to seal and explain why there is good cause." (Patch, Christine) (Entered: 05/06/2008) |
| 04/29/2008 | | Judge Patti B. Saris: Electronic ORDER entered re 147 Request to Change Hearing Date Letter/request (non-motion) from Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. "This is moot as the parties agree there is no need for an evidentiary hearing." (Alba, Robert) (Entered: 04/29/2008) |
| 04/30/2008 | 152 | Sealed Document-Second Statement in Support re 151 (Sonnenberg, Elizabeth) (Entered: 04/30/2008) |
| 05/02/2008 | 153 | MOTION to Seal <i>Limited Portions of Supplemental Class Certification Memoranda</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Branick-Abilla, Margaret) (Entered: 05/02/2008) |
| 05/08/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 138 Motion to Seal Portions of Plaintiffs' Expert Reports and Second Supplemental Memorandum in Support of Plaintiffs' Motion for Class Certification. (Patch, Christine) (Entered: 05/12/2008) |
| 05/08/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 153 Motion to Seal Limited Portions of Supplemental Class Certification Memoranda. (Patch, Christine) (Entered: 05/12/2008) |
| 05/09/2008 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Hearing held on 5/9/2008. Court and counsel discuss Class Certification issues. (Court Reporter: Lee Marzilli.)(Attorneys present: various) (Alba, Robert) (Entered: 05/09/2008) |
| 05/15/2008 | 154 | Transcript of Motion Hearing held on May 9, 2008, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 6/2/2008. Redacted Transcript Deadline set for 6/12/2008. Release of Transcript Restriction set for 8/11/2008. (Scalfani, Deborah) (Entered: 05/15/2008) |
| 05/15/2008 | 155 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 05/15/2008) |
| 05/20/2008 | 156 | Letter to Judge Saris from James Donato stating that settlement is not possible at this time and that submitting to mediation would not be productive. (Patch, Christine) (Entered: 05/21/2008) |
| 05/28/2008 | 157 | Second Supplemental MEMORANDUM in Support re 52 MOTION to Certify Class filed by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 05/29/2008) |
| 06/20/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 132 Motion to Seal (Patch, Christine) (Entered: 06/24/2008) |
| 06/20/2008 | | Judge Patti B. Saris: Electronic ORDER entered terminating 140 Motion to Maintain Confidentiality of its Documents and Proprietary Information Filed Under Seal. "Daniels shall file under seal the portions of any brief it seeks to seal and explain why material is confidential. The presumption is that briefs are available to the public unless there is good cause to seal." (Patch, Christine) (Entered: 06/30/2008) |

| | | |
|------------|---------------------|---|
| 06/23/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting in part and denying in part 151 Motion to File Portions of Plaintiffs' Second Supplemental Reply Memorandum in Support of Plaintiffs' Motion for Class Certification under Seal. "I allow the redactions on P.4, l.l. 10-11; p.7, p.8, p.9, l. 20. Otherwise, denied." (Patch, Christine) (Entered: 06/24/2008) |
| 06/25/2008 | 159 | Report of Thomas Hughes, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 07/07/2008) |
| 06/25/2008 | 160 | Expert Report of Margaret E. Guerin-Calvert, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 07/07/2008) |
| 06/25/2008 | 161 | Expert Report of Prof. Janusz A. Ordovery, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 07/07/2008) |
| 06/27/2008 | 158 | Supplemental REPLY to Response to 52 MOTION to Certify Class <i>PARTIALLY UNREDACTED PURSUANT TO ORDER</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 06/27/2008) |
| 07/02/2008 | 162 | Second Supplemental REPLY Memorandum in Support of 52 MOTION to Certify Class filed by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 07/09/2008) |
| 07/02/2008 | 163 | Reply Expert Report of Professor Einer Elhauge by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 07/09/2008) |
| 07/02/2008 | 164 | Expert Report of Dr. Hal Singer by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 07/09/2008) |
| 07/02/2008 | 165 | Expert Reply DECLARATION of Dr. Hal Singer by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 07/09/2008) |
| 07/02/2008 | 166 | Expert Report of Professor Einer Elhauge by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 07/09/2008) |
| 07/18/2008 | 167 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. of <i>New Authority</i> (Attachments: # 1 Exhibit A)(Donato, James) (Entered: 07/18/2008) |
| 07/25/2008 | 168 | Response by Natchitoches Parish Hospital Service District, J M Smith Corporation to 167 Notice (Other) of <i>New Authority</i> . (Tamoshunas, Archana) (Entered: 07/25/2008) |
| 08/29/2008 | 169 | Judge Patti B. Saris: MEMORANDUM AND ORDER entered on Plaintiffs' Motion to Certify Class (#52). Motion allowed.(Irwin, Nancy) (Entered: 08/29/2008) |
| 09/05/2008 | 170 | MOTION to Stay <i>Pending Resolution of Rule 23(f) Petition</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Callison, Linda) (Entered: 09/05/2008) |
| 09/05/2008 | 171 | Joint MOTION to Expedite <i>Briefing Schedule in Connection with Defendants' Request for Stay</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Callison, Linda) (Entered: 09/05/2008) |
| 09/08/2008 | | Judge Patti B. Saris: Electronic ORDER entered allowing 171 Joint MOTION to Expedite Briefing Schedule in Connection with Defendants' Request for Stay by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Alba, Robert) (Entered: 09/08/2008) |
| 09/12/2008 | 172 | MEMORANDUM in Opposition re 170 MOTION to Stay <i>Pending Resolution of Rule 23(f) Petition</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 09/12/2008) |
| 09/16/2008 | | Judge Patti B. Saris: Electronic ORDER entered denying 170 Motion to Stay Pending Resolution of Rule 23(f) Petition. "Denied on the ground that the court does not find a likelihood of success on the merits of the appeal. However, I stay the briefing schedule on the motion for summary judgment. Instead, the parties shall submit briefs on any Daubert motion. Once that is resolved, it will become clear whether a motion for summary judgment is viable." (Patch, Christine) (Entered: 09/17/2008) |
| 09/23/2008 | 173 | Joint MOTION for <i>Briefing Schedule of Daubert Motions</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 09/23/2008) |
| 09/25/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 173 Motion for Briefing Schedule of Daubert Motions. "The parties shall confer regarding an independent expert for the Court and propose names within 10 days. A Daubert Hearing will be held on January 8, 2009 and January 9, 2009 at 2:00PM." (Patch, Christine) (Entered: 09/25/2008) |

| | | |
|------------|---------------------|---|
| 10/09/2008 | 174 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation <i>Recommending Independent Expert</i> (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(Meade, John) (Entered: 10/09/2008) |
| 10/09/2008 | 175 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Covidien's Nominees for Independent Experts to Assist the Court With Daubert Motions</i> (Donato, James) (Entered: 10/09/2008) |
| 10/10/2008 | | ELECTRONIC NOTICE issued requesting courtesy copy for 175 Notice, 174 Notice. Counsel who filed this document are requested to submit a courtesy copy of it to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 10/10/2008) |
| 10/17/2008 | 176 | MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 10/17/2008) |
| 10/17/2008 | 177 | DECLARATION re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) of <i>Daniel L. McFadden</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 10/17/2008) |
| 10/17/2008 | 178 | DECLARATION re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) of <i>Janusz A. Ordovery</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 10/17/2008) |
| 10/17/2008 | 179 | MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 10/17/2008) |
| 10/17/2008 | 180 | DECLARATION re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>), 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) of <i>Jeffrey M. Gutkin</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Gutkin Decl., # 2 Exhibit B to Gutkin Decl., # 3 Exhibit C to Gutkin Decl., # 4 Exhibit D to Gutkin Decl., # 5 Exhibit E to Gutkin Decl., # 6 Exhibit F to Gutkin Decl., # 7 Exhibit G to Gutkin Decl., # 8 Exhibit H to Gutkin Decl., # 9 Exhibit I to Gutkin Decl., # 10 Exhibit J to Gutkin Decl., # 11 Exhibit K to Gutkin Decl., # 12 Exhibit L to Gutkin Decl., # 13 Exhibit M to Gutkin Decl., # 14 Exhibit N to Gutkin Decl.) (Donato, James) (Entered: 10/17/2008) |
| 10/17/2008 | 181 | MOTION for Order to Exclude Testimony of Thomas Hughes by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Tamoshunas, Archana) (Entered: 10/17/2008) |
| 10/17/2008 | 182 | MEMORANDUM in Support re 181 MOTION for Order to Exclude Testimony of Thomas Hughes <i>REDACTED</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Affidavit Declaration of Archana Tamoshunas, # 2 Exhibit A <i>REDACTED</i> , # 3 Exhibit B)(Tamoshunas, Archana) (Entered: 10/17/2008) |
| 10/17/2008 | 183 | MOTION to Seal <i>Motions to Exclude Testimony of Einer Elhauge and Dr. Hal Singer and Declarations of Dr. Daniel L. McFadden and Dr. Janusz A. Ordovery</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 10/17/2008) |
| 10/17/2008 | 184 | Memorandum in Support of 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Meade, John) Modified on 10/17/2008 to restrict document - unredacted version attached in error per atty. (Costello2, Helen). Modified on 8/11/2009 to correct event (Patch, Christine). (Entered: 10/17/2008) |
| 10/17/2008 | 185 | MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Meade, John) (Entered: 10/17/2008) |
| 10/17/2008 | 186 | MEMORANDUM in Support re 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert (<i>Redacted</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A - Deposition of Margaret Guerin-Calvert)(Meade, John) (Entered: 10/17/2008) |
| 10/17/2008 | | Judge Patti B. Saris: ELECTRONIC ENDORSEMENT re 174 Plaintiffs' Submission of Proposed Independent Experts, filed by J M Smith Corporation, Natchitoches Parish Hospital Service District. "Each party shall pick the expert proposed by the other side who is most desirable. I will then flip a coin. If that expert has a conflict or is unwilling to serve, I will pick the other one. Ideally one attorney from each side will call the expert. My ideal procedure would be that the expert would (1) prepare a report regarding the Daubert issues, (2) testify at a hearing subject to cross-examination, (3) answer my questions in an ex parte tutorial, if necessary, (4) the parties will split the costs." (Patch, Christine) (Entered: 10/21/2008) |

| | | |
|------------|---------------------|---|
| 10/23/2008 | | ELECTRONIC NOTICE issued requesting courtesy copy for 180 Declaration. Counsel who filed this document are requested to submit a courtesy copy of it to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 10/23/2008) |
| 10/23/2008 | | Judge Patti B. Saris: ELECTRONIC ENDORSEMENT re 187 Joint Submission Concerning Proposed Independent Experts filed by J M Smith Corporation, Natchitoches Parish Hospital Service District. "I select Dr. Orley C. Ashenfelter. The parties shall contact him to see if he is willing to serve and is conflict-free. If this selection does not work out, the parties shall contact Dr. Baker." (Patch, Christine) (Entered: 10/27/2008) |
| 10/24/2008 | 187 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation <i>JOINT SUBMISSION CONCERNING PROPOSED INDEPENDENT EXPERTS</i> (Tamoshunas, Archana) (Entered: 10/24/2008) |
| 10/24/2008 | 188 | MOTION to Seal <i>Limited Portions of Plaintiffs' Motions to Exclude Defendants' Expert Witnesses and Accompanying Declarations</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 10/24/2008) |
| 10/30/2008 | | Judge Patti B. Saris: Electronic Order entered re 188 Motion to Seal Limited Portions of Plaintiffs' Motions to Exclude Defendants' Expert Witnesses and Accompanying Declarations. "Tyco shall submit copies of the memoranda which it seeks to redact with the alleged confidential information highlighted. These need not be docketed." (Patch, Christine) (Entered: 11/04/2008) |
| 11/06/2008 | 189 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Joint Report Re Court-Appointed Expert</i> (Donato, James) (Entered: 11/06/2008) |
| 11/06/2008 | 190 | MOTION to Strike <i>Declaration of Daniel McFadden Pursuant to Rule 37(c) for Failure to Timely Disclose and for Reasonable Expenses and Attorneys Fees</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Tamoshunas, Archana) (Entered: 11/06/2008) |
| 11/06/2008 | 191 | MEMORANDUM in Support re 190 MOTION to Strike <i>Declaration of Daniel McFadden Pursuant to Rule 37(c) for Failure to Timely Disclose and for Reasonable Expenses and Attorneys Fees</i> MOTION to Strike <i>Declaration of Daniel McFadden Pursuant to Rule 37(c) for Failure to Timely Disclose and for Reasonable Expenses and Attorneys Fees</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 11/06/2008) |
| 11/07/2008 | | Judge Patti B. Saris: ELECTRONIC ENDORSEMENT re 189 Joint Report re: Court-Appointed Expert, filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P. "Send him the materials. Also, let Robert Alba know his contact information so I can call him. If you have proposals for a protocol, let me know." (Patch, Christine) (Entered: 11/10/2008) |
| 11/14/2008 | 192 | MEMORANDUM in Opposition re 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) (<i>Redacted</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Meade, John) (Entered: 11/14/2008) |
| 11/14/2008 | 193 | MEMORANDUM in Opposition re 184 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/14/2008) |
| 11/14/2008 | 194 | DECLARATION re 193 Memorandum in Opposition to Motion of <i>Margaret Guerin-Calvert</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/14/2008) |
| 11/14/2008 | 195 | DECLARATION re 193 Memorandum in Opposition to Motion of <i>Kyle C. Wong</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Wong Declaration)(Donato, James) (Entered: 11/14/2008) |
| 11/14/2008 | 196 | MEMORANDUM in Opposition re 181 MOTION for Order to Exclude Testimony of Thomas Hughes filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/14/2008) |
| 11/14/2008 | 197 | MEMORANDUM in Opposition re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Affidavit Declaration, # 2 Exhibit A)(Tamoshunas, Archana) (Entered: 11/14/2008) |
| 11/14/2008 | 198 | DECLARATION <i>REDACTED</i> of <i>Einer Elhauge</i> in Support of Memorandum in Opposition to Motion to Exclude Report of <i>Einer Elhauge</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 11/14/2008) |

| | | |
|------------|---------------------|--|
| 11/14/2008 | 199 | MOTION to Seal <i>Portions of Declaration of Einer Elhauge in Support of Memorandum in Opposition to Motion to Exclude Report of Einer Elhauge</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order)(Tamoshunas, Archana) (Entered: 11/14/2008) |
| 11/18/2008 | 200 | MOTION for Protective Order to <i>Maintain Confidentiality of Documents and Proprietary Information Filed Under Seal By the Parties on November 14, 2008</i> by Daniels Sharpsmart Inc.. (Attachments: # 1 Exhibit Defense Counsel's Letter Dated November 11, 2008)(Krupp, Peter) (Entered: 11/18/2008) |
| 11/20/2008 | 201 | Opposition re 190 MOTION to Strike <i>Declaration of Daniel McFadden Pursuant to Rule 37(c) for Failure to Timely Disclose and for Reasonable Expenses and Attorneys Fees</i> MOTION to Strike <i>Declaration of Daniel McFadden Pursuant to Rule 37(c) for Failure to Timely Disclose and for Reasonable Expenses and Attorneys Fees</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/20/2008) |
| 11/20/2008 | | Judge Patti B. Saris: Electronic ORDER entered denying 190 Motion to Strike the Expert Declaration of Daniel L. McFadden Pursuant to Rule 38(c) for Failure to Timely Disclose and for Reasonable Expenses and Attorneys' Fees. "However, plaintiffs may take his deposition and supplement their brief with an additional 10 page brief. There shall be no reply or supplemental defendant's expert reports." (Patch, Christine) (Entered: 11/24/2008) |
| 11/21/2008 | 202 | MOTION to Seal <i>Portions of Plaintiffs' Motions and Accompanying Declarations Opposing Exclusion of Expert Witnesses</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 11/21/2008) |
| 11/25/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 202 Motion to Seal Portions of Plaintiffs' Motions and Accompanying Declarations Opposing Exclusion of Expert Witnesses. (Patch, Christine) (Entered: 11/25/2008) |
| 11/26/2008 | 203 | REPLY to Response to 181 MOTION for Order to Exclude Testimony of Thomas Hughes filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 11/26/2008) |
| 11/26/2008 | 204 | REPLY to Response to 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Meade, John) (Entered: 11/26/2008) |
| 11/26/2008 | 205 | REPLY to Response to 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/26/2008) |
| 11/26/2008 | 206 | DECLARATION re 205 Reply to Response to Motion of <i>Janusz A. Ordovery</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/26/2008) |
| 11/26/2008 | 207 | DECLARATION re 205 Reply to Response to Motion of <i>Daniel L. McFadden</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/26/2008) |
| 11/26/2008 | 208 | REPLY to Response to 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/26/2008) |
| 11/26/2008 | 209 | DECLARATION re 205 Reply to Response to Motion, 208 Reply to Response to Motion of <i>Jeffrey M. Gutkin</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Gutkin Decl, # 2 Exhibit B to Gutkin Decl, # 3 Exhibit C to Gutkin Decl, # 4 Exhibit D to Gutkin Decl, # 5 Exhibit E to Gutkin Decl, # 6 Exhibit F to Gutkin Decl, # 7 Exhibit G to Gutkin Decl, # 8 Exhibit H to Gutkin Decl)(Donato, James) (Entered: 11/26/2008) |
| 11/26/2008 | 210 | MOTION to Seal <i>Portions of Defendants' Reply Briefs and Accompanying Declaration in Support of the Motions to Exclude the Expert Reports and Opinions of Prof. Einer Elhauge and Dr. Hal Singer</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 11/26/2008) |
| 12/01/2008 | 211 | MOTION to Join re 210 MOTION to Seal <i>Portions of Defendants' Reply Briefs and Accompanying Declaration in Support of the Motions to Exclude the Expert Reports and Opinions of Prof. Einer Elhauge and Dr. Hal Singer</i> by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 12/01/2008) |
| 12/01/2008 | | ELECTRONIC NOTICE issued requesting courtesy copy for 207 Declaration, 206 Declaration, 205 Reply to Response to Motion, 209 Declaration, 208 Reply to Response to Motion, 210 MOTION to Seal <i>Portions of Defendants' Reply Briefs and Accompanying Declaration in Support of the Motions to Exclude the Expert Reports and Opinions of Prof. Einer Elhauge and Dr. Hal Singer</i> . Counsel who filed these documents are requested to submit a courtesy copy of them to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 12/01/2008) |

| | | |
|------------|---------------------|---|
| 12/05/2008 | 212 | USCA Judgment Re: Petition: The petition for review under Fed. R. Civ. P. 23(f)is DENIED. We express no view on the merits of the class certification order or the underlying merits on the antitrust claims. This order is without prejudice to any party's appellate rights going forward, including, but not limited to, end-of-case view. Judgment issued in the USCA 12/5/2008 (Ramos, Jeanette) (Entered: 12/05/2008) |
| 12/09/2008 | 213 | SUR-REPLY to Motion re 181 MOTION for Order to Exclude Testimony of Thomas Hughes filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 12/09/2008) |
| 12/09/2008 | 214 | SUR-REPLY to Motion re 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Meade, John) (Entered: 12/09/2008) |
| 12/09/2008 | 215 | SUR-REPLY to Motion re 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 12/09/2008) |
| 12/09/2008 | 216 | SUR-REPLY to Motion re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 12/09/2008) |
| 12/09/2008 | 217 | DECLARATION of Prof. Einer Elhauge In Support of Plaintiffs' Sur-Reply Memorandum in Opposition to Defendants' Motion to Exclude Report and Testimony of Prof. Einer Elhauge by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Additional attachment(s) added on 12/10/2008: # 1 Corrected Document) (Patch, Christine). (Entered: 12/09/2008) |
| 12/09/2008 | 218 | DECLARATION of Dr. Hal Singer in Support of Plaintiffs' Sur-Reply Memorandum in Opposition to Defendants' Motion to Exclude Report and Testimony of Prof. Einer Elhauge by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 12/09/2008) |
| 12/09/2008 | 219 | MOTION to Seal by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # Text of Proposed Order)(Raphael, David) (Additional attachment(s) added on 12/10/2008: # 2 Text of Proposed Order Corrected Proposed Order) (Patch, Christine). (Entered: 12/09/2008) |
| 12/10/2008 | 220 | MOTION to Join re 219 MOTION to Seal by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 12/10/2008) |
| 12/11/2008 | | ELECTRONIC NOTICE of STATUS CONFERENCE. Status Conference with counsel set for 12/18/2008 at 2:00 PM in Courtroom 19 before Judge Patti B. Saris. (Alba, Robert) (Entered: 12/11/2008) |
| 12/12/2008 | | ELECTRONIC NOTICE OF RESCHEDULED STATUS CONFERENCE. At the request of counsel, the Status Conference previously set for 12/18/2008 has been RESCHEDULED to 12/16/2008 at 3:00 PM in Courtroom 19 before Judge Patti B. Saris. (Alba, Robert) (Entered: 12/12/2008) |
| 12/12/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 211 Motion to Join Defendants' Motion to Seal Portions of Defendants' Reply Briefs and Accompanying Declaration in Support of their Motions to Exclude Expert Reports and Opinions of Elhauge and Singer (Patch, Christine) (Entered: 12/15/2008) |
| 12/16/2008 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Status Conference held on 12/16/2008. (Court Reporter: Lee Marzilli.)(Attorneys present: Cebulash, Tamoshunas, Kelly, Donato) (Alba, Robert) (Entered: 12/16/2008) |
| 12/16/2008 | 221 | MOTION to Seal <i>Plaintiffs' Sur-Replies</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 12/16/2008) |
| 12/18/2008 | | Judge Patti B. Saris: Electronic ORDER entered granting 221 Motion to Seal Sur-Replies. "However, counsel shall certify pursuant to Fed. R. Civ. P. 11 that the redacted material is truly confidential current trade or proprietary information." (Patch, Christine) (Entered: 01/05/2009) |
| 12/23/2008 | 222 | MOTION for Leave to Appear Pro Hac Vice for admission of Jeffrey M. Gutkin by Tyco International, Ltd.. (Attachments: # 1 Exhibit A)(Stern, Donald) (Entered: 12/23/2008) |
| 12/30/2008 | 223 | Transcript of Status Conference held on December 16, 2008, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/20/2009. Redacted Transcript Deadline set for 1/27/2009. Release of Transcript Restriction set for 3/27/2009. (Scalfani, Deborah) (Entered: 12/30/2008) |
| 12/30/2008 | 224 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 12/30/2008) |

| | | |
|------------|---------------------|---|
| 01/05/2009 | | ELECTRONIC NOTICE OF RESCHEDULED DAUBERT HEARING. The Daubert Hearing previously set to commence on 1/8/2009 at 2:30 p.m. will now commence on 1/8/2009 at 9:00 a.m. in Courtroom 19 before Judge Patti B. Saris, and continue on 1/9/2009 at 9:00 a.m. (Alba, Robert) (Entered: 01/05/2009) |
| 01/05/2009 | 225 | Supplemental MEMORANDUM in Opposition re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A (Meade Declaration))(Meade, John) (Entered: 01/05/2009) |
| 01/06/2009 | 226 | STIPULATION <i>Joint Request to Withdraw the Motions to Exclude the Expert Reports and Opinions of Dr. Hal Singer and Ms. Margaret Guerin-Calvert</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 01/06/2009) |
| 01/06/2009 | 227 | Joint MOTION to Withdraw 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>), 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. Re-entered by court staff to correct data entry error. (Patch, Christine) (Entered: 01/07/2009) |
| 01/07/2009 | | Notice of correction to docket made by Court staff. Correction: Document No. 226 corrected because: it was filed using the incorrect event. Please refer to Document No. 227 for corrected filing (Patch, Christine) (Entered: 01/07/2009) |
| 01/07/2009 | | ELECTRONIC NOTICE of Change of Hearing Location. The Daubert Hearing set for 9:00 a.m. on 1/8/09 and 1/9/09 has been moved from Courtroom #19 to Courtroom #3 on the 3rd floor. (Alba, Robert) (Entered: 01/07/2009) |
| 01/08/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Daubert Hearing - Day One held on 1/8/2009. Hearing to resume on 1/9/2008 at 9:00 a.m. in Courtroom #3. (Court Reporter: Lee Marzilli.)(Attorneys present: Cebulash, Meade, Kelley, Tamoshunas, Donato, Griffin, Gutkin) (Alba, Robert) (Entered: 01/08/2009) |
| 01/09/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Daubert Hearing - Day Two held on 1/9/2009. Parties rest. Court takes matter under advisement. (Court Reporter: Lee Marzilli.)(Attorneys present: Cebulash, Meade, Kelley, Tamoshunas, Donato, Gutkin) (Alba, Robert) (Entered: 01/09/2009) |
| 01/09/2009 | 228 | Court's Witness List for Daubert Hearing held on 1/8/09 and 1/9/09. (Alba, Robert) (Entered: 01/09/2009) |
| 01/09/2009 | 229 | Court's Exhibit List for Daubert Hearing held on 1/8/09 and 1/9/09. "No exhibits offered at the hearing. Parties request that the Court rely on specific documents previously submitted during the briefing process. Parties to provide the Court with a list of the specific documents." (Alba, Robert) (Entered: 01/09/2009) |
| 01/12/2009 | 230 | MOTION to Seal <i>Limited Portions of Plaintiffs' Supplemental Filings</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Branick-Abilla, Margaret) (Entered: 01/12/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 183 Motion to Seal Motions to Exclude Reports and Declarations. (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 210 Motion to Seal Portions of Defendants' Reply Briefs and Accompanying Declaration in Support of the Motions to Exclude the Expert Reports and Opinions of Prof. Einer Elhauge and Dr. Hal Singer. (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 219 Motion to Seal Portions of (1) the Sur-Reply Declaration of Professor Einer Elnauge; (2) Plaintiffs' Sur-Reply in Further Opposition to Defendants' Motion to Exclude the Expert Report and Opinions of Prof. Einer Elhauge; and (3) Sur-Reply Declaration of Dr. Hal Singer. (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 220 Motion to Join 219 Motion to Seal (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 200 Motion to Maintain Confidentiality of its Documents and Proprietary Information filed under seal by the parties (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 199 Motion to Seal Portions of the Declaration of Professor Einer Elnauge which Accompanies Plaintiffs' Memorandum in Opposition to Defendants' Motion to Exclude the Expert Report and Opinions of Prof. Einer Elhauge. (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 230 Motion to Seal Limited Portions of Plaintiffs' Supplemental Filings (Patch, Christine) (Entered: 01/22/2009) |
| 01/22/2009 | 231 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Covidien's Certification Pursuant to Rule 11 of The Federal Rules of Civil Procedure</i> (Branick-Abilla, Margaret) (Entered: 01/22/2009) |

| | | |
|------------|---------------------|---|
| 01/26/2009 | 237 | Sealed Expert DECLARATION of Dr. Hal Singer. (Redacted version - 218 Declaration of Dr. Hal Singer), by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 238 | Sealed Sur-Reply DECLARATION of Professor Einer Elhauge (Redacted version - 217 Declaration of Prof. Einer Elhauge), by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 239 | Sealed SUR-REPLY to Motion re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (Redacted version - 216 Sur-Reply to Motion for Order to Exclude Testimony) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 240 | Sealed Document - Sur-Reply in Further Opposition to 179 Motion for Order to Exclude the Testimony of Dr. Hal Singer (Redacted version - 214 Sur-Reply to Motion for Order to Exclude Testimony). (Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 241 | Sealed Document - Declaration of John Alden Meade in Support of Plaintiffs' Supplemental Brief in Opposition to Defendants' Motion to Exclude the Expert Report and Opinions of Professor Einer Elhauge (Redacted Version - Exhibit A to 225 Supplemental Memorandum in Opposition to 176 Motion for Order to Exclude Testimony). (Attachments: # 1 Exhibit A Part 1, # 2 Exhibit A Part 2)(Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 242 | Sealed MEMORANDUM in Opposition re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (Redacted Version - 197 Memorandum in Opposition to Motion) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 243 | Sealed DECLARATION of Professor Einer Elhauge re 197 Memorandum in Opposition to Motion to Exclude Report of Einer Elhauge (Redacted version - 198 Declaration), by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 01/28/2009) |
| 01/26/2009 | 244 | Sealed Memorandum in Opposition to 179 Motion for Order to Exclude the Testimony of Dr. Hal Singer (Redacted version - 192 Memorandum in Opposition to Motion). (Patch, Christine) (Entered: 01/28/2009) |
| 01/27/2009 | 232 | MEMORANDUM in Opposition re 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) <i>MODIFIED REDACTIONS PURSUANT TO ORDER (previously filed doc no 192)</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 01/27/2009) |
| 01/27/2009 | 233 | MEMORANDUM in Opposition re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) <i>MODIFIED REDACTIONS PURSUANT TO ORDER (previously filed doc no 197)</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A)(Tamoshunas, Archana) (Entered: 01/27/2009) |
| 01/27/2009 | 234 | DECLARATION of Einer Elhauge in Support of Memorandum in Opposition to Motion to Exclude Report of Einer Elhauge <i>MODIFIED REDACTIONS PURSUANT TO ORDER (previously filed doc no 198)</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 01/27/2009) |
| 01/27/2009 | 235 | DECLARATION of Einer Elhauge in Support of Plaintiffs' Sur-Reply Memorandum in Opposition to Defendants' Motion to Exclude Report and Testimony of Prof. Einer Elhauge <i>MODIFIED REDACTIONS PURSUANT TO ORDER (previously filed doc no 217)</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 01/27/2009) |
| 01/27/2009 | 236 | Supplemental MEMORANDUM in Opposition re 176 MOTION for Order to Exclude Testimony of Einer Elhauge (<i>REDACTED</i>) <i>MODIFIED REDACTIONS PURSUANT TO ORDER (previously filed doc no 225)</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A (Meade Declaration))(Tamoshunas, Archana) (Entered: 01/27/2009) |
| 01/27/2009 | 249 | SEALED MOTION to Exclude the Expert Report and Opinions of Professor Einer Elhauge, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Redacted Version - 176 Motion to Exclude)(Patch, Christine) (Entered: 02/20/2009) |
| 01/27/2009 | 250 | Sealed Document - Declaration of Daniel L. McFadden in Support of Motion to Exclude the Expert Report and Opinions of Professor Einer Elhauge (Redacted Version - 177 Declaration). (Attachments: # 1 Part 2)(Patch, Christine) (Entered: 02/20/2009) |
| 01/27/2009 | 251 | Sealed Document - Expert Declaration of Professor Janusz A. Ordovery in Support of Motion to Exclude the Testimony of Professor Einer Elhauge (Redacted Version - 178 Declaration). (Patch, Christine) (Entered: 02/20/2009) |

| | | |
|------------|---------------------|---|
| 01/27/2009 | 252 | SEALED MOTION - Motion to Exclude the Expert Report of Dr. Hal Singer (Redacted Version - 179 Motion to Exlude) by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Patch, Christine) (Entered: 02/20/2009) |
| 01/27/2009 | 253 | Sealed Document - Reply Brief in Support of Motion to Exclude the Expert Report and Opinions of Professor Einer Elhauge (Redacted version - 205 Reply Brief). (Patch, Christine) (Entered: 02/20/2009) |
| 01/27/2009 | 254 | Sealed Document - Expert Reply Declaration of Prof. Janusz A. Ordover (Redacted Version - 206 Declaration). (Attachments: # 1 Part 2, # 2 Part 3)(Patch, Christine) (Entered: 02/20/2009) |
| 01/27/2009 | 255 | Sealed Document - Reply Brief in Support of Motion to Exclude the Expert Report and Opinions of Dr. Hal Singer (Redacted version - 208 Reply Brief). (Patch, Christine) (Entered: 02/20/2009) |
| 01/27/2009 | 256 | SEALED DECLARATION of Jeffrey M. Gutkin re 253 Sealed Document, 254 Sealed Document, 255 Sealed Document by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Redacted version - 209 Declaration) (Patch, Christine) (Entered: 02/20/2009) |
| 01/30/2009 | 245 | Letter to Judge Saris from Brett Cebulash and James Donato informing the Court that they have scheduled a Mediation on March 3, 2009. (Patch, Christine) (Entered: 02/02/2009) |
| 02/05/2009 | 246 | Transcript of Daubert Hearing - Day One held on January 8, 2009, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 2/23/2009. Redacted Transcript Deadline set for 3/5/2009. Release of Transcript Restriction set for 5/4/2009. (Scalfani, Deborah) (Entered: 02/05/2009) |
| 02/05/2009 | 247 | Transcript of Daubert Hearing - Day Two held on January 9, 2009, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 2/23/2009. Redacted Transcript Deadline set for 3/5/2009. Release of Transcript Restriction set for 5/4/2009. (Scalfani, Deborah) (Entered: 02/05/2009) |
| 02/05/2009 | 248 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 02/05/2009) |
| 03/12/2009 | | Magistrate Judge Leo T. Sorokin: Electronic ORDER entered In light of the Court's granting other motions to seal (docket #s 132 and 138), 142 this Motion appears moot and is accordingly DENIED WITHOUT PREJUDICE AS MOOT. If the movant believes that the motion continues to present a live issue it may file a renewed motion that identifies, briefly, the remaining issues. (Simeone, Maria) (Entered: 03/12/2009) |
| 04/15/2009 | 257 | Consent MOTION for Order to Approve Form and Manner of Notice of Pendency of Class Action to the Certified Class by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Tamoshunas, Archana) (Entered: 04/15/2009) |
| 04/15/2009 | 258 | MEMORANDUM in Support re 257 Consent MOTION for Order to Approve Form and Manner of Notice of Pendency of Class Action to the Certified Class filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Tamoshunas, Archana) (Entered: 04/15/2009) |
| 04/15/2009 | 259 | DECLARATION re 257 Consent MOTION for Order to Approve Form and Manner of Notice of Pendency of Class Action to the Certified Class by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A (Proposed Class Notice), # 2 Exhibit B (Proposed Summary Notice), # 3 Exhibit C (Proposed Notice Plan), # 4 Exhibit D (Resume of Claims Administrator))(Tamoshunas, Archana) (Entered: 04/15/2009) |
| 04/27/2009 | 262 | MOTION Joint Submission Regarding Motion For Scheduling Order by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A (excerpt of 12/16/08 status conference transcript), # 2 Exhibit B (Plaintiffs' Proposed Order))(Tamoshunas, Archana) (Entered: 04/27/2009) |
| 04/29/2009 | | Judge Patti B. Saris: Electronic ORDER entered regarding 262 MOTION Joint Submission Regarding Motion For Scheduling Order by Natchitoches Parish Hospital Service District, J M Smith Corporation. "I will rule on this when I read the expert report." (Alba, Robert) (Entered: 04/30/2009) |
| 05/06/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 257 Motion for Approval of Form and Manner of Notice of Pendency of Class Action to the Certified Class. (Patch, Christine) (Entered: 05/07/2009) |
| 06/30/2009 | 263 | Judge Patti B. Saris: ORDER entered. PROCEDURAL ORDER: Affirmative Motions for Summary Judgment due by 7/29/2009. Oppositions due by 8/29/2009. Replies due by 9/15/2009. Sur-replies due by 10/15/2009. Hearing set for 11/19/2009 02:00 PM in Courtroom 19 before Judge Patti B. Saris.(Patch, Christine) (Entered: 06/30/2009) |

| | | |
|------------|---------------------|---|
| 07/06/2009 | | ELECTRONIC NOTICE OF COMMENT PERIOD DEADLINE. The deadline for the parties to submit comments to the Report of Orley Ashenfelter regarding the motion to exclude the testimony of Professor Einer Elhauge is Wednesday, July 15, 2009. The parties are to send their comments to Dr. Ashenfelter with a copy to the Court. (Alba, Robert) (Entered: 07/06/2009) |
| 07/24/2009 | 264 | Proposed Documents Submitted to the Court by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Consent Order Granting Substitution of Attorney</i> (Donato, James) Modified on 7/28/2009 to change event (Patch, Christine). (Entered: 07/24/2009) |
| 07/28/2009 | 265 | MOTION for Leave to Appear Pro Hac Vice for admission of Elena Chan by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A)(Stewart, Adam) (Entered: 07/28/2009) |
| 07/28/2009 | | Filing fee/payment: \$ 50.00, receipt number BST011897 for 265 MOTION for Leave to Appear Pro Hac Vice for admission of Elena Chan (Russo, Patricia) (Entered: 07/28/2009) |
| 07/29/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 265 Motion for Leave to Appear Pro Hac Vice; Added Elena Chan for Natchitoches Parish Hospital Service District and J M Smith Corporation. Attorneys admitted Pro Hac Vice must register for electronic filing. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Patch, Christine) (Entered: 07/29/2009) |
| 07/29/2009 | 266 | MOTION for Summary Judgment by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 07/29/2009) |
| 07/29/2009 | 267 | MEMORANDUM in Support re 266 MOTION for Summary Judgment <i>REDACTED</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 07/29/2009) |
| 07/29/2009 | 268 | Statement of Material Facts L.R. 56.1 re 266 MOTION for Summary Judgment <i>REDACTED</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 07/29/2009) |
| 07/29/2009 | 269 | AFFIDAVIT of James Donato in Support re 266 MOTION for Summary Judgment <i>REDACTED</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Donato Decl., # 2 Exhibit B to Donato Decl., # 3 Exhibit C to Donato Decl., # 4 Exhibit D to Donato Decl., # 5 Exhibit E to Donato Decl., # 6 Exhibit F to Donato Decl., # 7 Exhibit G to Donato Decl., # 8 Exhibit H to Donato Decl., # 9 Exhibit I to Donato Decl., # 10 Exhibit J to Donato Decl., # 11 Exhibit K to Donato Decl., # 12 Exhibit L to Donato Decl., # 13 Exhibit M to Donato Decl., # 14 Exhibit N to Donato Decl., # 15 Exhibit O to Donato Decl., # 16 Exhibit P to Donato Decl., # 17 Exhibit Q to Donato Decl., # 18 Exhibit R to Donato Decl., # 19 Exhibit S to Donato Decl., # 20 Exhibit T to Donato Decl., # 21 Exhibit U to Donato Decl., # 22 Exhibit V to Donato Decl., # 23 Exhibit W to Donato Decl., # 24 Exhibit X to Donato Decl., # 25 Exhibit Y to Donato Decl., # 26 Exhibit Z to Donato Decl., # 27 Exhibit AA to Donato Decl., # 28 Exhibit BB to Donato Decl., # 29 Exhibit CC to Donato Decl., # 30 Exhibit DD to Donato Decl., # 31 Exhibit EE to Donato Decl., # 32 Exhibit FF to Donato Decl., # 33 Exhibit GG to Donato Decl., # 34 Exhibit HH to Donato Decl., # 35 Exhibit II to Donato Decl., # 36 Exhibit JJ to Donato Decl., # 37 Exhibit KK to Donato Decl., # 38 Exhibit LL to Donato Decl., # 39 Exhibit MM to Donato Decl., # 40 Exhibit NN to Donato Decl., # 41 Exhibit OO to Donato Decl., # 42 Exhibit PP to Donato Decl., # 43 Exhibit QQ to Donato Decl., # 44 Exhibit RR to Donato Decl., # 45 Exhibit SS to Donato Decl., # 46 Exhibit TT to Donato Decl., # 47 Exhibit UU to Donato Decl., # 48 Exhibit VV to Donato Decl., # 49 Exhibit WW to Donato Decl., # 50 Exhibit XX to Donato Decl., # 51 Exhibit YY to Donato Decl., # 52 Exhibit ZZ to Donato Decl., # 53 Exhibit AAA to Donato Decl., # 54 Exhibit BBB to Donato Decl., # 55 Exhibit CCC to Donato Decl., # 56 Exhibit DDD to Donato Decl., # 57 Exhibit EEE to Donato Decl., # 58 Exhibit FFF to Donato Decl., # 59 Exhibit GGG to Donato Decl.)(Donato, James) (Entered: 07/29/2009) |
| 07/29/2009 | 270 | MOTION to Seal <i>Summary Judgment Materials</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 07/29/2009) |
| 07/30/2009 | | ELECTRONIC NOTICE issued requesting courtesy copy for 266 MOTION for Summary Judgment, 270 MOTION to Seal <i>Summary Judgment Materials</i> , 268 Statement of Material Facts L.R. 56.1, 267 Memorandum in Support of Motion, 269 Affidavit in Support of Motion. Counsel who filed these documents are requested to submit a courtesy copy of them to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 07/30/2009) |
| 07/30/2009 | 271 | Assented to MOTION to Withdraw as Attorney <i>Motion for Leave of Court to Withdraw Archana Tamoshunas and Brett Cebulash as Attorneys of Record for Plaintiffs</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Stewart, Adam) (Entered: 07/30/2009) |
| 08/02/2009 | 272 | MOTION to Join re 270 MOTION to Seal <i>Summary Judgment Materials</i> by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 08/02/2009) |

| | | |
|------------|---------------------|--|
| 08/03/2009 | 273 | MOTION to Withdraw as Attorney of <i>Linda F. Callison, Donald K. Stern and Margaret Branick-Abilla</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Callison, Linda) (Entered: 08/03/2009) |
| 08/04/2009 | 274 | Judge Patti B. Saris: Consent ORDER Granting Substitution of Attorney entered. (Patch, Christine) (Entered: 08/06/2009) |
| 08/07/2009 | 275 | STATUS REPORT <i>Regarding Class Notice Program and Opt-Outs</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1 Affidavit of Michael Rosenbaum re: Mailing and Publication of Notice and Requests for Exclusion)(Chan, Elena) (Entered: 08/07/2009) |
| 08/07/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 272 Motion to Join Defendants' Motion to Seal Portions of Defendants' Summary Judgment Materials (Patch, Christine) (Entered: 08/10/2009) |
| 08/07/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 273 Motion to Withdraw as Attorney. (Patch, Christine) (Entered: 08/10/2009) |
| 08/11/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 227 Motion to Withdraw 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>), 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert (Patch, Christine) (Entered: 08/11/2009) |
| 08/11/2009 | | Motions terminated: 185 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert filed by J M Smith Corporation, Natchitoches Parish Hospital Service District, 252 SEALED MOTION filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P., 179 MOTION for Order to Exclude Testimony of Dr. Hal Singer (<i>REDACTED</i>) filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P.. (Patch, Christine) (Entered: 08/11/2009) |
| 08/11/2009 | | Motions terminated: 184 MOTION for Order to Exclude Testimony of Margaret Guerin-Calvert filed by J M Smith Corporation, Natchitoches Parish Hospital Service District. (Patch, Christine) (Entered: 08/11/2009) |
| 08/11/2009 | | Notice of correction to docket made by Court staff. Correction: Document No. 184 corrected because: it was filed using the incorrect event. Entry has been modified. (Patch, Christine) (Entered: 08/11/2009) |
| 08/19/2009 | 276 | Letter/request (non-motion) from Plaintiffs' Counsel (Andrew Kelly) re: <i>VWR's Request for Exclusion from the Class</i> . (Chan, Elena) (Entered: 08/19/2009) |
| 08/27/2009 | | Judge Patti B. Saris: ELECTRONIC ENDORSEMENT granting 276 Letter/request (non-motion) from Plaintiffs' Counsel (Andrew Kelly) re: <i>VWR's Request for Exclusion from the Class</i> (Patch, Christine) (Entered: 08/27/2009) |
| 08/28/2009 | 277 | MEMORANDUM in Opposition re 266 MOTION for Summary Judgment filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Chan, Elena) (Entered: 08/28/2009) |
| 08/28/2009 | 278 | Counter Statement of Material Facts L.R. 56.1 re 266 MOTION for Summary Judgment (<i>REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Chan, Elena) (Entered: 08/28/2009) |
| 08/28/2009 | 279 | AFFIDAVIT of Elena Chan in Opposition re 266 MOTION for Summary Judgment (<i>Exhibits REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (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, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17 Exhibit 17, # 18 Exhibit 18, # 19 Exhibit 19, # 20 Exhibit 20, # 21 Exhibit 21, # 22 Exhibit 22, # 23 Exhibit 23, # 24 Exhibit 24, # 25 Exhibit 25, # 26 Exhibit 26, # 27 Exhibit 27, # 28 Exhibit 28, # 29 Exhibit 29, # 30 Exhibit 30, # 31 Exhibit 31, # 32 Exhibit 32, # 33 Exhibit 33, # 34 Exhibit 34, # 35 Exhibit 35, # 36 Exhibit 36, # 37 Exhibit 37, # 38 Exhibit 38, # 39 Exhibit 39, # 40 Exhibit 40, # 41 Exhibit 41, # 42 Exhibit 42, # 43 Exhibit 43, # 44 Exhibit 44, # 45 Exhibit 45, # 46 Exhibit 46, # 47 Exhibit 47)(Chan, Elena) (Entered: 08/28/2009) |
| 08/28/2009 | 280 | MOTION to Seal <i>Plaintiffs' Summary Judgment Opposition Papers</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order)(Chan, Elena) (Entered: 08/28/2009) |
| 09/03/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting in part and denying in part 181 Motion to Exclude the Testimony of Defendants' Expert Thomas Hughes. "Allowed in part. Mr. Hughes has not demonstrated sufficient expertise or experience to testify regarding the prices of sharps containers or competition in the sharps container market. However, he may give testimony regarding the role of GPO's and other background information about hospital materials management. The Court will deal with issues of cumulative testimony at trial." (Patch, Christine) (Entered: 09/09/2009) |
| 09/08/2009 | 281 | MOTION to Join re 280 MOTION to Seal <i>Plaintiffs' Summary Judgment Opposition Papers</i> by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 09/08/2009) |
| 09/08/2009 | | ELECTRONIC NOTICE OF RESCHEDULING. The Summary Judgment Hearing previously set for 11/19/2009 has been RESCHEDULED to 10/30/2009 at 3:00 PM in Courtroom 19 before Judge Patti B. Saris. (Alba, Robert) |

| | | |
|------------|---------------------|---|
| | | (Entered: 09/08/2009) |
| 09/08/2009 | | ELECTRONIC NOTICE of FINAL PRETRIAL CONFERENCE and JURY TRIAL. Final Pretrial Conference set for 11/23/2009 at 2:00 PM in Courtroom 19 before Judge Patti B. Saris. Jury Trial set for 11/30/2009 at 9:00 AM in Courtroom 19 before Judge Patti B. Saris. (Alba, Robert) (Entered: 09/08/2009) |
| 09/08/2009 | 282 | Judge Patti B. Saris: PRETRIAL ORDER entered. (Alba, Robert) (Entered: 09/08/2009) |
| 09/09/2009 | | Judge Patti B. Saris: Electronic ORDER entered denying 222 Motion for Leave to Appear Pro Hac Vice for failure to pay Filing Fee. (Patch, Christine) (Entered: 09/09/2009) |
| 09/09/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 281 Motion to Join Plaintiffs' Motion to Seal Portions of Plaintiffs' Summary Judgment Opposition Papers (Patch, Christine) (Entered: 09/09/2009) |
| 09/15/2009 | 283 | Reply MEMORANDUM in Support re 266 MOTION for Summary Judgment filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) Modified on 9/17/2009 to correct event (Patch, Christine). (Entered: 09/15/2009) |
| 09/15/2009 | 284 | AFFIDAVIT in Support re 266 MOTION for Summary Judgment <i>and Reply Memorandum in Support of Defendants' Motion for Summary Judgment - REDACTED</i> filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Donato Decl. ISO Reply Memo, # 2 Exhibit B to Donato Decl. ISO Reply Memo, # 3 Exhibit C to Donato Decl. ISO Reply Memo, # 4 Exhibit D to Donato Decl. ISO Reply Memo, # 5 Exhibit E to Donato Decl. ISO Reply Memo, # 6 Exhibit F to Donato Decl. ISO Reply Memo, # 7 Exhibit G to Donato Decl. ISO Reply Memo, # 8 Exhibit H to Donato Decl. ISO Reply Memo, # 9 Exhibit I to Donato Decl. ISO Reply Memo)(Donato, James) (Entered: 09/15/2009) |
| 09/15/2009 | 285 | MOTION to Seal <i>Summary Judgment Reply Materials</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 09/15/2009) |
| 09/17/2009 | | ELECTRONIC NOTICE issued requesting courtesy copy for 284 Affidavit in Support of Reply Memorandum in Support of Motion, 283 Reply Memorandum in Support of Motion. Counsel who filed these documents are requested to submit a courtesy copy of them to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 09/17/2009) |
| 09/17/2009 | 286 | Report of Orley Ashenfelter regarding the 176 MOTION to Exclude Testimony of Einer Elhauge . (Attachments: # 1 Part 2)(Patch, Christine) (Entered: 09/17/2009) |
| 09/17/2009 | 287 | Comments by Natchitoches Parish Hospital Service District to 286 Report of Orley Ashenfelter regarding the 176 Motion to Exclude the Testimony of Professor Einer Elhauge. (Patch, Christine) (Entered: 09/17/2009) |
| 09/17/2009 | 288 | Comments by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International, Ltd., Tyco International (U.S.), Inc. to 286 Report of Orley Ashenfelter regarding 176 Motion to Exclude the Testimony of Professor Einer Elhauge. (Patch, Christine) (Entered: 09/17/2009) |
| 09/21/2009 | 289 | Judge Patti B. Saris: ORDER entered. MEMORANDUM AND ORDER denying 249 SEALED MOTION to Exclude Professor Elhauge's Testimony, filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P.(Patch, Christine) (Entered: 09/21/2009) |
| 09/21/2009 | 290 | Judge Patti B. Saris: ORDER entered. AMENDED PRETRIAL ORDER: Final Pretrial Conference set for 11/23/2009 02:00 PM in Courtroom 19 before Judge Patti B. Saris. Jury Trial set for 11/30/2009 09:00 AM in Courtroom 19 before Judge Patti B. Saris.(Patch, Christine) (Entered: 09/22/2009) |
| 09/23/2009 | 291 | MOTION for Leave to Appear Pro Hac Vice for admission of Charles S. Weems, III Filing fee \$ 50, receipt number 0101000000002595049. by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A to Motion for Admission Pro Hac Vice)(Stewart, Adam) (Entered: 09/23/2009) |
| 09/23/2009 | 292 | MOTION for Leave to Appear Pro Hac Vice for admission of Heather M. Mathews Filing fee \$ 50, receipt number 0101000000002595112. by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A to Motion for Admission Pro Hac Vice)(Stewart, Adam) (Entered: 09/23/2009) |
| 09/24/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 291 Motion for Leave to Appear Pro Hac Vice; Added Charles S. Weems, III for Natchitoches Parish Hospital Service District and J M Smith Corporation. Attorneys admitted Pro Hac Vice must register for electronic filing. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Patch, Christine) (Entered: 09/24/2009) |
| 09/24/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 292 Motion for Leave to Appear Pro Hac Vice; Added Heather M. Mathews for Natchitoches Parish Hospital Service District and J M Smith Corporation. Attorneys admitted Pro Hac Vice must register for electronic filing. To register go to the Court website at |

| | | |
|------------|---------------------|---|
| | | www.mad.uscourts.gov . Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Patch, Christine) (Entered: 09/24/2009) |
| 09/24/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 285 Motion to Seal Summary Judgment Reply Materials. (Patch, Christine) (Entered: 09/25/2009) |
| 09/30/2009 | 294 | Sealed Document - Reply Memorandum in Support of 266 Motion for Summary Judgment, by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. (Patch, Christine) (Entered: 10/01/2009) |
| 09/30/2009 | 295 | DECLARATION of James Donato in Support of 266 MOTION for Summary Judgment by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 10/01/2009) |
| 10/01/2009 | 293 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. re 266 MOTION for Summary Judgment, 267 Memorandum in Support of Motion <i>Defendants' Notice of New Authority in Support of Their Motion for Summary Judgment</i> (Attachments: # 1 Exhibit A)(Donato, James) (Entered: 10/01/2009) |
| 10/01/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 280 Motion to Seal (Patch, Christine) (Entered: 10/06/2009) |
| 10/01/2009 | 302 | Sealed Memorandum in Opposition to 266 Motion for Summary Judgment, filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Patch, Christine) (Entered: 10/15/2009) |
| 10/01/2009 | 303 | Sealed Response to Statement of Material Undisputed Facts in Support of 266 Motion for Summary Judgment, filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Part 2)(Patch, Christine) (Entered: 10/15/2009) |
| 10/01/2009 | 304 | DECLARATION of Elena Chan in Support of 302 Memorandum in Opposition to 266 Motion for Summary Judgment, by Natchitoches Parish Hospital Service District, J M Smith Corporation, filed under seal. (Patch, Christine) (Entered: 10/15/2009) |
| 10/09/2009 | 296 | Letter/request (non-motion) from Peter B. Krupp <i>re: Manner of Handling Daniels Sharpsmart's Confidential and Highly Confidential Information at Trial.</i> (Krupp, Peter) (Entered: 10/09/2009) |
| 10/09/2009 | 297 | MOTION for Leave to Appear Pro Hac Vice for admission of Jonathan R. DeFosse Filing fee \$ 50, receipt number 0101000000002618145. by Tyco Healthcare Group, L.P.. (Attachments: # 1 Affidavit Affidavit is support of Pro Hac Motion)(Griffin, John) (Entered: 10/09/2009) |
| 10/09/2009 | 298 | MOTION for Leave to Appear Pro Hac Vice for admission of Heather Lamberg Kafele Filing fee \$ 50, receipt number 0101000000002618175. by Tyco Healthcare Group, L.P.. (Attachments: # 1 Affidavit Affidavit in support of Pro Hac Vice Motion)(Griffin, John) (Entered: 10/09/2009) |
| 10/14/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 297 Motion for Leave to Appear Pro Hac Vice; Added Jonathan R. DeFosse for Tyco Healthcare Group, L.P.. Attorneys admitted Pro Hac Vice must register for electronic filing. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Patch, Christine) (Entered: 10/14/2009) |
| 10/14/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 298 Motion for Leave to Appear Pro Hac Vice; Added Heather Lamberg Kafele for Tyco Healthcare Group, L.P.. Attorneys admitted Pro Hac Vice must register for electronic filing. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Patch, Christine) (Entered: 10/14/2009) |
| 10/15/2009 | 299 | SUR-REPLY to Motion re 266 MOTION for Summary Judgment (<i>REDACTED</i>) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Chan, Elena) (Entered: 10/15/2009) |
| 10/15/2009 | 300 | MOTION to Seal Document 299 Sur-Reply to Motion by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order)(Chan, Elena) (Entered: 10/15/2009) |
| 10/15/2009 | 301 | MOTION for Leave to Appear Pro Hac Vice for admission of Richard F. Schwed Filing fee \$ 50, receipt number 0101000000002624578. by Tyco Healthcare Group, L.P.. (Attachments: # 1 Affidavit Affidavit in support of Pro Hac Vice Schwed)(Griffin, John) (Entered: 10/15/2009) |
| 10/16/2009 | | ELECTRONIC NOTICE of RESCHEDULING. By agreement of counsel, the Summary Judgment Motion Hearing previously set for 10/30/2009 at 3:00 PM is RESCHEDULED to 10/30/2009 at 10:30 AM in Courtroom 19 before Judge Patti B. Saris. NOTE: CHANGE IS TO TIME ONLY. (Alba, Robert) (Entered: 10/16/2009) |

| | | |
|------------|---------------------|--|
| 10/20/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 301 Motion for Leave to Appear Pro Hac Vice; Added Richard F. Schwed for Tyco Healthcare Group, L.P.. Attorneys admitted Pro Hac Vice must register for electronic filing. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Patch, Christine) (Entered: 10/20/2009) |
| 10/21/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 270 Motion to Seal Summary Judgment Materials (Patch, Christine) (Entered: 10/27/2009) |
| 10/21/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 271 Motion to Withdraw as Attorney. (Patch, Christine) (Entered: 10/27/2009) |
| 10/29/2009 | 305 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation of <i>Updated Authority</i> (Attachments: # 1 Exhibit A)(Chan, Elena) (Entered: 10/29/2009) |
| 10/29/2009 | 306 | Sealed Document - Memorandum in Support of 266 Motion for Summary Judgment, filed by Tyco International (US), Inc., Tyco Healthcare Group LP, and the Kendall Healthcare Product Company. (Patch, Christine) (Entered: 10/29/2009) |
| 10/29/2009 | 307 | Sealed Document - Statement of Material Facts in Support of 266 Motion for Summary Judgment. (Attachments: # 1 Part 2 of 2)(Patch, Christine) (Entered: 10/29/2009) |
| 10/29/2009 | 308 | EXHIBITS A-NN re 269 Declaration of James Donato in Support of 266 Motion for Summary Judgment by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 10/29/2009) |
| 10/29/2009 | 309 | EXHIBITS OO-GG re 269 Declaration of James Donato in Support of 266 Motion for Summary Judgment by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc., filed under seal. (Patch, Christine) (Entered: 10/29/2009) |
| 10/30/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Motion Hearing held on 10/30/2009 re 266 MOTION for Summary Judgment filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P. Court hears argument of counsel. Court takes motion under advisement. Jury Trial rescheduled to 12/7/2009 at 9:00 AM in Courtroom 19 before Judge Patti B. Saris. The Final Pretrial Conference remains set for 11/23/09 at 2:00 PM (Court Reporter: Lee Marzilli.)(Attorneys present: various) (Alba, Robert) (Entered: 10/30/2009) |
| 11/02/2009 | | Judge Patti B. Saris: Electronic ORDER entered granting 300 Motion to Seal Limited Portions of 299 Sur-Reply in Opposition to Motion for Summary Judgment. "However, I will unseal if I find the portions are not confidential." (Patch, Christine) (Entered: 11/03/2009) |
| 11/09/2009 | 310 | Transcript of Motion Hearing held on October 30, 2009, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 11/27/2009. Redacted Transcript Deadline set for 12/7/2009. Release of Transcript Restriction set for 2/4/2010. (Scalfani, Deborah) (Entered: 11/09/2009) |
| 11/09/2009 | 311 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 11/09/2009) |
| 11/09/2009 | 312 | MOTION in Limine to Prevent Defendants from Introducing Evidence of Passing on Overcharges by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 11/09/2009) |
| 11/09/2009 | 313 | MOTION in Limine to Exclude Evidence Regarding Predatory Pricing by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 11/09/2009) |
| 11/09/2009 | 314 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation <i>Parties' Deposition Designations, Counter-Designations, and Objections Thereto</i> (Attachments: # 1 Appendix REDACTED Transcripts)(Chan, Elena) (Entered: 11/09/2009) |
| 11/09/2009 | 315 | MOTION to Seal Document 314 Notice (Other) <i>Deposition Transcripts containing Parties' Designations, Counter-Designations, and Objections Thereto</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 11/09/2009) |
| 11/09/2009 | 316 | PRETRIAL MEMORANDUM by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Joint Pretrial Memo, # 2 Exhibit B to Joint Pretrial Memo, # 3 Exhibit C-1 to Joint Pretrial Memo, # 4 Exhibit C-2 to Joint Pretrial Memo, # 5 Exhibit D-1 to Joint Pretrial Memo, # 6 Exhibit D-2 to Joint Pretrial Memo, # 7 Exhibit E to Joint Pretrial Memo, # 8 Exhibit F to Joint Pretrial Memo, # 9 Exhibit G to Joint Pretrial Memo)(Donato, James) (Entered: 11/09/2009) |

| | | |
|------------|---------------------|--|
| 11/09/2009 | 317 | MOTION in Limine Nos. 1-11 by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 11/09/2009) |
| 11/09/2009 | 318 | MEMORANDUM in Support re 317 MOTION in Limine Nos. 1-11 - REDACTED filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/09/2009) |
| 11/09/2009 | 319 | AFFIDAVIT of Jonathan R. DeFosse in Support re 317 MOTION in Limine Nos. 1-11 - REDACTED filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/09/2009) |
| 11/09/2009 | 320 | NOTICE OF MANUAL FILING by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. Exhibits A-PPPPP to DeFosse Declaration in Support of Motions in Limine Nos. 1-11 re 319 Affidavit in Support of Motion (Donato, James) (Entered: 11/09/2009) |
| 11/09/2009 | 321 | MOTION to Seal <i>Joint Pretrial Memorandum and Defs' Motions in Limine Nos. 1-11</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 11/09/2009) |
| 11/10/2009 | | ELECTRONIC NOTICE issued requesting courtesy copy for 316 Pretrial Memorandum. Counsel who filed this document are requested to submit a courtesy copy of it to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 11/10/2009) |
| 11/10/2009 | 322 | PRETRIAL MEMORANDUM by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Corrected Joint Pretrial Memo, # 2 Exhibit B to Corrected Joint Pretrial Memo, # 3 Exhibit C-1 to Corrected Joint Pretrial Memo, # 4 Exhibit C-2 to Corrected Joint Pretrial Memo, # 5 Exhibit D-1 to Corrected Joint Pretrial Memo, # 6 Exhibit D-2 to Corrected Joint Pretrial Memo, # 7 Exhibit E to Corrected Joint Pretrial Memo, # 8 Exhibit F to Corrected Joint Pretrial Memo, # 9 Exhibit G to Corrected Joint Pretrial Memo)(Donato, James) (Entered: 11/10/2009) |
| 11/12/2009 | 323 | Plaintiffs' Sealed Surreply in Opposition to Defendants' Motion for Summary Judgment. (Patch, Christine) (Entered: 11/12/2009) |
| 11/16/2009 | 324 | RESPONSE to Motion re 312 MOTION in Limine to Prevent Defendants from Introducing Evidence of Passing on Overcharges, 313 MOTION in Limine to Exclude Evidence Regarding Predatory Pricing filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 11/16/2009) |
| 11/16/2009 | 325 | Objection by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. to Plaintiffs' Counter-Designations. (Donato, James) (Entered: 11/16/2009) |
| 11/16/2009 | 326 | Objection by Natchitoches Parish Hospital Service District, J M Smith Corporation to Defendants' Counter-designated Deposition Testimony. (Chan, Elena) (Entered: 11/16/2009) |
| 11/16/2009 | 327 | Opposition re 317 MOTION in Limine Nos. 1-11 (REDACTED) filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Chan, Elena) (Entered: 11/16/2009) |
| 11/16/2009 | 328 | AFFIDAVIT in Opposition of Elena K. Chan in Support of Plaintiffs' Opposition to Defendants' Motions in Limine Nos. 1-11. (Attachments: # 1 Exhibit Ex. 1 (redacted), # 2 Exhibit Ex. 2 (redacted), # 3 Exhibit Ex. 3 (redacted), # 4 Exhibit Ex. 4 (redacted), # 5 Exhibit Ex. 5 (redacted), # 6 Exhibit Ex. 6 (redacted), # 7 Exhibit Ex. 7 (redacted), # 8 Exhibit Ex. 8 (redacted))(Chan, Elena) (Entered: 11/16/2009) |
| 11/16/2009 | 329 | MOTION to Seal Document Plaintiffs' Opposition to Defendants' Motions in Limine Nos. 1-11 and Supporting Materials by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 11/16/2009) |
| 11/17/2009 | 330 | MOTION to Join re 315 MOTION to Seal Document 314 Notice (Other) Deposition Transcripts containing Parties' Designations, Counter-Designations, and Objections Thereto, 329 MOTION to Seal Document Plaintiffs' Opposition to Defendants' Motions in Limine Nos. 1-11 and Supporting Materials, 321 MOTION to Seal Joint Pretrial Memorandum and Defs' Motions in Limine Nos. 1-11 by Daniels Sharpsmart Inc..(Krupp, Peter) (Entered: 11/17/2009) |
| 11/18/2009 | | ELECTRONIC NOTICE issued requesting courtesy copy for 327 Opposition to Motion. Counsel who filed this document are requested to submit a courtesy copy of it to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 11/18/2009) |

| | | |
|------------|---------------------|---|
| 11/19/2009 | | ELECTRONIC NOTICE issued requesting courtesy copy for UNREDACTED 318 Memorandum in Support of Motion and UNREDACTED 319 Affidavit in Support of Motion. Counsel who filed these documents are requested to submit a courtesy copy of them to the Clerk's Office by 11/19/09. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 11/19/2009) |
| 11/20/2009 | 331 | Judge Patti B. Saris: ORDER entered. MEMORANDUM AND ORDER, denying 266 MOTION for Summary Judgment filed by Tyco International (U.S.), Inc., The Kendall Healthcare Products Company, Tyco Healthcare Group, L.P..(Patch, Christine) (Entered: 11/20/2009) |
| 11/23/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Final Pretrial Conference held on 11/23/2009. Court hears argument on motions in limine. Court makes various rulings on the record. Trial to commence on 12/7/2009 at 9:00 as scheduled. (Court Reporter: Lee Marzilli.)(Attorneys present: various) (Alba, Robert) (Entered: 11/23/2009) |
| 11/25/2009 | 332 | Transcript of Final Pretrial Conference held on November 23, 2009, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 12/14/2009. Redacted Transcript Deadline set for 12/23/2009. Release of Transcript Restriction set for 2/22/2010. (Scalfani, Deborah) (Entered: 11/25/2009) |
| 11/25/2009 | 333 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 11/25/2009) |
| 11/27/2009 | 334 | PRETRIAL MEMORANDUM by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A to Second Corrected Jt. Pretrial Memo, # 2 Exhibit B to Second Corrected Jt. Pretrial Memo, # 3 Exhibit C-1 to Second Corrected Jt. Pretrial Memo, # 4 Exhibit C-2 to Second Corrected Jt. Pretrial Memo, # 5 Exhibit D-1 to Second Corrected Jt. Pretrial Memo, # 6 Exhibit D-2 to Second Corrected Jt. Pretrial Memo, # 7 Exhibit E to Second Corrected Jt. Pretrial Memo, # 8 Exhibit F to Second Corrected Jt. Pretrial Memo, # 9 Exhibit G to Second Corrected Jt. Pretrial Memo)(Donato, James) (Entered: 11/27/2009) |
| 11/30/2009 | 335 | UNREDACTED PRETRIAL MEMORANDUM by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Patch, Christine) (Entered: 11/30/2009) |
| 12/02/2009 | 336 | REDACTION <i>Tyco International (US) Inc., Tyco Healthcare Group LP, and The Kendall Helathcare Products Company's Court-Requested Brief on Damages</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 12/02/2009) |
| 12/02/2009 | 337 | DECLARATION re 336 Redacted Document, <i>Declaration of Keith Palfin in Support of Court-Requested Brief on Damages</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A - Redacted in its Entirety, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D - Redacted in its Entirety, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G - Redacted in its Entirety, # 8 Exhibit H - Redacted in its Entirety, # 9 Exhibit I - Redacted in its Entirety, # 10 Exhibit J - Redacted in its Entirety, # 11 Exhibit K - Redacted in its Entirety, # 12 Exhibit L - Redacted in its Entirety)(Donato, James) (Entered: 12/02/2009) |
| 12/02/2009 | 338 | REDACTION <i>NEIO Tutorial - Supplemental Declaration of Dr. Hal J. Singer</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Chan, Elena) (Entered: 12/02/2009) |
| 12/02/2009 | 339 | MOTION to Seal Document 337 Declaration,, 336 Redacted Document, <i>Motion to File Damages Brief Materials Under Seal</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 12/02/2009) |
| 12/02/2009 | 340 | MOTION to Seal Document <i>NEIO Tutorial - Supplemental Declaration of Dr. Hal J. Singer</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 12/02/2009) |
| 12/03/2009 | | ELECTRONIC NOTICE issued requesting courtesy copy for 337 Declaration,, 336 Redacted Document, 338 Redacted Document. Counsel who filed these documents are requested to submit a courtesy copy of them to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 12/03/2009) |
| 12/03/2009 | | Judge Patti B. Saris: Electronic ORDER entered. re 314 Deposition Designations, Counter-Designations, and Objections Thereto filed by J M Smith Corporation, Natchitoches Parish Hospital Service District. "I have ruled on the objections to the deposition of Jeffrey Romano. Copies shall be made available to counsel." (Patch, Christine) (Entered: 12/04/2009) |

| | | |
|------------|---------------------|--|
| 12/03/2009 | 343 | Judge Patti B. Saris: Endorsed ORDER entered re Order re 314 Deposition Designations. (Attachments: # 1 Part 2, # 2 Part 3, # 3 Part 4)(Patch, Christine) (Entered: 12/04/2009) |
| 12/04/2009 | 341 | JOINT STATEMENT of counsel <i>Summarizing Parties' Objections to the Testimony and Exhibits Contained in the Deposition Designations for Jeffrey Romano</i> . (Attachments: # 1 Exhibit REDACTED)(Chan, Elena) (Entered: 12/04/2009) |
| 12/04/2009 | 342 | MOTION to Seal Document <i>Exhibits to the Joint Submission of the Parties' Objections to the Testimony and Exhibits contained in the Deposition Designations for Jeffrey Romano</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 12/04/2009) |
| 12/04/2009 | 344 | MOTION to Strike 338 Redacted Document <i>Portions of Dr. Singer's December 2, 2009 Declaration That Concern His New, Unauthorized Damages Analysis</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 12/04/2009) |
| 12/06/2009 | 345 | MEMORANDUM in Opposition re 344 MOTION to Strike 338 Redacted Document <i>Portions of Dr. Singer's December 2, 2009 Declaration That Concern His New, Unauthorized Damages Analysis</i> MOTION to Strike 338 Redacted Document <i>Portions of Dr. Singer's December 2, 2009 Declaration That Concern His New, Unauthorized Damages Analysis</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Meade, John) (Entered: 12/06/2009) |
| 12/07/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day One held on 12/7/2009. Jury impaneled. Jury sworn. Counsel make opening statements. (Court Reporter: Lee Marzilli and Debra Joyce.) (Attorneys present: various counsel) (Alba, Robert) (Entered: 12/07/2009) |
| 12/07/2009 | 346 | NOTICE of Withdrawal of Appearance by Ian Crawford (Crawford, Ian) (Entered: 12/07/2009) |
| 12/07/2009 | 347 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>that the Parties' Objections to the Designations of Maryann Restino was handed to the clerk of the Court in person at trial on Monday, December 7, 2009</i> (Donato, James) (Entered: 12/07/2009) |
| 12/07/2009 | 348 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation <i>the Parties have No Objections to the Designated Testimony and Exhibits in the Deposition of David Smith</i> (Chan, Elena) (Entered: 12/07/2009) |
| 12/08/2009 | 349 | <i>Joint Summary of the Parties' Designation and Exhibit Objections in the Deposition of Nancy Walsh</i> , by Natchitoches Parish Hospital Service District, J M Smith Corporation(Chan, Elena) Modified on 12/9/2009 (Patch, Christine). (Entered: 12/08/2009) |
| 12/08/2009 | | Case no longer referred to Magistrate Judge Leo T. Sorokin. (Simeone, Maria) (Entered: 12/08/2009) |
| 12/08/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Two held on 12/8/2009. (Court Reporter: Lee Marzilli and Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/08/2009) |
| 12/08/2009 | 350 | <i>REVISED Joint Summary of Tyco's Objections to Plaintiffs' Designations and Exhibits to the Deposition of Nancy Walsh and Plaintiffs' Responses</i> , by Natchitoches Parish Hospital Service District, J M Smith Corporation (Chan, Elena) Modified on 12/9/2009 (Patch, Christine). (Entered: 12/08/2009) |
| 12/08/2009 | 351 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>the Parties have No Objections to The Testimony and Exhibits Contained in the Deposition Designations for Jarrod DeLuca</i> (Donato, James) (Entered: 12/08/2009) |
| 12/08/2009 | 352 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>the Parties have No Objections to The Testimony and Exhibits Contained in the Deposition Designations for Rick Lytle</i> (Donato, James) (Entered: 12/08/2009) |
| 12/09/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Three held on 12/9/2009. (Court Reporter: Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/09/2009) |
| 12/10/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Four held on 12/10/2009. (Court Reporter: Debra Joyce and Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/10/2009) |
| 12/10/2009 | 353 | NOTICE by Natchitoches Parish Hospital Service District, J M Smith Corporation <i>of No Objections to the Testimony and Exhibits contained in the Deposition Designations of Allen Duneheew</i> (Chan, Elena) (Entered: 12/10/2009) |
| 12/11/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Five held on 12/11/2009. (Court Reporter: Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/11/2009) |

| | | |
|------------|---------------------|---|
| 12/11/2009 | 354 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>that the Parties' Objections to the Designations of David Skinner were jointly submitted to the Court in person at trial on Friday, December 11, 2009</i> (Donato, James) (Entered: 12/11/2009) |
| 12/11/2009 | 355 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>that the Parties' Objections to the Designations of Kathy Florek and Phillip Cooke were jointly submitted to the Court in person at trial on Friday, December 11, 2009</i> (Donato, James) (Entered: 12/11/2009) |
| 12/14/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Six held on 12/14/2009. (Court Reporter: Lee Marzilli and Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/14/2009) |
| 12/14/2009 | 356 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Joint Summary of Parties' Objections to Exhibits for Steve Blazejewski</i> (Donato, James) (Entered: 12/14/2009) |
| 12/15/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Seven held on 12/15/2009. (Court Reporter: Debra Joyce and Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/15/2009) |
| 12/16/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Eight held on 12/16/2009. (Court Reporter: Debra Joyce and Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/16/2009) |
| 12/16/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Evidentiary Damages Hearing held on 12/16/2009. Hal J. Singer and Margaret Guerin-Calvert testify. (Court Reporter: Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/16/2009) |
| 12/17/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Nine held on 12/17/2009. (Court Reporter: Lee Marzilli and Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/17/2009) |
| 12/17/2009 | 357 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>that the Parties' Objections to the Designations of James Shaw were jointly submitted to the Court in person at trial on Thursday, December 17, 2009</i> (Donato, James) (Entered: 12/17/2009) |
| 12/17/2009 | 358 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>that the Parties' Objections to the Designations of Richard Kogler were jointly submitted to the Court in person at trial on Thursday, December 17, 2009</i> (Donato, James) (Entered: 12/17/2009) |
| 12/17/2009 | 359 | Objection by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>to Plaintiffs' Demonstrative Exhibits for Prof. Einer Elhauge.</i> (Donato, James) (Entered: 12/17/2009) |
| 12/18/2009 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day Ten held on 12/18/2009. Court recesses until 1/4/2010. (Court Reporter: Lee Marzilli and Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 12/18/2009) |
| 12/22/2009 | 360 | Transcript of Jury Trial - Day One held on December 7, 2009, before Judge Saris. Court Reporter: Debra M. Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 361 | Transcript of Jury Trial Day Two held on December 8, 2009, before Judge Saris. Court Reporter: Debra M. Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) Modified on 12/22/2009 (Scalfani, Deborah). (Entered: 12/22/2009) |
| 12/22/2009 | 362 | Transcript of Jury Trial - Day Three held on December 9, 2009, before Judge Saris. Court Reporter: Debra M. Joyce at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 363 | Transcript of Jury Trial Day Four held on December 10, 2009, before Judge Saris. Court Reporter: Debra Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) |

| | | |
|------------|---------------------|---|
| | | (Entered: 12/22/2009) |
| 12/22/2009 | 364 | Transcript of Jury Trial Day Five held on December 11, 2009, before Judge Saris. Court Reporter: Debra M. Joyce at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 365 | Transcript of Jury Trial Day Six held on December 14, 2009, before Judge Saris. Court Reporter: Debra M. Joyce and Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 366 | Transcript of Jury Trial Day Seven held on December 15, 2009, before Judge Saris. Court Reporter: Debra Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 367 | Transcript of Jury Trial Day Eight held on December 16, 2009, before Judge Saris. Court Reporter: Debra Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 368 | Transcript of Hearing held on December 16, 2009, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 369 | Transcript of Jury Trial Day Nine held on December 17, 2009, before Judge Saris. Court Reporter: Debra Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 370 | Transcript of Jury Trial Day Ten held on December 18, 2009, before Judge Saris. Court Reporter: Debra M. Joyce and Lee Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 1/12/2010. Redacted Transcript Deadline set for 1/22/2010. Release of Transcript Restriction set for 3/22/2010. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/22/2009 | 371 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 12/22/2009) |
| 12/29/2009 | 372 | MOTION for Leave to File Excess Pages (<i>Unopposed</i>) by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 12/29/2009) |
| 12/31/2009 | 373 | MOTION to Admit Exhibits Used During the Cross-Examination of Steve Blazejewski from Mr. Blazejewski's Daniels Deposition by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Chan, Elena) (Entered: 12/31/2009) |
| 01/03/2010 | 374 | Opposition re 373 MOTION to Admit Exhibits Used During the Cross-Examination of Steve Blazejewski from Mr. Blazejewski's Daniels Deposition filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 01/03/2010) |
| 01/04/2010 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day 11 held on 1/4/2010. (Court Reporter: Lee Marzilli and Debra Joyce.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 01/04/2010) |
| 01/05/2010 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day 12 held on 1/5/2010. (Court Reporter: Debra Joyce and Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 01/05/2010) |
| 01/05/2010 | 375 | Proposed Jury Verdict by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 01/05/2010) |

| | | |
|------------|---------------------|---|
| 01/05/2010 | 376 | MOTION for Judgment as a Matter of Law by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 01/05/2010) |
| 01/06/2010 | 377 | MEMORANDUM in Support re 376 MOTION for Judgment as a Matter of Law filed by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 01/06/2010) |
| 01/06/2010 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day 13 held on 1/6/2010. (Court Reporter: Debra Joyce and Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 01/06/2010) |
| 01/07/2010 | 378 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. re 376 MOTION for Judgment as a Matter of Law, 377 Memorandum in Support of Motion <i>DEFENDANTS' NOTICE OF NEW AUTHORITY IN SUPPORT OF THEIR MOTION FOR JUDGMENT AS A MATTER OF LAW</i> (Attachments: # 1 Exhibit A)(Donato, James) (Entered: 01/07/2010) |
| 01/07/2010 | 379 | REDACTION <i>Parties Joint Filing of the Transcripts of Deposition Designations Played During Trial</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Donato, James) (Entered: 01/07/2010) |
| 01/07/2010 | 380 | Joint MOTION to Seal <i>Confidential Deposition Designation Transcripts</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 01/07/2010) |
| 01/08/2010 | | Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Jury Trial - Day 14 held on 1/8/2010. Parties report a settlement. Court discharges the jury. Final Approval Hearing set for 3/10/2010 at 2:00 PM in Courtroom 19 before Judge Patti B. Saris. (Court Reporter: Lee Marzilli.)(Attorneys present: various counsel) (Alba, Robert) (Entered: 01/08/2010) |
| 01/08/2010 | 387 | COURT'S WITNESS LIST for Jury Trial commencing on 12/7/09. (Attachments: # 1 Page 2)(Alba, Robert) (Entered: 01/19/2010) |
| 01/08/2010 | 388 | COURT'S EXHIBIT LIST OF PLAINTIFF'S EXHIBITS for Jury Trial commencing on 12/7/09. (Alba, Robert) (Entered: 01/19/2010) |
| 01/08/2010 | 389 | COURT'S EXHIBIT LIST OF DEFENDANTS' EXHIBITS for Jury Trial commencing on 12/7/09. (Alba, Robert) (Entered: 01/19/2010) |
| 01/11/2010 | | Judge Patti B. Saris: Electronic ORDER entered granting 380 Motion to Seal. "I don't remember anything confidential." (Patch, Christine) (Entered: 01/12/2010) |
| 01/12/2010 | 381 | Transcript of Jury Trial Day Eleven held on January 4, 2010, before Judge Saris. Court Reporter: Lee A.Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 2/2/2010. Redacted Transcript Deadline set for 2/12/2010. Release of Transcript Restriction set for 4/12/2010. (Scalfani, Deborah) (Entered: 01/12/2010) |
| 01/12/2010 | 382 | Transcript of Jury Trial - Day Twelve held on January 5, 2010, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 2/2/2010. Redacted Transcript Deadline set for 2/12/2010. Release of Transcript Restriction set for 4/12/2010. (Scalfani, Deborah) (Entered: 01/12/2010) |
| 01/12/2010 | 383 | Transcript of Jury Trial Day Thirteen held on January 6, 2010, before Judge Saris. Court Reporter: Lee A. Marzilli and Debra M. Joyce at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 2/2/2010. Redacted Transcript Deadline set for 2/12/2010. Release of Transcript Restriction set for 4/12/2010. (Scalfani, Deborah) (Entered: 01/12/2010) |
| 01/12/2010 | 384 | Transcript of Jury Trial Day Fourteen held on January 8, 2010, before Judge Saris. Court Reporter: Lee A. Marzilli at leemarz@aol.com. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Redaction Request due 2/2/2010. Redacted Transcript Deadline set for 2/12/2010. Release of Transcript Restriction set for 4/12/2010. (Scalfani, Deborah) (Entered: 01/12/2010) |
| 01/12/2010 | 385 | NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, a copy of which is attached to this entry.. (Scalfani, Deborah) (Entered: 01/12/2010) |
| 01/15/2010 | 386 | MOTION for Settlement <i>Preliminary Approval of Settlement, Approval of Form of Notice and Setting of Final Settlement Hearing</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit 1- Settlement Agreement, # 2 Exhibit 1-A - Ex. A to Settlement Agreement, # 3 Exhibit 1-B - Exhibit B to Settlement Agreement, # 4 Exhibit 2 (Proposed Form of Notice, Summary Notice, and Proof of Claim and Release), # 5 Exhibit 3 (Proposed Order))(Chan, Elena) (Entered: 01/15/2010) |

| | | |
|------------|---------------------|---|
| 01/15/2010 | 394 | MEMORANDUM in Support re 386 MOTION for Settlement <i>Preliminary Approval of Settlement, Approval of Form of Notice and Setting of Final Settlement Hearing</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. Re-entered by court staff to correct data entry error. (Patch, Christine) (Entered: 01/20/2010) |
| 01/19/2010 | | Judge Patti B. Saris: Electronic ORDER entered allowing 386 MOTION for Settlement Preliminary Approval of Settlement, Approval of Form of Notice and Setting of Final Settlement Hearing by Natchitoches Parish Hospital Service District, J M Smith Corporation. "Allowed. I approve the notice with the following two exceptions. There should be a clear statement in the notice of when the claim is due. Second, strike the line on page 5 of the notice that the Court has not ruled on the merits of the claims or defenses." (Alba, Robert) (Entered: 01/19/2010) |
| 01/19/2010 | 390 | REDACTION <i>Defendants' Proffer of Testimony for James Clemmer, Margaret Guerin-Calvert, Richard Kogler, and John Hargette</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc.. (Attachments: # 1 Exhibit A - REDACTED, # 2 Exhibit B - REDACTED)(Donato, James) (Entered: 01/19/2010) |
| 01/19/2010 | 391 | MOTION to Seal <i>Defendants' Proffer of Testimony for James Clemmer, Margaret Guerin-Calvert, Richard Kogler, and John Hargette</i> by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc..(Donato, James) (Entered: 01/19/2010) |
| 01/19/2010 | 393 | Judge Patti B. Saris: ORDER entered re <i>Preliminary Approval of Settlement, Approval of Form of Notice and Setting of Final Settlement Hearing</i> filed by J M Smith Corporation, Natchitoches Parish Hospital Service District (Patch, Christine) (Entered: 01/20/2010) |
| 01/20/2010 | 392 | Joint Filing of the Transcripts of Deposition Designations Played During Trial by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Natchitoches Parish Hospital Service District, J M Smith Corporation, Tyco International (U.S.), Inc, filed under seal. (Patch, Christine) (Entered: 01/20/2010) |
| 01/20/2010 | | Notice of correction to docket made by Court staff. Correction: Document No. 386 corrected because: the Memorandum in Support should have been filed as a separate document. Please refer to Document No. 394 for corrected filing (Patch, Christine) (Entered: 01/20/2010) |
| 01/22/2010 | 395 | MOTION for Settlement <i>FOR APPROVAL OF NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION, PLAINTIFFS COUNSELS MOTION FOR ATTORNEYS FEES AND HEARING REGARDING SETTLEMENT</i> by Natchitoches Parish Hospital Service District. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Chan, Elena) (Entered: 01/22/2010) |
| 01/25/2010 | | Judge Patti B. Saris: Electronic ORDER entered denying 391 Motion to Seal Confidential Deposition Designation Transcripts of Richard Kogler and John Hargette. "Most of the deposition transcripts are not confidential. I will seal confidential commercial information within the last 5 years." (Patch, Christine) (Entered: 01/26/2010) |
| 01/26/2010 | | Judge Patti B. Saris: Electronic ORDER entered granting 395 Motion for Approval of Notice of Proposed Settlement of Class Action, Plaintiffs' Counsels' Motion for Attorneys' Fees and Hearing Regarding Settlement. (Patch, Christine) (Entered: 01/26/2010) |
| 01/26/2010 | 396 | Judge Patti B. Saris: ORDER Preliminarily Approving Notice of Proposed Settlement of Class Action, Plaintiffs' Counsels' Motion for Attorneys Fees and Hearing Regarding Settlement. (Patch, Christine) (Entered: 01/26/2010) |
| 02/08/2010 | 397 | NOTICE by Tyco Healthcare Group, L.P., The Kendall Healthcare Products Company, Tyco International (U.S.), Inc. <i>Defendants' Proffer of Testimony for James Clemmer, Margaret Guerin-Calvert, Richard Kogler, and John Hargette</i> (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Donato, James) (Entered: 02/08/2010) |
| 02/12/2010 | 398 | MOTION for Leave to File Excess Pages in <i>Memoranda of Law in Support of (a) Plaintiffs' Motion for Final Approval of the Proposed Settlement, and (b) Plaintiffs' Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Incentive Awards for Class Representatives</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Text of Proposed Order)(Chan, Elena) (Entered: 02/12/2010) |
| 02/16/2010 | | Judge Patti B. Saris: Electronic ORDER entered granting 398 Motion for Leave to File Excess Pages ; Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include - Leave to file granted on (date of order)- in the caption of the document. (Patch, Christine) (Entered: 02/16/2010) |
| 02/19/2010 | 399 | NOTICE of Withdrawal of Appearance by Elena Chan <i>on behalf of Keith J. Verrier, Esq.</i> (Chan, Elena) (Entered: 02/19/2010) |
| 02/23/2010 | 400 | MOTION for Settlement <i>For Order Granting Final Approval of Settlement</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit Exhibit "A" Proposed Order)(Meade, John) (Entered: 02/23/2010) |

| | | |
|------------|---------------------|--|
| 02/23/2010 | 401 | MEMORANDUM in Support re 400 MOTION for Settlement <i>For Order Granting Final Approval of Settlement</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Meade, John) (Entered: 02/23/2010) |
| 02/23/2010 | 402 | MOTION for Attorney Fees <i>Class Counsel's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Incentive Awards for the Class Representatives</i> by Natchitoches Parish Hospital Service District, J M Smith Corporation.(Chan, Elena) (Entered: 02/23/2010) |
| 02/23/2010 | 403 | MEMORANDUM in Support re 402 MOTION for Attorney Fees <i>Class Counsel's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Incentive Awards for the Class Representatives</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Chan, Elena) (Entered: 02/23/2010) |
| 02/23/2010 | 404 | AFFIDAVIT of Class Counsel, Andrew Kelly, Esq. in Support re 400 MOTION for Settlement <i>For Order Granting Final Approval of Settlement</i> , 402 MOTION for Attorney Fees <i>Class Counsel's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Incentive Awards for the Class Representatives</i> filed by Natchitoches Parish Hospital Service District, J M Smith Corporation. (Attachments: # 1 Exhibit A - Settlement Agreement, # 2 Exhibit B - Affidavit of Mark Marley (Natchitoches Parish Hospital Service District), # 3 Exhibit C - Affidavit of William Brice (Smith Drug Company), # 4 Exhibit D - Affidavit of Michael Rosenbaum (Berdon Claims Administration), # 5 Exhibit E - Affidavit of Bruce E. Gerstein (Garwin Gerstein & Fisher), # 6 Exhibit F - Affidavit of Andrew Kelly (Odom & Des Roches), # 7 Exhibit G - Affidavit of W. Ross Foote (The Smith Foote Law Firm), # 8 Exhibit H - Affidavit of Charles Weems (Gold Weems), # 9 Exhibit I - Affidavit of David Sorensen (Berger & Montague), # 10 Exhibit J - Affidavit of Adam Moskowitz (Kozyak Tropin), # 11 Exhibit K - Affidavit of Susie Morgan (Phelps Dunbar), # 12 Exhibit L - Affidavit of Barry Refsin (Hangley Aronchick), # 13 Exhibit M - Affidavit of Michael Hynes (Barroway Topaz), # 14 Exhibit N - Declaration of Alfred G. Yates, Jr., # 15 Exhibit O - Affidavit of Thomas G. Shapiro (Shapiro Haber & Urmey), # 16 Exhibit P - Affidavit of Rene Harrod (Berger Singerman), # 17 Exhibit Q - Declaration of Jordan M. Cramer, # 18 Affidavit Certificate of Service)(Chan, Elena) (Entered: 02/23/2010) |
| 02/24/2010 | | ELECTRONIC NOTICE issued requesting courtesy copy for 403 Memorandum in Support of Motion, 402 MOTION for Attorney Fees <i>Class Counsel's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Incentive Awards for the Class Representatives</i> , 404 Affidavit in Support of Motion, 400 MOTION for Settlement <i>For Order Granting Final Approval of Settlement</i> , 401 Memorandum in Support of Motion. Counsel who filed these documents are requested to submit a courtesy copy of them to the Clerk's Office. These documents must be clearly marked as a Courtesy Copy and reflect the document number assigned by CM/ECF. (Patch, Christine) (Entered: 02/24/2010) |

| | | | |
|-----------------------------|---------------|-------------------------|-------------------|
| PACER Service Center | | | |
| Transaction Receipt | | | |
| 03/07/2010 18:17:23 | | | |
| PACER Login: | ss5396 | Client Code: | 00000-00011 |
| Description: | Docket Report | Search Criteria: | 1:05-cv-12024-PBS |
| Billable Pages: | 30 | Cost: | 2.40 |

| | | | |
|------------------------|---------------|-------------------------|-------------------|
| PACER Login: | ss5396 | Client Code: | 00000-00011 |
| Description: | Docket Report | Search Criteria: | 1:05-cv-12024-PBS |
| Billable Pages: | 30 | Cost: | 2.40 |