

EXHIBIT B

Docket in

Berkoff v. Masai USA Corp.

Case No. 5:10-cv-00969 (C.D. Cal)

(OPx), CLOSED, DISCOVERY, MANADR, PROTORD, STAYED

**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF
 CALIFORNIA (Eastern Division - Riverside)
 CIVIL DOCKET FOR CASE #: 5:10-cv-00969-VAP-OP**

Robin Berkoff v. Masai USA Corp et al
 Assigned to: Judge Virginia A. Phillips
 Referred to: Magistrate Judge Oswald Parada
 Cause: 28:1332 Diversity-Property Damage

Date Filed: 07/01/2010
 Date Terminated: 07/27/2012
 Jury Demand: Both
 Nature of Suit: 380 Personal Property:
 Other
 Jurisdiction: Diversity

Date Filed	#	Docket Text
07/01/2010	<u>1</u>	COMPLAINT against defendants Masai Marketing & Trading AG, Masai USA Corp. Case assigned to Judge Virginia A. Phillips for all further proceedings. Discovery referred to Magistrate Judge Oswald Parada. (Filing fee \$ 350) Demand for Jury Trial., filed by plaintiff Robin Berkoff.(am) (mrgo). (Entered: 07/02/2010)
07/01/2010	<u>5</u>	21 DAY Summons Issued re Complaint - (Discovery) <u>1</u> as to defendants Masai Marketing & Trading AG, Masai USA Corp. (am) (Additional attachment(s) added on 7/2/2010: # <u>1</u> CV18, # <u>2</u> Summons, # <u>3</u> Exhibit) (am). (Entered: 07/02/2010)
07/01/2010	<u>2</u>	CERTIFICATION AND NOTICE of Interested Parties filed by plaintiff Robin Berkoff, (am) (am). (Entered: 07/02/2010)
07/01/2010	<u>3</u>	NOTICE TO PARTIES OF ADR PROGRAM filed.(am) (am). (Entered: 07/02/2010)
07/01/2010	<u>4</u>	STANDING ORDER by Judge Virginia A. Phillips, READ THIS ORDER CAREFULLY. IT CONTROLS THIS CASE AND DIFFERS IN SOME RESPECTS FROM THE LOCAL RULES. (am) (Entered: 07/02/2010)
07/22/2010	<u>6</u>	PROOF OF SERVICE Executed by Plaintiff Robin Berkoff, upon Defendant Masai USA Corp served on 7/13/2010, answer due 8/12/2010. Service of the Summons and Complaint were NOT executed upon the United States Attorneys Office which was NOT served. The Attorney Generals Office of the United States was NOT served. The officer agency or corporation was NOT served. Service was executed in compliance with Federal Rules of Civil Procedure. Due diligence declaration NOT attached. Registered or certified mail return receipt NOT attached. Original Summons NOT returned. (Hafif, Greg) (Entered: 07/22/2010)
09/17/2010	<u>7</u>	FIRST AMENDED COMPLAINT against defendants Does, Masai Marketing & Trading AG, Masai USA Corp amending Complaint - (Discovery) <u>1</u> , filed by plaintiff Robin Berkoff (am) (am). (Entered: 09/21/2010)

09/28/2010	<u>8</u>	PROOF OF SERVICE Executed by Plaintiff Robin Berkoff, upon Defendant Masai USA Corp served on 9/28/2010, answer due 10/19/2010. Service of the Summons and Complaint were executed upon Amy Dox in compliance with Federal Rules of Civil Procedure by substituted service by mail and no service by mail was executed. Original Summons returned. (Hafif, Greg) (Entered: 09/28/2010)
10/15/2010	<u>9</u>	STIPULATION for Order ON STIPULATION REGARDING FILING OF SECOND AMENDED COMPLAINT filed by defendant Masai Marketing & Trading AG, Masai USA Corp. (Attachments: # <u>1</u> Proposed Order ON STIPULATION REGARDING FILING OF SECOND AMENDED COMPLAINT)(Ortiz, Monica) (Entered: 10/15/2010)
10/15/2010	10	NOTICE of Appearance filed by attorney Monica Ortiz on behalf of Defendants Masai Marketing & Trading AG, Masai USA Corp (Ortiz, Monica) (Entered: 10/15/2010)
10/15/2010	<u>11</u>	<i>Statement</i> of Interested Parties filed by defendant Masai Marketing & Trading AG, Masai USA Corp, identifying 1) Masai Marketing & Trading AG; 2) Berkshire Partners LLC; 3) Hermann Oberschneider; 4) Klaus Heidegger; and 5) Jami Morse Heidegger. (Ortiz, Monica) (Entered: 10/15/2010)
10/19/2010	<u>12</u>	NOTICE OF ERRATA filed by Defendant Masai USA Corp. correcting Certificate/Notice of Interested Parties, <u>11</u> , Stipulation for Order, <u>9</u> , Notice of Appearance 10 (Ortiz, Monica) (Entered: 10/19/2010)
10/20/2010	<u>13</u>	ORDER ON STIPULATION REGARDING FILING OF SECOND AMENDED COMPLAINT by Judge Virginia A. Phillips: The Court hereby orders that: Plaintiff will file a Second Amended Complaint on or before October 22, 2010; Defendants will respond to the Second Amended Complaint within 21 days from service of the Second Amended Complaint. <u>9</u> (am) (Entered: 10/20/2010)
10/22/2010	14	NOTICE of Manual Filing filed by Plaintiff Robin Berkoff of Second Amended Complaint. (Hafif, Greg) (Entered: 10/22/2010)
10/22/2010	<u>15</u>	SECOND AMENDED COMPLAINT against defendants Does, Masai Marketing & Trading AG, Masai USA Corp amending Amended Complaint <u>7</u> , filed by plaintiff Robin Berkoff. Jury Trial demanded. (mrgo) (mrgo). (Entered: 10/25/2010)
10/27/2010	<u>16</u>	AMENDED DOCUMENT filed by Plaintiff Robin Berkoff. <i>Amended Proof of Service on Second Amended Complaint</i> (Hafif, Greg) (Entered: 10/27/2010)
11/12/2010	17	NOTICE of Change of Attorney Information for attorney Rajesh A Mandlekar counsel for Plaintiff Robin Berkoff. Filed by Plaintiff Robin Berkoff (Mandlekar, Rajesh) (Entered: 11/12/2010)
11/15/2010	<u>18</u>	NOTICE OF MOTION AND MOTION to Dismiss Plaintiff Robin Berkoff's Second Amended Complaint filed by Defendant Masai USA Corp. Motion set for hearing on 1/10/2011 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Motion to Dismiss, # <u>2</u> Proposed Order Granting Defendant Masai USA

		Corporation's Motion to Dismiss)(Ortiz, Monica) (Entered: 11/15/2010)
11/23/2010	<u>19</u>	AFFIDAVIT by affiant: Tom Simasek re Summons Issued <u>5</u> , Complaint - (Discovery), Complaint - (Discovery) <u>1</u> <i>Attestation Certificate/Request for Service Abroad of Judicial or Extrajudicial Documents</i> filed by Plaintiff Robin Berkoff (Hafif, Greg) (Entered: 11/23/2010)
11/24/2010	20	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Affidavit, <u>19</u> . The following error(s) was found: Incorrect document is attached to the docket entry. Case number is incorrect or missing.Title page is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (am) (Entered: 11/24/2010)
12/02/2010	<u>21</u>	RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS by Clerk. The document is stricken and counsel is ordered to file an amended or corrected document within 24 hours of issuance of this notice RE: Affidavit, <u>19</u> (am) (Entered: 12/02/2010)
12/02/2010	<u>22</u>	PROOF OF SERVICE Executed by Plaintiff Robin Berkoff, upon Defendant Masai Marketing & Trading AG served on 9/20/2010, answer due 10/12/2010. Service of the Summons and Complaint were executed upon Defendant, MASAI MARKETING & TRADING AG in compliance with Federal Rules of Civil Procedure by service on a domestic corporation, unincorporated association, or public entity. Original Summons returned. <i>Service upon a foreign corporation</i> (Hafif, Greg) (Entered: 12/02/2010)
12/13/2010	<u>23</u>	STIPULATION to Reschedule Regarding International Service of Process on Second Amended Complaint and Scheduling filed by Defendant Masai USA Corp. (Attachments: # <u>1</u> Proposed Order On Stipulation Regarding International Service of Process on Second Amended Complaint and Scheduling)(Ortiz, Monica) (Entered: 12/13/2010)
12/15/2010	24	ORDER ON STIPULATION REGARDING INTERNATIONAL SERVICE OF PROCESS ON SECOND AMENDED COMPLAINT AND SCHEDULING by Judge Virginia A. Phillips: The Court hereby orders as follows: 1. Without waiving any applicable defenses, including but not limited to lack of personal jurisdiction, MMT will respond to the Second Amended Complaint ("SAC") by January 10, 2011; 2. Masai USA Corp. will re-notice its motion to dismiss, currently calendared for January 10, 2011, to take place on February 14, 2011; 3. Plaintiff will file her class certification motion no sooner than 60 days after MMT files its response to the SAC; 4. Plaintiff will be made available for deposition within 15 days after the filing of Plaintiff's class certification motion; 5. Defendants will file their opposition to Plaintiff's class certification motion within 45 days of the filing of Plaintiff's class certification motion; 6. Plaintiff will file her reply brief in further support of her class certification motion within 20 days after the filing of Defendant's opposition; and 7. The above schedule is subject to further modification as required by the Court, or otherwise, but the time for filing of the class certification motion

		shall not be advanced. (am) (Entered: 12/15/2010)
12/16/2010	25	DEFENDANT MASAI USA CORPORATIONS AMENDED NOTICE OF MOTION & MOTION TO DISMISS [FED. R. CIV. PRO. 9(b), 12(b)(6)] re MOTION to Dismiss Plaintiff Robin Berkoff's Second Amended Complaint <u>18</u> filed by Defendant Masai USA Corp. (Ortiz, Monica) (Entered: 12/16/2010)
01/10/2011	26	NOTICE OF MOTION AND MOTION to Dismiss Case *** <i>and Joinder in Motion to Dismiss</i> *** filed by defendant Masai Marketing & Trading AG. Motion set for hearing on 2/14/2011 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Proposed Order Granting Defendant Masai USA Corporation's and MASAI Marketing & Trading AG's Motions to Dismiss) (Ortiz, Monica) (Entered: 01/10/2011)
01/10/2011	27	MEMORANDUM in Support of <i>its Motion to Dismiss and Joinder in Defendant Masai USA Corp.'s Motion to Dismiss</i> filed by Defendant Masai Marketing & Trading AG. (Ortiz, Monica) (Entered: 01/10/2011)
01/10/2011	28	NOTICE of Appearance filed by attorney Monica Ortiz on behalf of Defendant Masai Marketing & Trading AG (Ortiz, Monica) (Entered: 01/10/2011)
01/10/2011	29	<i>Statement</i> of Interested Parties filed by Defendant Masai Marketing & Trading AG, identifying Masai USA Corp.; Masai Group International GmbH; Berkshire Partners LLC; Hermann Oberschneider; Klaus Heidegger; and Jami Morse Heidegger. (Ortiz, Monica) (Entered: 01/10/2011)
01/10/2011	30	<i>Amended Statement</i> of Interested Parties filed by Defendant Masai USA Corp, identifying Masai Marketing & Trading AG; Masai Group International GmbH; Berkshire Partners LLC; Hermann Oberschneider; Klaus Heidegger; and Jamie Morse Heidegger. (Ortiz, Monica) (Entered: 01/10/2011)
01/10/2011	<u>31</u>	PROOF OF SERVICE filed by defendant Masai Marketing & Trading AG, served on 1/10/2011. (Ortiz, Monica) (Entered: 01/10/2011)
01/25/2011	32	Opposition Opposition to re: MOTION to Dismiss Plaintiff Robin Berkoff's Second Amended Complaint <u>18</u> <i>Plaintiff Robin Berkoff's Opposition to Defendant Masai USA Corp.'s Motion to Dismiss</i> filed by Plaintiff Robin Berkoff. (Hafif, Greg) (Entered: 01/25/2011)
01/25/2011	33	Opposition Opposition to <i>Plaintiff Robin Berkoff's Opposition to Defendant Masai Marketing & Trading AG's Motion to Dismiss</i> filed by Plaintiff Robin Berkoff. (Hafif, Greg) (Entered: 01/25/2011)
01/31/2011	34	REPLY in support of <i>Motions to Dismiss</i> filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Smith, Nathan) (Entered: 01/31/2011)
02/04/2011	35	MINUTE ORDER IN CHAMBERS (1) ORDERING PLAINTIFF TO SHOW CAUSE; AND (2) CONTINUING HEARING ON MOTION TO DISMISS by Judge Virginia A. Phillips: Plaintiff must respond to this Order to Show Cause ("OSC") by February 14, 2011; Defendants should file a response, if any, by February 21, 2011. The Court also CONTINUES the hearing on Defendants' Motions to Dismiss from February 14, 2011, at 2:00 p.m. to February 28, 2011, at 2:00 p.m. (mrgo) (Entered: 02/07/2011)

02/14/2011	36	DECLARATION of Greg K. Hafif in Response to MOTION to Dismiss Plaintiff Robin Berkoff's Second Amended Complaint <u>18</u> in Response to the Court's OSC re Motion to Dismiss filed by Plaintiff Robin Berkoff. (Hafif, Greg) (Entered: 02/14/2011)
02/16/2011	37	MINUTE ORDER IN CHAMBERS VACATING ORDER TO SHOW CAUSE by Judge Virginia A. Phillips: The Court has received and considered Plaintiff Robin Berkoff's ("Plaintiff") response to the Court's February 4, 2011, Order to Show Cause ("OSC"). (Doc. No. 36.) The Court appreciates Plaintiff's counsel's prompt attention to the matter. Due to the Court's own oversight in issuing the OSC, the Court now VACATES the OSC. (am) (Entered: 02/16/2011)
02/28/2011	38	MINUTES OF Motion Hearing held before Judge Virginia A. Phillips: Re Defendant Masai USA Corporations Motion to Dismiss, FRCvP 9(b),12(b)(6); (Dkt. 18, Efiled 11-15-10). Defendant Masai USA Corporations Amended Motion to Dismiss, FRCvP 9(b),12(b)(6); (Dkt. 25, Efiled 12-16-10). Defendants Motion to Dismiss and Joinder in Motion to Dismiss, Pursuant to 9 (b), 12(b)(6) (Dkt. 26, Efiled 1/10/11). Court issues a tentative ruling, hears oral argument and takes the matters under submission. Court Reporter: Theresa Lanza. (am) (Entered: 03/02/2011)
03/02/2011	39	DECLARATION of Greg K. Hafif Re Non-Appearance at Oral Argument MOTION to Dismiss Plaintiff Robin Berkoff's Second Amended Complaint <u>18</u> Declaration of Greg Hafif Re: Non-Appearance at Oral Argument on Defendants' Motions to Dismiss filed by Plaintiff Robin Berkoff. (Hafif, Greg) (Entered: 03/02/2011)
03/03/2011	40	ORDER GRANTING MOTIONS TO DISMISS by Judge Virginia A. Phillips: For the foregoing reasons, the Court GRANTS Defendants' Motions to Dismiss Plaintiff's Second Amended Complaint with leave to amend. Plaintiff may file an amended complaint no later than March 22, 2011. Absent a stipulation from the parties regarding a date for the class certification motion, Plaintiff must file a classcertification motion by May 2, 2011. <u>18</u> 26 (am) (Entered: 03/04/2011)
03/22/2011	44	THIRD AMENDED COMPLAINT against defendants Does, Masai Marketing & Trading AG, Masai USA Corp amending Amended Complaint <u>15</u> ,filed by plaintiff Robin Berkoff (am) (Entered: 03/28/2011)
03/23/2011	41	REQUEST for Default Judgment Plaintiff filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Attachments: # <u>1</u> Proposed Order [Proposed] Judgment)(Ortiz, Monica) (Entered: 03/23/2011)
03/23/2011	42	NOTICE OF ERRATA filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. correcting REQUEST for Default Judgment Plaintiff 41. Filing Event "Request For Default Judgment" to Filing Event "Miscellaneous Filling (Other Documents) - Request for Entry of Judgment (Ortiz, Monica) (Entered: 03/23/2011)
03/24/2011	43	Notice of Withdrawal of Request for Default Judgment 41 , Errata, 42 filed by defendans Masai Marketing & Trading AG, Masai USA Corp. (Ortiz, Monica) (Entered: 03/24/2011)

03/29/2011	45	STIPULATION REGARDING SCHEDULING OF MOTION TO DISMISS AND MOTION FOR CLASS CERTIFICATION (Attachments: # <u>1</u> Proposed Order ON STIPULATION REGARDING SCHEDULING OF MOTION TO DISMISS AND MOTION FOR CLASS CERTIFICATION)(Ortiz, Monica) (Entered: 03/29/2011)
03/31/2011	46	ORDER ON STIPULATION REGARDING SCHEDULING OF MOTION TO DISMISS AND MOTION FOR CLASS CERTIFICATION by Judge Virginia A. Phillips: Pursuant to the stipulation of the parties dated March 29, 2011 and good cause appearing, the Court hereby orders as follows: 1. Defendants Masai USA Corp. and Masai Marketing & Trading AG (collectively, "Masai") shall file and serve their motion to dismiss Plaintiffs Third Amended Complaint ("TAC") on or before April 8, 2011. 2. Plaintiff will file and serve her motion for class certification, if any, nosooner than 30 days after a final order is issued by the Court ruling on Masai's motion to dismiss and holding Plaintiff has stated a claim upon which relief may be granted; 2. Plaintiff will be made available for deposition within 15 days after the filing of Plaintiff's class certification motion; 3. Defendants will file their opposition to Plaintiff's class certification motion within 45 days of the filing of Plaintiff's class certification motion; 4. Plaintiff will file her reply brief in further support of her class certification motion within 20 days after the filing of Defendants opposition; and 5. The above schedule is subject to further modification as required by the Court, or otherwise, but the time for filing of the class certification motion shall not be advanced. (am) (Entered: 03/31/2011)
04/08/2011	47	NOTICE OF MOTION AND MOTION to Dismiss Plaintiff's Third Amended Complaint filed by defendants Masai Marketing & Trading AG, Masai USA Corp. Motion set for hearing on 5/16/2011 at 02:00 PM before Judge Virginia A. Phillips. (Ortiz, Monica) (Entered: 04/08/2011)
04/08/2011	48	NOTICE OF MOTION re MOTION to Dismiss Plaintiff's Third Amended Complaint 47 filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. Motion set for hearing on 5/16/2011 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Proposed Order Granting Defendants Masai USA Corporation and Masai Marketing & Trading AG's Motion to Dismiss Plaintiff's Third Amended Complaint)(Ortiz, Monica) (Entered: 04/08/2011)
04/11/2011	49	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: MOTION to Dismiss Plaintiff's Third Amended Complaint 47 , Notice of Motion, 48 . The following error(s) was found: Incorrect event selected. The image attached to entry #47 is a memorandum in support and not a motion to dismiss. The image attached to entry #48 is a Notice of Motion and Motion to Dismiss (the incorrect event of Notice of Motion under "Responses, Replies & Other Motion Related Docs." was used) In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (mrgo) (Entered: 04/11/2011)
04/12/2011	50	NOTICE OF MOTION AND MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was</i>

		<i>used</i>) filed by defendants Masai Marketing & Trading AG, Masai USA Corp. Motion set for hearing on 5/16/2011 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Memorandum of Points and Authorities In Support of Motion to Dismiss Third Amended Complaint, # <u>2</u> Proposed Order Granting Motion to Dismiss Third Amended Complaint)(Ortiz, Monica) (Entered: 04/12/2011)
04/25/2011	<u>51</u>	MEMORANDUM in Opposition to MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was used)</i> MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was used)</i> MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was used)</i> 50 <i>Plaintiff's Opposition to Defendants Masai USA Corporation and Masai Marketing & Trading AG's Motion to Dismiss Plaintiff's Third Amended Complaint</i> filed by Plaintiff Robin Berkoff. (Attachments: # <u>1</u> Proposed Order)(Mandlekar, Rajesh) (Entered: 04/25/2011)
05/02/2011	52	REPLY In Support of a Motion MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was used)</i> MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was used)</i> MOTION to Dismiss Third Amended Complaint <i>to correct Docket # 49 Notice to Filer of Deficiencies (the incorrect event was used)</i> 50 <i>DEFENDANTS MASAI USA CORPORATION AND MASAI MARKETING & TRADING AGS REPLY IN SUPPORT OF DEFENDANTS MOTION TO DISMISS PLAINTIFFS THIRD AMENDED COMPLAINT</i> filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Ortiz, Monica) (Entered: 05/02/2011)
05/12/2011	53	TRANSCRIPT for proceedings held on Monday, 02/28/2011; 2:20 PM. Court Reporter: Theresa Lanza, phone number www.theresalanza.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 6/2/2011. Redacted Transcript Deadline set for 6/12/2011. Release of Transcript Restriction set for 8/10/2011. (Lanza, Theresa) (Entered: 05/12/2011)
05/12/2011	54	NOTICE OF FILING TRANSCRIPT filed for proceedings Monday, 02/28/2011; 2:20 PM (Lanza, Theresa) (Entered: 05/12/2011)
05/16/2011	55	MINUTES OF DEFENDANTS MOTION TO DISMISS PLAINTIFFS THIRD AMENDED COMPLAINT 50 held before Judge Virginia A. Phillips: Court issues a tentative ruling, hears oral argument and takes the matter under submission.Court Reporter: Theresa Lanza. (am) (Entered: 05/16/2011)
05/27/2011	56	TRANSCRIPT for proceedings held on Monday, 05/16/2011; 2:26 PM. Court Reporter: Theresa Lanza, phone number www.theresalanza.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within

		7 days of this date. Redaction Request due 6/17/2011. Redacted Transcript Deadline set for 6/27/2011. Release of Transcript Restriction set for 8/25/2011. (Lanza, Theresa) (Entered: 05/27/2011)
05/27/2011	57	NOTICE OF FILING TRANSCRIPT filed for proceedings Monday, 05/16/2011; 2:26 PM (Lanza, Theresa) (Entered: 05/27/2011)
06/01/2011	58	MINUTES (IN CHAMBERS): ORDER DENYING DEFENDANTS' MOTION TO DISMISS THIRD AMENDED COMPLAINT by Judge Virginia A. Phillips: Based on the arguments put forth at the hearing and in the papers filed in support of, and in opposition to, the Motion, the Court DENIES Defendants' Motion. 50 (am) (Entered: 06/01/2011)
06/15/2011	59	ANSWER to Amended Complaint 44 JURY DEMAND. <i>Masai USA Corporation and Masai Marketing & Trading AG's Answer to Plaintiff's Third Amended Complaint</i> filed by defendants Masai Marketing & Trading AG, Masai USA Corp.(Bass, Joren) (Entered: 06/15/2011)
06/15/2011	60	PROOF OF SERVICE filed by defendants Masai Marketing & Trading AG, Masai USA Corp, re Answer to Complaint 59 <i>Proof of Service by Mail Re: Masai USA Corporation and Masai Marketing & Trading AG's Answer to Plaintiff's Third Amended Complaint; Demand for Jury Trial</i> served on 06/15/2011. (Bass, Joren) (Entered: 06/15/2011)
06/22/2011	61	ORDER by Judge Virginia A. Phillips. (Scheduling Conference set for 8/29/2011 at 01:30 PM before Judge Virginia A. Phillips.) (mrgo) (Entered: 06/23/2011)
07/21/2011	62	STIPULATION to Continue Scheduling Conference from 8/29/11 to 9/12/11 filed by defendants Masai Marketing & Trading AG, Masai USA Corp. (Attachments: # <u>1</u> Proposed Order)(Bass, Joren) (Entered: 07/21/2011)
07/27/2011	63	ORDER by Judge Virginia A. Phillips, re Stipulation to Continue 62 . (Scheduling Conference continued to 9/12/2011 at 01:30 PM before Judge Virginia A. Phillips.) (mrgo) (Entered: 07/28/2011)
09/06/2011	64	JOINT REPORT Rule 26(f) Discovery Plan <i>Joint Rule 26(f) Report and Discovery Plan</i> ; estimated length of trial 10 days, filed by Defendants Masai Marketing & Trading AG, Masai USA Corp.. (Bass, Joren) (Entered: 09/06/2011)
09/12/2011	65	MINUTES OF Scheduling Conference held before Judge Virginia A. Phillips, The Court having conferred with counsel on phase one regarding class discovery, such class discovery shall be permitted to enable the parties to proceed to a settlement conference. The cutoff for completion of the mandatory mediation pursuant to Local Rule 16-2.9 and 16-15, is January 13, 2012. Within 10 days of completion of mediation the parties shall file a joint report on the status of settlement. The Court sets the deadline for completion of class discovery for April 13, 2012. The Courts sets the hearing date for bringing a motion for class certification for June 11, 2012, at 2:00 p.m. Any opposition briefs are to be e-filed no later than May 14, 2011, and reply briefs, if any, are to be e-filed by May 29, 2012. A further scheduling conference on the setting of merit discovery and setting of a trial schedule in this matter is also set for

		June 11, 2012, at 2:00 p.m. before Judge Virginia A. Phillips.Court Reporter: Phyllis Preston. (am) (Entered: 09/16/2011)
11/30/2011	66	STIPULATION for Protective Order filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Attachments: # <u>1</u> [PROPOSED] STIPULATED PROTECTIVE ORDER)(Bass, Joren) (Entered: 11/30/2011)
11/30/2011	67	STIPULATED PROTECTIVE ORDER by Magistrate Judge Oswald Parada (am) (Entered: 12/01/2011)
01/23/2012	68	STATUS REPORT of Joint Status Report filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Bass, Joren) (Entered: 01/23/2012)
02/17/2012	69	NOTICE of Manual Filing filed by Plaintiff Robin Berkoff (Mandlekar, Rajesh) (Entered: 02/17/2012)
02/17/2012	70	EX PARTE APPLICATION to Shorten Time for Hearing to 02/27/2012 <i>on Plaintiff's Motion to Enforce Settlement</i> filed by Plaintiff Robin Berkoff. (Attachments: # <u>1</u> Declaration of Christopher J. Morosoff ISO Ex Parte Application for Order to Shorten Time, # <u>2</u> Proposed Order Granting Plaintiff Robin Berkoff's Application to Shorten Time)(Mandlekar, Rajesh) (Entered: 02/17/2012)
02/18/2012	<u>71</u>	MEMORANDUM in Opposition to EX PARTE APPLICATION to Shorten Time for Hearing to 02/27/2012 <i>on Plaintiff's Motion to Enforce Settlement</i> 70 filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Attachments: # <u>1</u> Declaration Declaration of Joren S. Bass in Opposition to Ex Parte Application, # <u>2</u> Proposed Order [Proposed] Order Denying Ex Parte Application)(Bass, Joren) (Entered: 02/18/2012)
03/01/2012	72	NOTICE OF MANUAL FILING filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Biderman, David) (Entered: 03/01/2012)
03/01/2012	74	APPLICATION to File Memorandum of Points and Authorities in support of Opposition Under Seal filed by defendants Masai Marketing & Trading AG, Masai USA Corp. Lodged Proposed Order. (ad) (ad). (Entered: 03/06/2012)
03/01/2012	75	PROOF OF SERVICE filed by defendants Masai Marketing & Trading AG, Masai USA Corp, re APPLICATION to File Memorandum of Points and Authorities in support of Opposition Under Seal 74 served on 3/1/2012. (ad) (ad). (Entered: 03/06/2012)
03/05/2012	73	NOTICE of Manual Filing filed by Plaintiff Robin Berkoff of Exhibits / Reply. (Mandlekar, Rajesh) (Entered: 03/05/2012)
03/05/2012	76	APPLICATION to File Reply Under Seal filed by plaintiff Robin Berkoff. Lodged Order. (ad) (ad). (Entered: 03/06/2012)
03/06/2012	87	ORDER GRANTING PLAINTIFFS PERMISSION TO FILE REPLY RE MOTION TO ENFORCE SETTLEMENT UNDER SEAL by Judge Virginia A. Phillips: IT IS HEREBY ORDERED THAT Plaintiff is permitted to file the following documents under seal: 1. Plaintiff Robin Berkoff's Reply in Support of Motion to Enforce Settlement. 2. Declaration of Christopher J. Morosoffin

		Support of Reply for Motion to Enforce Settlement. 76 (am) (Entered: 03/12/2012)
03/06/2012	88	SEALED DOCUMENT: REPLY IN SUPPORT OF MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/07/2012	77	MINUTES (IN CHAMBERS) ORDER by Judge Virginia A. Phillips: denying plaintiff's 70 Ex Parte Application to Shorten Time for Hearing. (mrgo) (Entered: 03/08/2012)
03/08/2012	78	SEALED DOCUMENT: APPLICATION to file plaintiffs Motion to Enforce Settlement Under Seal (am) Modified on 3/12/2012 (am). (Entered: 03/12/2012)
03/08/2012	79	SEALED DOCUMENT: ORDER by Judge Virginia A. Phillips: granting 78 Application to file Motion to Enforce Settlement Under Seal (am) Modified on 3/12/2012 (am). (Entered: 03/12/2012)
03/08/2012	80	SEALED DOCUMENT: NOTICE OF MOTION AND MOTION to Enforce Settlement Motion set for hearing on 3/19/2012 at 02:00 PM before Judge Virginia A. Phillips. (am) (Entered: 03/12/2012)
03/08/2012	<u>81</u>	SEALED DOCUMENT: BRIEF IN SUPPORT OF MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/08/2012	82	SEALED DOCUMENT: DECLARATION of Christopher J. Morosoff in support of MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/08/2012	83	ORDER GRANTING DEFENDANTS MOTION TO SEAL by Judge Virginia A. Phillips: IT IS HEREBY ORDERED that Defendants are permitted to file the following documents under seal: 1. Defendants' Memorandum of Points and Authorities in Opposition To Plaintiffs Motion to Enforce Settlement; 2. Declaration of Joren S. Bass in Support of Defendants' Opposition to Motion to Enforce Settlement; 3. Declaration of David T. Biderman in Support of Defendants' Opposition to Motion to Enforce Settlement; and 4. [Proposed] Order Denying Motion to Enforce Settlement. 74 (am) (Entered: 03/12/2012)
03/08/2012	84	SEALED DOCUMENT: MEMORANDUM in Opposition to MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/08/2012	<u>85</u>	SEALED DOCUMENT: DECLARATION of David T. Biderman in opposition to MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/08/2012	86	SEALED DOCUMENT: DECLARATION of Jorn S. Bass in opposition to MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/08/2012	89	SEALED DOCUMENT: DECLARATION of Christopher J. Morosoff in support of Reply for MOTION to Enforce Settlement 80 (am) (Entered: 03/12/2012)
03/15/2012	90	(DOCUMENT STRICKEN PER ENTRY NO. 91) MINUTES (IN CHAMBERS): ORDER (1) DENYING PLAINTIFF'S MOTION TO ENFORCE THE SETTLEMENT AGREEMENT, AND (2) VACATING THE MARCH 19, 2012, HEARING by Judge Virginia A. Phillips: For the

		foregoing reasons, the Court DENIES Plaintiff's Motion to Enforce the Settlement Agreement, and VACATES the March 19, 2012, hearing. 80 (am) (Main Document 90 replaced on 3/16/2012) (am). Modified on 3/16/2012 (am). (Entered: 03/15/2012)
03/16/2012	<u>91</u>	MINUTE ORDER IN CHAMBERS ORDER STRIKING DOC. NO. 90 AND ORDERING THE IMAGED PAGES REMOVED FROM THE COURT'S DOCKET by Judge Virginia A. Phillips: The Court STRIKES Minute Order, (Doc. No. 90), Denying Plaintiff's Motion to Enforce the Settlement Agreement. The Clerk shall remove the imaged pages thereof from the Court's docket. (am) (Entered: 03/16/2012)
03/16/2012	92	SEALED DOCUMENT: MINUTE ORDER IN CHAMBERS ORDER (1) DENYING PLAINTIFF'S MOTION TO ENFORCE THE SETTLEMENT AGREEMENT, AND (2) VACATING THE MARCH 19, 2012, HEARING by Judge Virginia A. Phillips: For the foregoing reasons, the Court DENIES Plaintiff's Motion to Enforce the Settlement Agreement, and VACATES the March 19, 2012, hearing. Document sealed. (am) (Entered: 03/16/2012)
04/03/2012	93	Joint STIPULATION to Stay Case pending Finalization of Settlement filed by Defendants Masai Marketing & Trading AG, Masai USA Corp. (Attachments: # <u>1</u> Proposed Order to Stay Case Pending Finalization of Settlement)(Hoang, Gigi) (Entered: 04/03/2012)
04/03/2012	94	Proof of Service by Mail filed by Defendants Masai Marketing & Trading AG, Masai USA Corp re: Stipulation to Stay Case 93 (Hoang, Gigi) (Entered: 04/03/2012)
04/04/2012	95	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Miscellaneous Document 94 . The following error(s) was found: Incorrect event selected. The correct event is: Service of Subsequent Document Filings. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (am) (Entered: 04/04/2012)
04/04/2012	96	ORDER TO STAY CASE PENDING FINALIZATION OF SETTLEMENT by Judge Virginia A. Phillips: In accordance with the Joint Stipulation To Stay Case Pending Finalization of Settlement, this matter is now stayed. The matter is set for a status conference on Monday, July 23, 2012 at 1:30pm in Courtroom 2 of the above-captioned court. IT IS SO ORDERED. (ad) (Entered: 04/04/2012)
05/24/2012	97	NOTICE of Change of Attorney Information for attorney Monica M Ortiz counsel for Defendants Masai Marketing & Trading AG, Masai USA Corp. Monica M. Ortiz is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by defendants MASAI USA CORP. d/b/a MBT MASAI USA CORP., MASAI MARKETING & TRADING AG (Ortiz, Monica) (Entered: 05/24/2012)
06/26/2012	98	STIPULATION to Dismiss Case pursuant to F.R.Civ.P. 41(a)(1)(A)(ii) - Stipulation of Voluntary Dismissal With Prejudice filed by Plaintiff Robin

		Berkoff.(Hafif, Greg) (Entered: 06/26/2012)
07/27/2012	99	STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE AND ORDER by Judge Virginia A. Phillips, re Stipulation to Dismiss Case 98 . Case Terminated. Made JS-6. (mrgo) (Entered: 07/31/2012)