

**United States District Court  
Eastern District of Pennsylvania (Philadelphia)  
CIVIL DOCKET FOR CASE #: 2:06-cv-00620-BMS**

IN RE: MUSHROOM DIRECT PURCHASER ANTITRUST  
LITIGATION  
Assigned to: HONORABLE BERLE M. SCHILLER  
Referred to: MAGISTRATE JUDGE ELIZABETH T. HEY (Settlement)  
related Case: 5:15-cv-06480-BMS  
Case in other court: USCA for the Third Circuit, 09-02257  
USCA for the Third Circuit, 09-02258  
Cause: 15:25 Clayton Act

Date Filed: 02/10/2006  
Jury Demand: Both  
Nature of Suit: 410 Other Statutes: Anti-Trust  
Jurisdiction: Federal Question

**Plaintiff**

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**Plaintiff**

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*FRUIT AND PRODUCE*

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**Plaintiff**

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*LEAD ATTORNEY*

**JACQUELINE P. RUBIN**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**MAYUR P. SAXENA**  
(See above for address)  
*TERMINATED: 12/21/2012*  
*LEAD ATTORNEY*

**TERRI A. PAWELSKI**  
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**H. LADDIE MONTAGUE , JR.**  
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**RUDOLPH GARCIA**  
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*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**HARVEST FRESH FARMS, INC.**

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**

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*LEAD ATTORNEY*

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(See above for address)

*ATTORNEY TO BE NOTICED*

**MARTIN I. TWERSKY**

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**RUDOLPH GARCIA**

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*ATTORNEY TO BE NOTICED*

**Defendant**

**JM FARMS, INC.**

represented by **DANIEL RICHARD FUNK**  
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*ATTORNEY TO BE NOTICED*

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*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Defendant**

**KITCHEN PRIDE MUSHROOMS**

*TERMINATED: 11/13/2018*

represented by **FRANCIS PATRICK NEWELL**  
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*TERMINATED: 11/13/2018*  
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*TERMINATED: 11/13/2018*

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*TERMINATED: 11/13/2018*

**MARTIN I. TWERSKY**  
(See above for address)  
*TERMINATED: 11/13/2018*

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*TERMINATED: 11/13/2018*

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*TERMINATED: 11/13/2018*

**WILLIAM A. DESTEFANO**  
(See above for address)  
*TERMINATED: 11/13/2018*

**Defendant**

**LEONE PIZZINI AND SON, INC.**

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**H. LADDIE MONTAGUE , JR.**  
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*ATTORNEY TO BE NOTICED*

**MARTIN I. TWERSKY**  
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*ATTORNEY TO BE NOTICED*

**RUDOLPH GARCIA**  
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*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**LOUIS M. MARSON, JR., INC.**

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**DAVID LANGER**  
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*ATTORNEY TO BE NOTICED*

**H. LADDIE MONTAGUE , JR.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**JENNIFER E. MACNAUGHTON**  
(See above for address)  
*TERMINATED: 05/03/2017*

**MARTIN I. TWERSKY**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**RUDOLPH GARCIA**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**LRP MUSHROOMS INC.**  
*TERMINATED: 11/13/2014*

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*TERMINATED: 11/13/2014*  
*LEAD ATTORNEY*



**H. LADDIE MONTAGUE , JR.**

(See above for address)

*TERMINATED: 11/13/2014*

**MARTIN I. TWERSKY**

(See above for address)

*TERMINATED: 11/13/2014*

**RUDOLPH GARCIA**

(See above for address)

*TERMINATED: 11/13/2014*

**WILLIAM A. DESTEFANO**

(See above for address)

*TERMINATED: 11/13/2014*

**Defendant**

**LRP-M MUSHROOMS LLC**

represented by **TERRI A. PAWELSKI**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**H. LADDIE MONTAGUE , JR.**

(See above for address)

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**MARTIN I. TWERSKY**

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**WILLIAM A. DESTEFANO**

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*ATTORNEY TO BE NOTICED*

**Defendant**

**M.D. BASCIANI & SONS, INC.**

represented by **DONNA M. ALBANI**

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*TERMINATED: 01/25/2007*

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**Defendant**

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*TERMINATED: 10/19/2011*  
*LEAD ATTORNEY*

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**WILLIAM A. DESTEFANO**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**MASHA & TOTO, INC.**  
*T/A M&T MUSHROOMS*

represented by **WILLIAM A. DESTEFANO**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**MUSHROOM ALLIANCE, INC.**

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**MARTIN I. TWERSKY**  
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**WILLIAM A. DESTEFANO**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**OAKSHIRE MUSHROOM FARM, INC.**

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*LEAD ATTORNEY*  
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**DAVID LANGER**  
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**JENNIFER E. MACNAUGHTON**  
(See above for address)  
*TERMINATED: 05/03/2017*

**MARTIN I. TWERSKY**  
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**RUDOLPH GARCIA**  
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*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**MICHAEL PIA**  
*TERMINATED: 11/13/2014*

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*TERMINATED: 11/13/2014*  
*LEAD ATTORNEY*

**DAVID LANGER**  
(See above for address)  
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**H. LADDIE MONTAGUE , JR.**  
(See above for address)  
*TERMINATED: 11/13/2014*

**JENNIFER E. MACNAUGHTON**  
(See above for address)  
*TERMINATED: 05/03/2017*

**MARTIN I. TWERSKY**  
(See above for address)  
*TERMINATED: 11/13/2014*

**RUDOLPH GARCIA**  
(See above for address)  
*TERMINATED: 11/13/2014*

**WILLIAM A. DESTEFANO**  
(See above for address)  
*TERMINATED: 11/13/2014*

**Defendant**

**QUINCY FARMS**  
*TERMINATED: 08/14/2006*

represented by **ELIZABETH S. FENTON**  
SAUL EWING LLP  
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WILMINGTON, DE 19801  
302-421-6824  
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*TERMINATED: 08/14/2006*  
*LEAD ATTORNEY*

**MARTIN I. TWERSKY**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**SOUTH MILL MUSHROOM SALES, INC.**

represented by **TERRI A. PAWELSKI**  
(See above for address)  
*LEAD ATTORNEY*  
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**DAVID LANGER**  
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*ATTORNEY TO BE NOTICED*

**JENNIFER E. MACNAUGHTON**  
(See above for address)  
*TERMINATED: 05/03/2017*

**MARTIN I. TWERSKY**  
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**WILLIAM A. DESTEFANO**  
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**Defendant**

**UNITED MUSHROOM FARMS  
COOPERATIVE, INC.**

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*ATTORNEY TO BE NOTICED*

**WILLIAM A. DESTEFANO**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**W&P MUSHROOM INC.**

represented by **WILLIAM A. DESTEFANO**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**QUINCY FARMS**  
*TERMINATED: 08/14/2006*

V.

**Movant**

**NATIONAL COUNCIL OF FARMER  
COOPERATIVES**

represented by **JAMES A. BACKSTROM**  
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**Movant**

**BASCIANI FOODS, INC.**

represented by **BRIAN DEAN BOREMAN**  
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*TERMINATED: 10/27/2011*

**THOMAS K. SCHINDLER**  
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*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
02/10/2006	<u>1</u>	COMPLAINT against all defendants (Filing fee \$250 receipt number 925559.), filed by WM. ROSENSTEIN & SONS CO..(ks, ) (Entered: 02/10/2006)
02/10/2006		12 Original Summons Issued as to CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. Forwarded To: Counsel on February 10, 2006 (ks, ) (Entered: 02/10/2006)
02/10/2006		DEMAND for Trial by Jury by WM. ROSENSTEIN & SONS CO.. (ks, ) (Entered: 02/10/2006)
02/10/2006	<u>2</u>	Disclosure by WM. ROSENSTEIN & SONS CO..(ks, ) (Entered: 02/10/2006)
03/06/2006	<u>3</u>	SUMMONS Returned Executed by WM. ROSENSTEIN & SONS CO. re: Thomas G. McShane served Summons and Complaint upon CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. by Personal Service. CARDILE BROS. MUSHROOMS PACKAGING served on 2/21/2006, answer due 3/13/2006; MONTEREY MUSHROOMS, INC. served on 2/21/2006, answer due 3/13/2006; PHILLIPS MUSHROOMS FARMS, LP. served on 2/21/2006, answer due 3/13/2006; FRANKLIN FARMS, INC. served on 2/20/2006, answer due 3/13/2006; MODERN MUSHROOM FARMS, INC. served on 2/21/2006, answer due 3/13/2006; SHER-ROCKEE MUSHROOM FARM served on 2/21/2006, answer due 3/13/2006; C & C CARRIAGE MUSHROOM CO. served on 2/21/2006, answer due 3/13/2006; JOHN PIA served on 2/21/2006, answer due 3/13/2006; EASTERN MUSHROOM MARKETING COOPERATIVE, INC.

		served on 2/21/2006, answer due 3/13/2006; KAOLIN MUSHROOM FARMS, INC. served on 2/21/2006, answer due 3/13/2006; TO-JO FRESH MUSHROOMS, INC. served on 2/21/2006, answer due 3/13/2006; CARDILE MUSHROOMS, INC. served on 2/21/2006, answer due 3/13/2006. (fdc) (Entered: 03/07/2006)
03/09/2006	<u>4</u>	Stipulation Extending Time to Answer the complaint. CARDILE BROS. MUSHROOMS PACKAGING answer due 3/31/2006; MONTEREY MUSHROOMS, INC. answer due 3/31/2006; PHILLIPS MUSHROOMS FARMS, LP. answer due 3/31/2006; FRANKLIN FARMS, INC. answer due 3/31/2006; MODERN MUSHROOM FARMS, INC. answer due 3/31/2006; SHER-ROCKEE MUSHROOM FARM answer due 3/31/2006; C & C CARRIAGE MUSHROOM CO. answer due 3/31/2006; JOHN PIA answer due 3/31/2006; EASTERN MUSHROOM MARKETING COOPERATIVE, INC. answer due 3/31/2006; KAOLIN MUSHROOM FARMS, INC. answer due 3/31/2006; TO-JO FRESH MUSHROOMS, INC. answer due 3/31/2006; CARDILE MUSHROOMS, INC. answer due 3/31/2006, with Clerk's approval. (fdc, ) (fdc, ). (fdc, ). (Additional attachment(s) added on 4/30/2009: # 1 stip exttime.) (fdc, ). (fdc, ). (Entered: 03/10/2006)
03/10/2006	<u>5</u>	NOTICE of Appearance by ABRAHAM C. REICH on behalf of MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO. with Certificate of Service (REICH, ABRAHAM) (Entered: 03/10/2006)
03/28/2006	<u>6</u>	NOTICE of Appearance by WILLIAM A. DESTEFANO on behalf of CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Certificate of Service (DESTEFANO, WILLIAM) (Entered: 03/28/2006)
03/28/2006	<u>7</u>	MOTION for Order <i>Entry of Case Management Order No. 1</i> filed by WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order Proposed Case Management Order No. 1# <u>2</u> Certificate of Service# <u>3</u> Cover Letter to Judge O'Neill)(REFSIN, BARRY) (Entered: 03/28/2006)
03/29/2006	<u>8</u>	NOTICE of Appearance by H. LADDIE MONTAGUE, JR on behalf of CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Certificate of Service (MONTAGUE, H.) (Entered: 03/29/2006)
03/29/2006	<u>9</u>	RESPONSE to Motion re <u>7</u> MOTION for Order <i>Entry of Case Management Order No. 1</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (MONTAGUE, H.) (Entered: 03/29/2006)
04/11/2006	<u>10</u>	Proposed Case Management Plan <i>Joint Report Pursuant to Fed.R.Civ.P. 26</i> by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (PAWELSKI, TERRI) (Entered: 04/11/2006)
04/12/2006	<u>11</u>	ORDER THAT COUNSEL FOR ALL PLAINTIFFS EXCEPT PLAINTIFF MEIJER SHALL FILE A MEMORANDUM IN RESPONSE TO PLAINTIFF MEIJER'S MEMORANDUM WITHIN 15 BUSINESS DAYS FROM DATE. THE PRETRIAL CONFERENCE SCHEDULED FOR 4/24/06 AT 11:00 AM IS CONTINUED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/12/06. 4/12/06 ENTERED AND COPIES E-MAILED.(fdc) (Entered: 04/12/2006)

04/13/2006	<u>12</u>	Application of Bruce E. Gerstein to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 04/13/2006)
04/13/2006	<u>13</u>	Application of Kevin Landau to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 04/13/2006)
04/13/2006	<u>14</u>	Application of Noah Silverman to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 04/13/2006)
04/18/2006	<u>15</u>	ORDER THAT THE APPLICATION OF KEVIN LANDAU, ESQ. TO APPEAR PRO HAC VICE ON BEHALF OF PLAINTIFF, WILLIAM ROSENSTEIN & SONS, CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/18/06. 4/18/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 10/25/2007 (dfl, ). (Entered: 04/18/2006)
04/18/2006	<u>16</u>	ORDER THAT THE APPLICATION OF BRUCE E. GERSTEIN, ESQ. TO APPEAR PRO HAC VICE ON BEHALF OF PLAINTIFF, WILLIAM ROSENSTEIN & SONS, CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/18/06. 4/18/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (Additional attachment(s) added on 4/30/2009: # 1 o phv) (fdc, ). (fdc, ). (fdc, ). (Entered: 04/18/2006)
04/18/2006	<u>17</u>	ORDER THAT THE APPLICATION OF NOAH SILVERMAN, ESQ. TO APPEAR PRO HAC VICE ON BEHALF OF PLAINTIFF, WILLIAM ROSENSTEIN & SONS, CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/18/06. 4/18/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (fdc, ). (Additional attachment(s) added on 4/30/2009: # 1 o phv.) (fdc, ). (fdc, ). (Entered: 04/18/2006)
04/19/2006	<u>18</u>	Application for the Pro Hac Vice Admission of Adam M. Moskowitz, Esquire filed by WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (le, ) (Entered: 04/20/2006)
04/21/2006	<u>19</u>	ORDER THAT THE APPLICATION OF ADAM M. MOSKOWITZ, ESQ. TO APPEAR PRO HAC VICE ON BEHALF OF PLAINTIFF, WILLIAM ROSENSTEIN & SONS CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/21/06. 4/21/06 ENTERED AND COPIES MAILED.(fdc) Additional attachment(s) added on 10/25/2007 (dfl, ). (Entered: 04/21/2006)
04/25/2006	<u>20</u>	Application of W. Ross Foote to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 04/25/2006)
04/25/2006	<u>21</u>	Application of David P. Smith to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 04/25/2006)
04/27/2006	<u>22</u>	ORDER THAT THE APPLICATION OF DAVID P. SMITH, ESQ. TO PRACTICE IN THIS COURT PRO HAC VICE ON BEHALF OF PLAINTIFF, WM. ROSENSTEIN & SONS, INC. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/27/06. 4/27/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (fdc, ). (Additional attachment(s) added on 4/30/2009: # 1 orderphv) (fdc, ). (Additional attachment(s) added on 4/30/2009: # 1 orderphv) (fdc, ). (Additional attachment(s) added on 4/30/2009: # 2 orderphv) (fdc, ). (Entered: 04/27/2006)
04/27/2006	<u>23</u>	ORDER THAT THE APPLICATION OF W. ROSS FOOTE, ESQ. TO PRACTICE IN THIS COURT PRO HAC VICE ON BEHALF OF PLAINTIFF, WM. ROSENSTEIN & SONS, INC. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/27/06. 4/27/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (fdc, ). (fdc, ). (fdc, ). (Entered: 04/27/2006)
05/03/2006	<u>24</u>	RESPONSE in Support re <u>7</u> MOTION for Order <i>Entry of Case Management Order No. 1 and Response to Meijer Plaintiffs' Partial Opposition to Proposed Case Management Order No. 1</i> filed by WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Exhibit Exhibits A-F# <u>2</u> Exhibit Exhibits G-K# <u>3</u> Certificate of Service)(REFSIN, BARRY) (Entered: 05/03/2006)
05/05/2006	<u>25</u>	Application of Stuart E. Des Roches to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 05/08/2006)
05/05/2006	<u>26</u>	Application of Andrew William Kelly to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 05/08/2006)
05/05/2006	<u>27</u>	Application of John Alden Meade to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 05/08/2006)



05/05/2006	<u>28</u>	Application of John Gregory Odom to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 05/08/2006)
05/09/2006	<u>29</u>	Application of Thomas A. Tucker Ronzetti to Appear Pro Hac Vice on behalf of WM. ROSENSTEIN & SONS CO., Statement, Certificate of Service. (fdc) (Entered: 05/10/2006)
05/10/2006	<u>30</u>	REPLY to Response to Motion re <u>7</u> MOTION for Order <i>Entry of Case Management Order No. 1 Defendants' Response to Rosenstein's Response to Meijer Partial Opposition</i> filed by WM. ROSENSTEIN & SONS CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., Certificate of Counsel, Certificate of Service. (MONTAGUE, H.) Modified on 5/16/2006 (fh) (Entered: 05/10/2006)
05/10/2006	<u>31</u>	ORDER THAT THE APPLICATION OF STUART DES ROCHES, ESQ. TO PRACTICE IN THIS COURT PRO HAC VICE ON BEHALF OF PLAINTIFF WM. ROSENSTEIN & SONS CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/10/06. 5/10/06 ENTERED AND COPIES MAILED.(fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 05/10/2006)
05/10/2006	<u>32</u>	ORDER THAT THE APPLICATION OF ANDREW W. KELLY, ESQ. TO PRACTICE IN THIS COURT PRO HAC VICE ON BEHALF OF PLAINTIFF WM. ROSENSTEIN & SONS CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/10/06. 5/10/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (Additional attachment(s) added on 4/30/2009: # <u>1</u> order phv.) (fdc, ). (Entered: 05/10/2006)
05/10/2006	<u>33</u>	ORDER THAT THE APPLICATION OF JOHN ALDEN MEADE, ESQ. TO PRACTICE IN THIS COURT PRO HAC VICE ON BEHALF OF PLAINTIFF WM. ROSENSTEIN & SONS CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/10/06. 5/10/06 ENTERED AND COPIES MAILED.(fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 05/10/2006)
05/10/2006	<u>34</u>	ORDER THAT THE APPLICATION OF JOHN GREGORY ODOM, ESQ. TO PRACTICE IN THIS COURT PRO HAC VICE ON BEHALF OF PLAINTIFF WM. ROSENSTEIN & SONS CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/10/06. 5/10/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (fdc, ). (fdc, ). (fdc, ). (Entered: 05/10/2006)
05/11/2006	<u>35</u>	ORDER THAT THE APPLICATION OF THOMAS A. TUCKER RONZETTI, ESQ. TO APPEAR PRO HAC VICE ON BEHALF OF PLAINTIFF, WILLIAM ROSENSTEIN & SONS CO. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/11/06. 5/12/06 ENTERED AND COPIES MAILED.(fdc) (fdc, ). (fdc, ). (fdc, ). (fdc, ). (Entered: 05/12/2006)
05/16/2006	<u>36</u>	MOTION for Leave to File <i>Sur-Reply of Rosenstein Plaintiffs in Support of Proposed Case Management Order No. 1 and in Opposition to Case Management Order No. 2</i> filed by WM. ROSENSTEIN & SONS CO..Sur-Reply, Certificate of Service. (Attachments: # <u>1</u> Exhibit Exhibit A - - Proposed Sur-Reply# <u>2</u> Certificate of Service# <u>3</u> Proposed Order# <u>4</u> Letter to Judge O'Neill) (REFSIN, BARRY) (Entered: 05/16/2006)
05/17/2006	<u>37</u>	ORDER THAT LEAVE TO FILE THE SUR-REPLY OF ROSENSTEIN PLAINTIFFS IN SUPPORT OF CASE MANAGEMENT ORDER NO.1 AND IN OPPOSITION TO THE PROPOSED CASE MANAGEMENT ORDER NO.2 IS GRANTED AND THE SUR-REPLY IS DEEMED TO BE FILED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/17/06. 5/17/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 05/17/2006)
05/17/2006	<u>38</u>	Sur-Reply of ROSENSTEIN PLAINTIFFS in Support of Proposed Case Management Order No.1 and in Opposition to Case Management Order No.2. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 05/17/2006)
05/24/2006	<u>39</u>	First MOTION for Extension of Time to File Answer re <u>1</u> Complaint filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Memorandum; Certificate of Service.(DESTEFANO, WILLIAM) (Entered: 05/24/2006)
05/24/2006	<u>40</u>	NOTICE of Appearance by JOSEPH R. LOVERDI on behalf of CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE

		MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TOJO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Certificate of Service (LOVERDI, JOSEPH) (Entered: 05/24/2006)
05/30/2006	<u>41</u>	ORDER THAT DEFENDANTS' MOTION FOR AN ENLARGEMENT OF TIME IN WHICH TO ANSWER OR OTHERWISE RESPOND TO THE CLASS ACTION COMPLAINT FILED BY WILLIAM ROSENSTEIN & SONS IS GRANTED AND DEFENDANTS SHALL HAVE THIRTY (30) DAYS FROM THE DATE OF SERVICE OF THE CONSOLIDATED AMENDED COMPLAINT IN WHICH TO ANSWER, MOVE OR OTHERWISE RESPOND. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/30/06. 5/31/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 05/31/2006)
06/01/2006	<u>42</u>	MOTION for Leave to Appear Pro Hac Vice filed by EASTERN MUSHROOM MARKETING COOPERATIVE, INC..Certificate of Service. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Text of Proposed Order Barnes# <u>4</u> Text of Proposed Order Romano)(DESTEFANO, WILLIAM) (Entered: 06/01/2006)
06/05/2006		Filing fee: \$40.00, \$40.00 - receipt numbers 929358, 929359 (Pro Hac Vice Donald Barnes, Salvatore Romano). (fdc) (Entered: 06/05/2006)
06/05/2006	<u>43</u>	ORDER THAT THE APPLICATION OF DONALD M. BARNES, ESQ. TO APPEAR AS COUNSEL FOR DEFENDANT AMERICAN MUSHROOMS COOPERATIVE, F/K/A EASTERN MUSHROOM COOPERATIVE, AND TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/5/06. 6/5/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 06/05/2006)
06/05/2006	<u>44</u>	ORDER THAT THE APPLICATION OF SALVATORE ROMANO, ESQ. TO APPEAR AS COUNSEL FOR DEFENDANT AMERICAN MUSHROOMS COOPERATIVE, F/K/A EASTERN MUSHROOM COOPERATIVE, AND TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/5/06. 6/5/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 06/05/2006)
06/05/2006	<u>45</u>	ORDER THAT THE ABOVE-CAPTIONED ACTIONS (THE "CONSOLIDATED ACTIONS") SHALL BE CONSOLIDATED FOR PRE-TRIAL PROCEEDINGS, DISCOVERY AND TRIAL PURSUANT TO FRCP 42(A). SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/5/06. 6/5/06 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/05/2006)
06/23/2006	<u>46</u>	ORDER THAT DEFENDANTS SHALL FILE MOTION TO DISMISS THE CONSOLIDATED AMENDED COMPLAINT WITHIN 35 DAYS OF THE FILING AND THE SERVICE OF THE CONSOLIDATED AMENDED COMPLAINT; PLAINTIFFS SHALL FILE A MEMORANDUM IN OPPOSITION TO SAID MOTIONS WITHIN 35 DAYS OF SERVICE OF THE MOTIONS; AND DEFENDANTS SHALL FILE A REPLY BRIEF WITHIN 15 DAYS OF SERVICE OF THE MEMORANDUM IN OPPOSITION. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/23/06. 6/23/06 ENTERED AND COPIES MAILED.(fdc) Additional attachment(s) added on 6/26/2006 (fdc, ). (Entered: 06/23/2006)
06/23/2006	<u>47</u>	ORDER THAT DEFENDANTS SHALL FILE MOTION TO DISMISS THE CONSOLIDATED AMENDED COMPLAINT WITHIN 35 DAYS OF THE FILING AND THE SERVICE OF THE CONSOLIDATED AMENDED COMPLAINT; PLAINTIFFS SHALL FILE A MEMORANDUM IN OPPOSITION TO SAID MOTIONS WITHIN 35 DAYS OF SERVICE OF THE MOTIONS; AND DEFENDANTS SHALL FILE A REPLY BRIEF WITHIN 15 DAYS OF SERVICE OF THE MEMORANDUM IN OPPOSITION. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/23/06. 6/23/06 ENTERED AND COPIES MAILED.(stb, ) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 06/26/2006)
06/26/2006	<u>48</u>	Memorandum in Support <i>by the Rosenstein Plaintiffs on Efficient Case Management and Certificate of Service</i> by ROBERT ALTMAN, WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 06/26/2006)
06/26/2006	<u>49</u>	CONSOLIDATED AMENDED CLASS ACTION COMPLAINT against BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE

		MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M.D. BASCIANI & SONS, INC., MARIO CUTONE MUSHROOM CO., INC., MASHA & TOTO, INC., MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., JOHN PIA, MICHAEL PIA, QUINCY FARMS, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., W&P MUSHROOM INC., CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN DOES 1-100, EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. filed by ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., WM. ROSENSTEIN & SONS CO., jury demand, Certificate of Service.(fdc) (Entered: 06/27/2006)
06/27/2006	<u>50</u>	ORDER THAT THE DESIGNATION OF STEVE D. SHADOWEN, ESQ., BARRY L. REFSIN, ESQ., HANGLEY ARONCHICK SEGAL & PUDLIN AS LIAISON COUNSEL IS APPROVED. THE FORMATION OF AN EXECUTIVE COMMITTEE IS NOT APPROVED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/27/06. 6/27/06 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/27/2006)
07/12/2006	<u>51</u>	SUMMONS Returned Executed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. re: Nancy Jennings, Daniel McMillan, Joe Wuollet served Summons and Complaint upon JM FARMS, INC., MUSHROOM ALLIANCE, INC., QUINCY FARMS by Personal Service. JM FARMS, INC. served on 6/30/2006, answer due 7/20/2006; MUSHROOM ALLIANCE, INC. served on 6/28/2006, answer due 7/18/2006; QUINCY FARMS served on 6/30/2006, answer due 7/20/2006. (fdc, ) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 07/12/2006)
07/28/2006	<u>52</u>	NOTICE of Appearance by ELIZABETH S. FENTON on behalf of QUINCY FARMS with Certificate of Service (FENTON, ELIZABETH) (Entered: 07/28/2006)
07/28/2006	<u>53</u>	NOTICE by QUINCY FARMS <i>corporate disclosure statement under FRCP 7.1</i> (FENTON, ELIZABETH) (Entered: 07/28/2006)
07/28/2006	<u>54</u>	Consent Stipulation for Extension of Time to File Response/Reply as to <u>49</u> Amended Complaint,,,,, filed by QUINCY FARMS.stipulation to extend time with certificate of service.(FENTON, ELIZABETH) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 7/31/2006 (np, ). (Entered: 07/28/2006)
07/31/2006	<u>55</u>	STIPULATION AND ORDER THAT DEFENDANT QUINCY FARMS SHALL HAVE UNTIL 9/5/06 TO ANSWER THE CONSOLIDATED AMENDED CLASS ACTION COMPLAINT. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 7/31/06. 7/31/06 ENTERED AND COPIES MAILED. (jpd) Additional attachment(s) added on 10/25/2007 (dfl, ). (Entered: 07/31/2006)
07/31/2006	<u>56</u>	MOTION to Dismiss <i>All Complaints</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH

		MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Memorandum, Certificate of Service. (GARCIA, RUDOLPH) (Entered: 07/31/2006)
07/31/2006	<u>57</u>	Joint MOTION to Dismiss <i>all complaints in these consolidated actions for failure to state a cause of action upon which relief can be granted</i> filed by CREEKSIDE MUSHROOMS LTD..Memorandum, Certificate of Service.(SICALIDES, BARBARA) (Entered: 07/31/2006)
07/31/2006	<u>58</u>	MOTION to Dismiss <i>Consolidated Amended Class Action Complaint</i> filed by M.D. BASCIANI & SONS, INC..Order.(HAMILL, PATRICIA) (Entered: 07/31/2006)
07/31/2006	<u>59</u>	Memorandum in Support re <u>58</u> MOTION to Dismiss <i>Consolidated Amended Class Action Complaint</i> filed by M.D. BASCIANI & SONS, INC.. (HAMILL, PATRICIA) (Entered: 07/31/2006)
07/31/2006	60	Appendix by Defendants in Support of Motion to Dismiss all Complaints, Certificate of Service.(fdc) (Entered: 08/01/2006)
08/01/2006	<u>61</u>	MOTION for Protective Order of <i>Direct Purchaser Class Plaintiffs</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Memorandum, Local Rule 26(f) Certification of Counsel, Certificate of Service. (Attachments: # <u>1</u> Exhibits A-C to Memorandum)(REFSIN, BARRY) (Entered: 08/01/2006)
08/07/2006	<u>62</u>	NOTICE of Appearance by ELIZABETH S. FENTON on behalf of QUINCY FARMS with Certificate of Service (FENTON, ELIZABETH) (Entered: 08/07/2006)
08/11/2006	<u>63</u>	Memorandum in Opposition re <u>61</u> MOTION for Protective Order of <i>Direct Purchaser Class Plaintiffs</i> filed by EASTERN MUSHROOM MARKETING COOPERATIVE, INC., Certificate of Service. (DESTEFANO, WILLIAM) Modified on 8/14/2006 (np). (Entered: 08/11/2006)
08/11/2006	<u>64</u>	ORDER THAT DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR ENTRY OF PROTECTIVE ORDER IS DENIED AS PREMATURE. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 8/11/06.8/11/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 08/11/2006)
08/14/2006	<u>65</u>	NOTICE of Voluntary Dismissal without prejudice by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. As To Quincy Farms (REFSIN, BARRY) Modified on 8/17/2006 (cdd, ). (Entered: 08/14/2006)
08/15/2006	<u>66</u>	NOTICE of Appearance by H. LADDIE MONTAGUE, JR on behalf of CARDILE BROS. MUSHROOMS PACKAGING, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, UNITED MUSHROOM FARMS COOPERATIVE, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Certificate of Service (MONTAGUE, H.) (Entered: 08/15/2006)
08/15/2006	<u>67</u>	NOTICE of Appearance by MARTIN I. TWERSKY on behalf of CARDILE BROS. MUSHROOMS PACKAGING, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, UNITED MUSHROOM FARMS COOPERATIVE, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Certificate of Service (TWERSKY, MARTIN) (Entered: 08/15/2006)
08/23/2006	<u>68</u>	NOTICE of Voluntary Dismissal by PUBLIX SUPER MARKETS, INC. As To Quincy Farms (Attachments: # <u>1</u> Certificate of Service)(HARR, KATHRYN) (Entered: 08/23/2006)
08/28/2006	<u>69</u>	Entry of Appearance of D. RICHARD FUNK on behalf of JM FARMS, INC., Certificate of Service. (fdc) Additional attachment(s) added on 11/29/2006 (fdc, ). (Entered: 08/28/2006)

09/05/2006	<u>70</u>	STIPULATION AND ORDER THAT PLAINTIFFS SHALL HAVE UP TO AND INCLUDING 9/15/06 TO FILE A MEMORANDUM IN OPPOSITION TO THE DEFENDANTS' MOTIONS TO DISMISS. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 9/5/06. 9/6/06 ENTERED AND COPIES MAILED.(fdc) Additional attachment(s) added on 10/25/2007 (dfl, ). (Entered: 09/06/2006)
09/11/2006	<u>71</u>	MOTION to Dismiss <i>Publix First Amended Complaint at Law</i> filed by M.D. BASCIANI & SONS, INC... (Attachments: # <u>1</u> Brief in Support# <u>2</u> Certificate of Service# <u>3</u> Proposed Order)(HAMILL, PATRICIA) (Entered: 09/11/2006)
09/15/2006	<u>72</u>	RESPONSE to Motion re <u>56</u> MOTION to Dismiss <i>All Complaints</i> filed by PUBLIX SUPER MARKETS, INC.. (Attachments: # <u>1</u> Proposed Order# <u>2</u> Brief in Support of Response# <u>3</u> Certificate of Service)(HARR, KATHRYN) (Entered: 09/15/2006)
09/15/2006	<u>73</u>	RESPONSE in Opposition re <u>56</u> MOTION to Dismiss <i>All Complaints</i> , <u>57</u> Joint MOTION to Dismiss <i>all complaints in these consolidated actions for failure to state a cause of action upon which relief can be granted</i> , <u>58</u> MOTION to Dismiss <i>Consolidated Amended Class Action Complaint DIRECT PURCHASER CLASS PLAINTIFFS' OMNIBUS OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Exhibits A-F# <u>2</u> Certificate of Service# <u>3</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 09/15/2006)
09/28/2006	<u>74</u>	NOTICE by PUBLIX SUPER MARKETS, INC. <i>Notice of Change of Firm Name and Address filed on behalf of co-counsel, Vanek, Vickers &amp; Masini, P.C.</i> (Attachments: # <u>1</u> Certificate of Service) (HARR, KATHRYN) (Entered: 09/28/2006)
09/28/2006	<u>75</u>	RESPONSE to Motion re <u>71</u> MOTION to Dismiss <i>Publix First Amended Complaint at Law</i> filed by PUBLIX SUPER MARKETS, INC.. (Attachments: # <u>1</u> Brief in Support of Response# <u>2</u> Proposed Order# <u>3</u> Certificate of Service)(HARR, KATHRYN) (Entered: 09/28/2006)
10/02/2006	<u>76</u>	JM FARMS, INC.'S MOTION FOR THE PRO HAC VICE ADMISSION OF JASON S. TAYLOR, ESQ.,STATEMENT, CERTIFICATE OF SERVICE.(fdc) (Entered: 10/02/2006)
10/02/2006	<u>77</u>	ORDER THAT THE APPLICATION OF JASON S. TAYLOR, ESQ. TO APPEAR PRO HAC VICE ON BEHALF OF J-M FARMS, INC. IS GRANTED. .SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 10/2/06.10/2/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 10/02/2006)
10/09/2006	<u>78</u>	RESPONSE in Support re <u>58</u> MOTION to Dismiss <i>Consolidated Amended Class Action Complaint</i> filed by M.D. BASCIANI & SONS, INC.. (HAMILL, PATRICIA) (Entered: 10/09/2006)
10/09/2006	<u>79</u>	REPLY to Response to Motion re <u>56</u> MOTION to Dismiss <i>All Complaints</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(GARCIA, RUDOLPH) (Entered: 10/09/2006)
10/10/2006	<u>80</u>	Memorandum re <u>57</u> Joint MOTION to Dismiss <i>all complaints in these consolidated actions for failure to state a cause of action upon which relief can be granted /Joint Reply Memorandum in Support, along with certificate of service.</i> filed by CREEKSIDE MUSHROOMS LTD., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, MUSHROOM ALLIANCE, INC.. (SICALIDES, BARBARA) (Entered: 10/10/2006)
10/13/2006	<u>81</u>	RESPONSE in Support re <u>71</u> MOTION to Dismiss <i>Publix First Amended Complaint at Law</i> filed by

		M.D. BASCIANI & SONS, INC.. (HAMILL, PATRICIA) (Entered: 10/13/2006)
10/27/2006	<u>82</u>	MOTION for Leave to File <i>Sur-Reply in Opposition to Defendants' Motions to Dismiss</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Proposed Order, Proposed Sur-Reply, Certificate of Service.(REFSIN, BARRY) (Entered: 10/27/2006)
10/30/2006	<u>83</u>	ORDER THAT THE MOTION OF THE DIRECT PURCHASER CLASS PLAINTIFFS FOR LEAVE TO FILE A SUR-REPLY IN OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS IS GRANTED AND THE SUR-REPLY IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 10/30/06.10/30/06 ENTERED AND COPIES MAILED. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 10/30/2006)
10/30/2006	<u>84</u>	Sur-Reply of Direct Purchaser Class Plaintiffs in Opposition to Motions to Dismiss, Certificate of Service. (fdc) (om, ). (Entered: 10/30/2006)
11/16/2006	<u>85</u>	NOTICE of Appearance by THOMAS K. SCHINDLER on behalf of M.D. BASCIANI & SONS, INC. with Certificate of Service (SCHINDLER, THOMAS) (Entered: 11/16/2006)
11/16/2006	<u>86</u>	NOTICE of Appearance by DONNA M. ALBANI on behalf of M.D. BASCIANI & SONS, INC. with Certificate of Service (ALBANI, DONNA) (Entered: 11/16/2006)
11/17/2006	<u>87</u>	MOTION to Dismiss filed by CREEKSIDE MUSHROOMS LTD., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, MUSHROOM ALLIANCE, INC..Memorandum,Certificate of Service. (SICALIDES, BARBARA) (Entered: 11/17/2006)
11/17/2006	<u>88</u>	MOTION to Dismiss <i>the Complaint in C.A. No. 06-CV-04829 (Katsiroubas and Sons, Inc.)</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Memorandum, Affidavits, Certificate of Service. (Attachments: # <u>1</u> Exhibit Exhibit A - Country Fresh Affidavit# <u>2</u> Exhibit Exhibit B - Gaspari Affidavit# <u>3</u> Exhibit Exhibit C - Pizzini Affidavit)(GARCIA, RUDOLPH) (Entered: 11/17/2006)
11/30/2006	<u>89</u>	STIPULATION AND ORDER THAT PLAINTIFFS SHALL HAVE UP TO AND INCLUDING 12/8/06 TO OPPOSE THE MOTIONS TO DISMISS FILED BY DEFENDANTS. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 11/30/06. 12/1/06 ENTERED AND COPIES MAILED.(fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 12/01/2006)
12/12/2006	<u>90</u>	Entry of Appearance by TANYA Y. BOWMAN on behalf of MCLANE COMPANY, INC., UNIFIED FOODSERVICE PURCHASING CO-OP, LLC, Certificate of Service. (fdc) Additional attachment(s) added on 9/20/2007 (cw, ). (Entered: 12/13/2006)
12/18/2006	<u>91</u>	REPLY to Response to Motion re <u>88</u> MOTION to Dismiss <i>the Complaint in C.A. No. 06-CV-04829 (Katsiroubas and Sons, Inc.)</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC,

		MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (Attachments: # <u>1</u> Exhibit A - Directory by SIC Codes: 0182# <u>2</u> Exhibit B - Mushroom Growers) (GARCIA, RUDOLPH) (Entered: 12/18/2006)
12/18/2006	<u>92</u>	RESPONSE in Support re <u>87</u> MOTION to Dismiss filed by CREEKSIDE MUSHROOMS LTD., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, MUSHROOM ALLIANCE, INC.. (SICALIDES, BARBARA) (Entered: 12/18/2006)
12/19/2006	<u>93</u>	RESPONSE in Support re <u>88</u> MOTION to Dismiss <i>the Complaint in C.A. No. 06-CV-04829 (Katsiroubas and Sons, Inc.)</i> filed by M.D. BASCIANI & SONS, INC.. (SCHINDLER, THOMAS) Modified on 4/29/2008 (soc, ). (Entered: 12/19/2006)
01/25/2007	<u>94</u>	NOTICE of Withdrawal of Appearance by KEVIN DOOLEY KENT on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (KENT, KEVIN) Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>95</u>	NOTICE of Withdrawal of Appearance by KEVIN DOOLEY KENT on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (KENT, KEVIN) *(DUPLICATE FILING)* Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>96</u>	NOTICE of Withdrawal of Appearance by KEVIN DOOLEY KENT on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (KENT, KEVIN) *(DUPLICATE FILING)* Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>97</u>	NOTICE of Withdrawal of Appearance by JAMES J. ROHN on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (ROHN, JAMES) Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>98</u>	NOTICE of Withdrawal of Appearance by JAMES J. ROHN on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (ROHN, JAMES) *(DUPLICATE FILING)* Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>99</u>	NOTICE of Withdrawal of Appearance by PATRICIA M. HAMILL on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (HAMILL, PATRICIA) Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>100</u>	NOTICE of Withdrawal of Appearance by PATRICIA M. HAMILL on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (HAMILL, PATRICIA) *(DUPLICATE FILING)* Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>101</u>	NOTICE of Withdrawal of Appearance by PATRICIA M. HAMILL on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (HAMILL, PATRICIA) *(DUPLICATE FILING)* Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
01/25/2007	<u>102</u>	NOTICE of Withdrawal of Appearance by PATRICIA M. HAMILL on behalf of M.D. BASCIANI & SONS, INC., Certificate of Service. (HAMILL, PATRICIA) *(DUPLICATE FILING)* Modified on 1/29/2007 (fh) (Entered: 01/25/2007)
02/09/2007	<u>103</u>	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by M.D. BASCIANI & SONS, INC..(SCHINDLER, THOMAS) (Entered: 02/09/2007)
02/12/2007	<u>104</u>	Letter to Judge O'Neil in Response to The Plaintiffs' Letter Dated February 1, 2007 by CREEKSIDE MUSHROOMS LTD.. (SICALIDES, BARBARA) (Entered: 02/12/2007)
03/06/2007	<u>105</u>	NOTICE of Withdrawal of Appearance by BRENT W. LANDAU on behalf of MEIJER, INC., MEIJER DISTRIBUTION, INC., CERTIFICATE OF SERVICE. (LANDAU, BRENT) Modified on 3/7/2007 (afm, ). (Entered: 03/06/2007)
03/07/2007	<u>106</u>	<i>letter brief</i> RE: MOTION to Dismiss filed by EASTERN MUSHROOM MARKETING COOPERATIVE, INC.. <i>letter brief</i> .(DESTEFANO, WILLIAM) Modified on 3/8/2007 (np). (Entered: 03/07/2007)
03/13/2007	<u>107</u>	RESPONSE to Motion re <u>106</u> <i>letter brief</i> MOTION to Dismiss <i>letter brief in Opposition to Motions to Dismiss Addressing Dallas Southmill Opinion</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER

		DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 03/13/2007)
04/25/2007	<u>108</u>	MEMORANDUM AND ORDER THAT COUNT II OF PLAINTIFFS' CONSOLIDATED AMENDED COMPLAINT IS DISMISSED AS TO ALL DEFENDANTS OTHER THAN DEFENDANT EASTERN MUSHROOM MARKETING COOPERATIVE, INC. IN ALL OTHER RESPECTS, DEFENDANTS' MOTIONS ARE DENIED. COUNSEL SHOULD AGREE UPON A DISCOVERY SCHEDULE AND SUBMIT A PROPOSED ORDER WITHIN FIFTEEN (15) BUSINESS DAYS FROM DATE. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 4/25/07. 4/25/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/25/2007)
04/26/2007	<u>109</u>	NOTICE of Appearance by LINDA P. NUSSBAUM on behalf of MEIJER, INC., MEIJER DISTRIBUTION, INC. (NUSSBAUM, LINDA) (Entered: 04/26/2007)
05/07/2007	<u>110</u>	RULE 7.1 Disclosure STATEMENT FORM by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., LEONE PIZZINI AND SON, INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., CARDILE MUSHROOMS, INC.. (DESTEFANO, WILLIAM) Modified on 5/8/2007 (afm, ). Modified on 8/5/2009 (fh, ). (Entered: 05/07/2007)
05/07/2007		Disclosure Statement Form pursuant to FRCP 7.1 by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., JOHN PIA, DIVERSIFIED FOODS & SEASONINGS, INC., BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., LEONE PIZZINI AND SON, INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., CARDILE MUSHROOMS, INC. (SEE PAPER #110 FOR ORIGINAL DOCUMENT AND PDF).(afm, ) (Entered: 05/08/2007)
05/22/2007	<u>111</u>	ORDER THAT CIVIL ACTION NO. 06-CV-4829, SHALL BE CONSOLIDATED WITH THE PUTATIVE CLASS ACTIONS AND INDIVIDUAL ACTIONS PENDING UNDER MASTER FILE NO. 06-CV-620 BY THE COURT'S PRIOR ORDER OF 6/5/06. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/22/07. 5/22/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/22/2007)
05/22/2007	<u>112</u>	Answer to Amended Complaint filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MARIO CUTONE MUSHROOM CO., INC., MASHA & TOTO, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., W&P MUSHROOM INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Affirmative Defenses and Certificate of Service. (As to Complaint filed in 06-4829)(DESTEFANO, WILLIAM) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/22/2007	<u>113</u>	ANSWER to Complaint to Consolidated Amended Class Action Complaint filed by CARDILE



		BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MASHA & TOTO, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Affirmative Defenses and Certificate of Service. (DESTEFANO, WILLIAM) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/22/2007	<u>114</u>	ANSWER to Complaint and Affirmative Defenses to Publix Second Amended Complant by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MASHA & TOTO, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. with Certificate of Service.(DESTEFANO, WILLIAM) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/22/2007	<u>115</u>	ANSWER to Amended Complaint ( <i>Consolidated Amended Class Action Complaint</i> ) by KITCHEN PRIDE MUSHROOMS with Affirmative Defenses and Certificate of Service.(KLING, NEILL) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/22/2007	<u>116</u>	<i>Creekside Mushrooms Ltd.</i> ANSWER to Amended Complaint with Affirmative Defenses & Certificate of Service by CREEKSIDE MUSHROOMS LTD..(SICALIDES, BARBARA) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/22/2007	<u>117</u>	<i>Creekside Mushrooms Ltd.</i> ANSWER to Complaint of <i>Katsiroubas</i> with Affirmative Defenses and Certificate of Service by CREEKSIDE MUSHROOMS LTD..(SICALIDES, BARBARA) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/22/2007	<u>118</u>	<i>Creekside Mushrooms Ltd.</i> ANSWER to Complaint of <i>Publix</i> with Affirmative Defenses and Certificate of Service by CREEKSIDE MUSHROOMS LTD..(SICALIDES, BARBARA) Modified on 5/23/2007 (le, ). (Entered: 05/22/2007)
05/24/2007	<u>119</u>	STIPULATION re <u>116</u> Answer to Amended Complaint by CREEKSIDE MUSHROOMS LTD.. (SICALIDES, BARBARA) Modified on 5/25/2007 (afm, ). (FILED IN ERROR BY ATTORNEY, FORWARDED TO JUDGE FOR APPROVAL) (Entered: 05/24/2007)
05/24/2007	<u>120</u>	STIPULATION AND ORDER THAT BY CREEKSIDE AND PUBLIX THAT THE DOCUMENT ATTACHED HEREIN AS EXHIBIT A SHALL SERVE AS CREEKSIDE ANSWER TO PUBLIX'S SECOND AMENDED COMPLAINT, AND IT SHALL SUBSTITUTE FOR THE ANSWER TO THE FIRST AMENDED COMPLAINT FILED BY CREEKSIDE ON 5/22/07; ETC.. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/24/07. 5/24/07 ENTERED AND COPIES MAILED, E-MAILED AND FAXED.(jl, ) (Entered: 05/24/2007)
05/24/2007	<u>121</u>	ANSWER WITH AFFIRMATIVE DEFENSES TO THE SECOND AMENDED PUBLIX Complaint by CREEKSIDE MUSHROOMS LTD..(jl, ) Additional attachment(s) added on 10/25/2007 (dfl, ). (Entered: 05/24/2007)
05/29/2007	<u>122</u>	STIPULATION AND ORDER GOVERNING THE PRODUCTION AND EXCHANGE OF CONFIDENTIAL MATERIAL. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 5/29/07. 5/30/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/30/2007)

05/31/2007	<u>123</u>	Memorandum in Support of Proposed Discovery Plan by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC., Certificate of Service. (TWERSKY, MARTIN) Modified on 6/1/2007 (nd). (Entered: 05/31/2007)
06/04/2007	<u>124</u>	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by CREEKSIDE MUSHROOMS LTD..(SICALIDES, BARBARA) (Entered: 06/04/2007)
06/05/2007	<u>125</u>	MCLANE COMPANY, INC., UNIFIED FOODSERVICE PURCHASING CO-OP, LLC'S MOTION FOR THE PRO HAC VICE ADMISSION OF TANYA Y. BOWMAN, STATEMENT, CERTIFICATE OF SERVICE.(fdc) (Entered: 06/05/2007)
06/05/2007	<u>126</u>	MCLANE COMPANY, INC., UNIFIED FOODSERVICE PURCHASING CO-OP, LLC'S MOTION FOR THE PRO HAC VICE ADMISSION OF THERESA A. CANADAY, STATEMENT, CERTIFICATE OF SERVICE.(fdc) (Entered: 06/05/2007)
06/05/2007	<u>127</u>	Memorandum in Opposition to Defendants' Proposed Discovery Plan and in Support of Plaintiffs' Proposed Discovery Plan re <u>123</u> Discovery Plan,,, by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., CERTIFICATE OF SERVICE. (REFSIN, BARRY) Modified on 6/6/2007 (afm, ). (Entered: 06/05/2007)
06/06/2007	<u>128</u>	ORDER THAT PETITIONERS UFPC AND MCLANE'S MOTION FOR PRO HAC VICE ADMISSION OF TANYA Y. BOWMAN, ESQ. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/6/07. 6/6/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/06/2007)
06/06/2007	<u>129</u>	ORDER THAT PETITIONERS UFPC AND MCLANE'S MOTION FOR PRO HAC VICE ADMISSION OF THERESA A. CANADAY, ESQ. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/6/07. 6/6/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/06/2007)
06/06/2007	<u>130</u>	DEFENDANT JM FARMS, INC.'S Answer to the Consolidated Amended Class Complaint, Affirmative Defenses, Certificate of Service.(fdc) (Entered: 06/06/2007)
06/06/2007	<u>131</u>	DEFENDANT JM FARMS, INC.'S Answer to the Katsiroubas Complaint, Affirmative Defenses, Certificate of Service.(fdc) (Entered: 06/06/2007)
06/06/2007	<u>132</u>	DEFENDANT JM FARMS, INC.'S Answer to the Publix Second Amended Complaint, Affirmative Defenses, Certificate of Service.(fdc) (Entered: 06/06/2007)
06/11/2007	<u>133</u>	ORDER THAT A STATUS CONFERENCE IS SET FOR 6/20/07 AT 10:00 AM IN COURTROOM BEFORE HONORABLE THOMAS N. ONEILL JR. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/11/07. 6/11/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/11/2007)
06/13/2007	<u>134</u>	ORDER THAT THE STATUS CONFERENCE HAS BEEN RESCHEDULED FOR 6/27/07 AT 10:00 AM IN COURTROOM BEFORE HONORABLE THOMAS N. ONEILL JR. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/13/07. 6/13/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/13/2007)
06/27/2007	<u>135</u>	ORDER THAT GIANT EAGLE, INC. AND TOPCO ASSOCIATES, INC. V. EMMC, ET. AL., CIVIL ACTION NO. 06-CV-3523, SHALL BE CONSOLIDATED WITH THE PUTATIVE CLASS ACTIONS AND INDIVIDUAL ACTIONS PENDING UNDER MASTER FILE NO. 06-CV-620 BY

		THE COURT'S PRIOR ORDER OF 6/5/06. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 6/27/07. 6/27/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/27/2007)
06/27/2007	136	Minute Entry for proceedings held before Judge THOMAS N. ONEILL JR.: Status Conference held on 6/27/07. (fdc, ) (Entered: 06/27/2007)
06/28/2007	<u>137</u>	NOTICE of Change of Address by LINDA P. NUSSBAUM(NUSSBAUM, LINDA) (Entered: 06/28/2007)
06/28/2007	138	TRANSCRIPT of Hearing held on 6/27/07 before Judge O'Neill. (fdc) (Entered: 06/28/2007)
07/16/2007	<u>139</u>	Statement <i>Memo of Law Regarding the Scope of the Capper-Volstead Immunity for a Validly Constituted Agricultural Cooperative in Further Support of the Defendants' Proposed Discovery Schedule</i> by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MARIO CUTONE MUSHROOM CO., INC., MASHA & TOTO, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, QUINCY FARMS, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., W&P MUSHROOM INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (MONTAGUE, H.) (Entered: 07/16/2007)
07/16/2007	<u>140</u>	MOTION to Dismiss <i>the Amended Complaint</i> filed by M.D. BASCIANI & SONS, INC..Brief, Certificate of Service.(SCHINDLER, THOMAS) (Entered: 07/16/2007)
07/17/2007	<u>141</u>	STIPULATION AND ORDER THAT THE TIME IN WHICH DEFENDANT KITCHEN PRIDE SHALL ANSWER THE AMENDED COMPLAINT IS EXTENDED TO AND INCLUDING 7/30/07. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 7/17/07. 7/17/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/17/2007)
07/24/2007	<u>142</u>	Statement <i>Plaintiffs Memorandum Of Law On The Scope Of Capper-Volstead Immunity And In Further Opposition To Defendants Phased Discovery Plan</i> by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(REFSIN, BARRY) (Entered: 07/24/2007)
07/30/2007	<u>143</u>	MOTION for Leave to File <i>a Reply to Plaintiffs' Memorandum of Law Regarding the Scope of Capper-Volstead Immunity</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M.D. BASCIANI & SONS, INC., MARIO CUTONE MUSHROOM CO., INC., MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, QUINCY FARMS, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Certificate of Service.(TWERSKY, MARTIN) (Entered: 07/30/2007)
07/30/2007	<u>144</u>	<i>Defendant Kitchen Pride Mushroom Farms, Inc.'s</i> ANSWER to Giant Eagle, Inc. and Topco Associates, LLC's Amended Complaint Complaint together with AFFIRMATIVE DEFENSES by KITCHEN PRIDE MUSHROOMS, CERTIFICATE OF SERVICE.(KLING, NEILL) Modified on 7/31/2007 (afm, ). (Entered: 07/30/2007)

07/31/2007	<u>145</u>	STIPULATION AND ORDER THAT PLAINTIFFS SHALL HAVE UNTIL AND INCLUDING THURSDAY, 8/16/07 TO SERVE ON COUNSEL FOR SAID DEFENDANT A BRIEF IN OPPOSITION TO DEFENDANT'S MOTION TO DISMISS IN THE ABOVE-CAPTIONED MATTER. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 7/31/07. 7/31/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/31/2007)
07/31/2007	<u>146</u>	ORDER THAT DEFENDANTS' MOTION FOR LEAVE TO FILE A REPLY TO PLAINTIFFS' MEMORANDUM OF LAW REGARDING THE SCOPE OF CAPPER-VOLSTEAD IMMUNITY IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 7/31/07.7/31/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/31/2007)
07/31/2007	<u>147</u>	Defendants' Reply to Plaintiffs' Memorandum of Law on the scope of Capper-Volstead Immunity, Certificate of Service. (fdc) (Entered: 07/31/2007)
08/02/2007	<u>148</u>	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by PUBLIX SUPER MARKETS, INC.. (Attachments: # <u>1</u> Certificate of Service)(HARR, KATHRYN) (Entered: 08/02/2007)
08/02/2007	<u>149</u>	Disclosure Statement Form pursuant to FRCP 7.1 by MEIJER, INC., MEIJER DISTRIBUTION, INC..(NUSSBAUM, LINDA) (Entered: 08/02/2007)
08/03/2007	<u>150</u>	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by KITCHEN PRIDE MUSHROOMS.(ENGSTROM, DAVID) (Entered: 08/03/2007)
08/08/2007	<u>151</u>	SCHEDULING ORDER. FACT DISCOVERY FOR PHASE ONE SHALL BE CONCLUDED BY 2/25/08, DISPOSITIVE MOTIONS BASED ON PHASE ONE DISCOVERY INCLUDING MOTIONS FOR PARTIAL SUMMARY JUDGMENT MAY BE FILED AT ANY TIME BUT NO LATER THAN 3/31/08. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 8/8/07. 8/8/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/08/2007)
08/14/2007	<u>152</u>	ANSWER to Complaint ( <i>Answer To The Giant Eagle Amended Complaint</i> ) by CREEKSIDE MUSHROOMS LTD..(SICALIDES, BARBARA) (Entered: 08/14/2007)
08/16/2007	<u>153</u>	Brief in Opposition re <u>140</u> MOTION to Dismiss <i>the Amended Complaint</i> filed by GIANT EAGLE, INC. & TOPCO ASSOCIATES, LLC., Certificate of Service. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C # <u>4</u> Proposed Order)(CAIN-MANNIX, MOIRA) Modified on 8/17/2007 (fh) (Entered: 08/16/2007)
08/27/2007	<u>154</u>	MOTION for Leave to File <i>A Reply Brief in Support of its Motion to Dismiss the Amended Complaint</i> filed by M.D. BASCIANI & SONS, INC..Brief, Certificate of Service.(ALBANI, DONNA) (Entered: 08/27/2007)
08/28/2007	<u>155</u>	MOTION for Protective Order <i>and Clarification of Scheduling Order</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MARIO CUTONE MUSHROOM CO., INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Memorandum and Certificate of Service. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D)(DESTEFANO, WILLIAM) (Entered: 08/28/2007)
08/29/2007	<u>156</u>	Application for Pro Hav Vice Admission of Charles F. Zimmer, II, Esquire filed by WM. ROSENSTEIN & SONS CO. Sponsor Statement and Certificate of Service attached. (nda) (Entered: 08/30/2007)
08/30/2007	<u>157</u>	MOTION for Protective Order <i>and to Quash Subpoenas</i> filed by M.D. BASCIANI & SONS, INC..Brief, Certificate of Service.(ALBANI, DONNA) (Entered: 08/30/2007)

09/04/2007	<u>158</u>	ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION FOR LEAVE TO FILE A REPLY BRIEF IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 9/4/07.9/5/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/05/2007)
09/04/2007	<u>159</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Reply Brief in Support of its Motion to Dismiss the Amended Complaint, Certificate of Service. (fdc) (Entered: 09/05/2007)
09/06/2007	<u>160</u>	ORDER THAT WM. ROSENSTEIN & SONS CO.'S MOTION FOR THE PRO HAC VICE ADMISSION OF CHARLES F. ZIMMER, II, ESQ. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 9/6/07. 9/6/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/06/2007)
09/06/2007	161	Direct Purchaser Class Plaintiffs' Opposition to Defendants' Expedted Motion for Clarification of the Court's 8/8/07 Scheduling Order and for a Protective Order, Certificate of Service (Filed under Seal). (fdc) (Entered: 09/06/2007)
09/06/2007	<u>162</u>	ORDER THAT PLAINTIFFS ARE REQUIRED TO OBTAIN LEAVE OF COURT UPON A SHOWING OF GOOD CAUSE BEFORE SERVING ANY SUBPOENAS OR OTHER DISCOVERY REQUESTS ON PERSONS WHO ARE NOT PARTIES TO THIS LITIGATION. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 9/6/07. 9/6/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/06/2007)
09/11/2007	<u>163</u>	PLAINTIFFS' MOTION FOR THE PRO HAC VICE ADMISSION OF DAVID M. BUCKNER, STATEMENT, CERTIFICATE OF SERVICE.(fdc) (Entered: 09/11/2007)
09/12/2007	<u>164</u>	ORDER THAT PLAINTIFFS' MOTION FOR THE PRO HAC VICE ADMISSION OF DAVID M. BUCKNER, ESQ. IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 9/12/07.9/12/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/12/2007)
09/13/2007	<u>165</u>	ORDER THAT PLAINTIFF TOPCO ASSOCIATES, LLC'S MOTION FOR LEAVE TO FILE A SURREPLY BRIEF IN OPPOSITION TO DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION TO DISMISS THE AMENDED COMPLAINT IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 9/13/07. 9/13/07 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 09/13/2007)
09/13/2007	<u>166</u>	Surreply Brief of TOPCO ASSOCIATES, LLC in Opposition to Defendant M.D. Basciani & Sons, Inc.'s Motion to Dismiss the Amended Complaint, Certificate of Service. (fdc) (Entered: 09/13/2007)
09/18/2007	<u>167</u>	MOTION to Strike <i>Plaintiffs' Objections to, or in the Alternative to Preserve, Defendants' Confidentiality Designations Made Pursuant to the Stipulated Protective Order Entered by the Court on May 29, 2007</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC., CERTIFICATE OF SERVICE, MEMORANDUM, (MEMORANDUM FILED UNDER SEAL). (MONTAGUE, H.) Modified on 9/18/2007 (fdc, ). Modified on 4/8/2008 (soc, ). (Entered: 09/18/2007)
09/24/2007	<u>168</u>	MOTION for Leave to File <i>Targeted Third-Party Subpoenas</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Certificate of Service) (REFSIN, BARRY) (Entered: 09/24/2007)
09/24/2007	169	Memorandum of Law in Support of the Motion of Direct Purchaser Class Plaintiffs for Leave of Court to Serve targeted Third-Party Subpoenas (Filed under Seal). (fdc) (Entered: 09/25/2007)

09/25/2007	<u>170</u>	MOTION for Leave to File <i>Revised Consolidated Amended Class Action Complaint</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Exhibit Exhibit A -- Proposed Revised Consolidated Amended Class Action Complaint# <u>2</u> Certificate of Service# <u>3</u> Memorandum of Law in Support# <u>4</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 09/25/2007)
09/27/2007	<u>171</u>	NOTICE of Appearance by MATTHEW J. BORGER on behalf of MUSHROOM ALLIANCE, INC. with Certificate of Service(BORGER, MATTHEW) (Entered: 09/27/2007)
10/05/2007	<u>172</u>	RESPONSE in Opposition re <u>167</u> MOTION to Strike <i>Plaintiffs' Objections to, or in the Alternative to Preserve, Defendants' Confidentiality Designations Made Pursuant to the Stipulated Protective Order Entered by the Court on May 29, 2007</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Certificate of Service)(REFSIN, BARRY) (Entered: 10/05/2007)
10/05/2007	173	Exhibits to Direct Purchaser Class Plaintiffs' Opposition to Defendants' Motion to Strike Plaintiffs' Objections to, or in the alternative, to preserve Defendants' Confidentiality Designations made pursuant to the Stipulated Protective Order entered by the Court on 5/29/07 (Filed under Seal). (fdc) (Entered: 10/05/2007)
10/09/2007	<u>174</u>	RESPONSE in Opposition re <u>168</u> MOTION for Leave to File <i>Targeted Third-Party Subpoenas</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (MONTAGUE, H.) (Entered: 10/09/2007)
10/11/2007	<u>175</u>	RESPONSE in Opposition re <u>168</u> MOTION for Leave to File <i>Targeted Third-Party Subpoenas</i> filed by M.D. BASCIANI & SONS, INC.. (ALBANI, DONNA) (Entered: 10/11/2007)
10/12/2007	<u>176</u>	RESPONSE in Opposition re <u>170</u> MOTION for Leave to File <i>Revised Consolidated Amended Class Action Complaint</i> filed by M.D. BASCIANI & SONS, INC., CERTIFICATE OF SERVICE. (ALBANI, DONNA) Modified on 10/15/2007 (afm, ). (Entered: 10/12/2007)
10/16/2007	177	Reply of Direct Purchaser Plaintiffs to Defendants' Opposition to their Motion for Leave of Court to Serve targeted Third-Party Subpoenas, Certificate of Service (Filed under Seal).(fdc) (Entered: 10/16/2007)
10/17/2007	<u>178</u>	NOTICE of Withdrawal of Appearance by WILLIAM F. WARD on behalf of HARVEST FRESH FARMS, INC.(WARD, WILLIAM) (Entered: 10/17/2007)
10/17/2007	<u>179</u>	NOTICE of Withdrawal of Appearance by WILLIAM F. WARD on behalf of M.D. BASCIANI & SONS, INC.(WARD, WILLIAM) (Entered: 10/17/2007)
10/18/2007	<u>180</u>	MOTION for Leave to File <i>Defendants' Reply Brief in Further Support of Their Motion to Strike Plaintiffs' Objections to, or in the Alternative to Preserve, Their Confidentiality Designations Made Pursuant to the Stipulated Protective Order Entered by the Court on May 29, 2007</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP

		MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Proposed Reply Brief, Certificate of Service.(MONTAGUE, H.) (Entered: 10/18/2007)
10/22/2007	<u>181</u>	MOTION for Leave to File <i>Defendants' Sur-Reply in Further Opposition to the Direct Purchaser Class Plaintiffs' Motion for Leave of Court to Serve Targeted Third-Party Subpoenas</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Proposed Sur-Reply Memorandum and Certificate of Service.(MONTAGUE, H.) Modified on 4/9/2008 (soc, ). (Entered: 10/22/2007)
11/01/2007	<u>182</u>	ORDER THAT DEFENDANTS' MOTION FOR LEAVE TO FILE IS DENIED. DEFENDANTS ARE ORDERED TO REVIEW THE "HIGHLY CONFIDENTIAL" DESIGNATIONS PLACED ON ALL OF THE DOJ DOCUMENTS AND RE-LABEL EACH DOCUMENT "HIGHLY CONFIDENTIAL" OR "CONFIDENTIAL" OR AFFIX NO LABEL IN GOOD FAITH PURSUANT TO THE MAY 29,2007 STIPULATION AND ORDER GOVERNING THE PRODUCTION AND EXCHANGE OF CONFIDENTIAL MATERIAL WITHIN A PERIOD OF 20 DAYS. PLAINTIFFS MAY THEN OBJECT, INDICATING PRECISELY WHICH DOCUMENTS THEY BELIEVE TO BE NOT CONFIDENTIAL. DEFENDANTS MAY FILE A MOTION TO CONTINUE TO ASSERT THEIR CLAIMS OF CONFIDENTIALITY AND TO CONFIRM THEIR DESIGNATIONS PURSUANT TO THE PROCEDURES SET FORTH IN THE MAY 29, 2007 STIPULATION AND ORDER.. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 10/31/2007.11/1/2007 ENTERED AND COPIES MAILED, E-MAILED AND FAXED.(ap, ) (Entered: 11/01/2007)
11/09/2007	<u>183</u>	MEMORANDUM AND ORDER THAT PLAINTIFFS' MOTION FOR LEAVE OF COURT TO SERVE TARGETED THIRD-PARTY SUBPOENAS ON SEVENTEEN THIRD-PARTIES IS DENIED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 11/9/07. 11/9/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/09/2007)
11/09/2007	<u>184</u>	ORDER THAT DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR LEAVE TO FILE A REVISED CONSOLIDATED AMENDED CLASS ACTION COMPLAINT IS GRANTED. SIGNED BY JUDGE THOMAS N. ONEILL JR. ON 11/9/07.11/9/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/09/2007)
11/13/2007	<u>185</u>	Revised Consolidated Class Action Amended Complaint against QUINCY FARMS, CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, JOHN DOES 1-100, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, HARVEST FRESH FARMS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M.D. BASCIANI & SONS, INC., MARIO CUTONE MUSHROOM CO., INC., MASHA & TOTO, INC., MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., W&P MUSHROOM INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC., filed by THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, ROBERT

		ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., jury demand.(fdc) (Entered: 11/13/2007)
11/20/2007	<u>186</u>	ANSWER to Amended Complaint by M.D. BASCIANI & SONS, INC. WITH Affirmative Defenses; Jury Demand, Certificate of Service.(SCHINDLER, THOMAS) Modified on 11/21/2007 (nd). (Entered: 11/20/2007)
11/26/2007	<u>187</u>	MOTION for Leave to File <i>Renewed Motion of Direct Purchaser Class Plaintiffs for Leave of Court to Serve Targeted Third-Party Subpoenas</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS.. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Memorandum of Law# <u>3</u> Exhibit A-E# <u>4</u> Certificate of Service)(REFSIN, BARRY) (Entered: 11/26/2007)
11/26/2007	<u>188</u>	ANSWER to Complaint together with and Affirmative Defenses and Jury Demand <i>to Revised Consolidated Amended Class Action Complaint</i> by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..(PAWELSKI, TERRI) (Entered: 11/26/2007)
11/27/2007	<u>189</u>	ANSWER to Amended Complaint ( <i>Revised Consolidated Amended Class Action Complaint</i> ) by KITCHEN PRIDE MUSHROOMS.(KLING, NEILL) (Entered: 11/27/2007)
12/05/2007	<u>190</u>	ANSWER to <u>185</u> Amended Complaint,,,,, by MUSHROOM ALLIANCE, INC..(BORGER, MATTHEW) (Entered: 12/05/2007)
12/07/2007	<u>191</u>	RESPONSE in Opposition re <u>187</u> MOTION for Leave to File <i>Renewed Motion of Direct Purchaser Class Plaintiffs for Leave of Court to Serve Targeted Third-Party Subpoenas Limited Opposition</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., LEONE PIZZINI AND SON, INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (TWERSKY, MARTIN) (Entered: 12/07/2007)
12/13/2007	<u>192</u>	RESPONSE to Motion re <u>187</u> MOTION for Leave to File <i>Renewed Motion of Direct Purchaser Class Plaintiffs for Leave of Court to Serve Targeted Third-Party Subpoenas</i> filed by M.D. BASCIANI & SONS, INC.. (ALBANI, DONNA) (Entered: 12/13/2007)
12/14/2007	<u>193</u>	MOTION for Leave to File <i>a Reply to Defendants' Limited Opposition to the Renewed Motion for Leave of Court to Serve Targeted Third-Party Subpoenas</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS.. (Attachments: #



		<u>1</u> Proposed Reply, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order)(REFSIN, BARRY) Modified on 5/8/2008 (soc, ). (Entered: 12/14/2007)
12/17/2007	<u>194</u>	MOTION for Discovery <i>Certain Defendants' Motion for Permission to File a Sur-Opposition Regarding Renewed Motion to Serve Third-Party Subpoenas</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Motion Brief and Certificate of Service.(TWERSKY, MARTIN) (Entered: 12/17/2007)
12/21/2007	<u>195</u>	ORDER THAT A HEARING WILL BE HELD IN THE ABOVE-CAPTIONED MATTER ON FIRDAY, 1/4/08 AT 10:00 AM IN COURTROOM 4-A. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/21/07. 12/21/07 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/21/2007)
12/27/2007	<u>196</u>	MOTION to Compel <i>Production of Documents Concerning the Nature of Defendants' Businesses and Predatory Practices</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(REFSIN, BARRY) (Entered: 12/27/2007)
12/27/2007	197	Memorandum of Law in support of Direct Purchaser Class Plaintiffs' Motion to Compel production of documents concerning the nature of Defendants' business and predatory practices filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. (FILED UNDER SEAL) (mac, ) (Entered: 12/28/2007)
01/04/2008	198	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR: Settlement Conference held on 1/4/08. (fdc, ) (Entered: 01/04/2008)
01/08/2008	<u>199</u>	ORDER THAT PLAINTIFFS' RENEWED MOTION FOR LEAVE OF COURT TO SERVE TARGETED THIRD-PARTY SUBPOENAS IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/8/08.1/8/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/08/2008)
01/11/2008	200	TRANSCRIPT of Oral Argument held on 1/4/08 before Judge O'Neill. (fdc) (Entered: 01/14/2008)
01/18/2008	201	Defendants' Opposition to the Direct Purchaser Class Plaintiffs' Motion to Compel production of documents concerning the nature of Defendants' Business and Predatory Practices, Exhibits, Certificate of Service. (Filed under Seal). (fdc) (Entered: 01/18/2008)
01/31/2008	<u>202</u>	MOTION for Leave to File <i>Direct Purchaser Class Plaintiffs' Reply to Defendants' Opposition to the Motion to Compel Production of Documents Concerning the Nature of Defendants' Businesses and Predatory Practices</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(REFSIN, BARRY) (Entered: 01/31/2008)
01/31/2008	203	Reply of Direct Purchaser Class Plaintiffs to Defendants' Opposition to the Motion to Compel Production of Documents concerning the Nature of Defendants' Businesses and Predatory Practices,

		Exhibits, Certificate of Service (FILED UNDER SEAL). (fdc) (Entered: 01/31/2008)
01/31/2008	<u>204</u>	ORDER THAT DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR LEAVE TO FILE A REPLY TO DEFENDANTS' OPPOSITION TO THEIR MOTION TO COMPEL PRODUCTION OF DOCUMENTS CONCERNING THE NATURE OF DEFENDANTS' BUSINESSES AND PREDATORY PRACTICES IS GRANTED AND THE REPLY IS DEEMED TO BE FILED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/31/08. 2/1/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/01/2008)
02/06/2008	205	DEFENDANTS' MOTION FOR LEAVE TO FILE A SUR-REPLY IN FURTHER OPPOSITION TO THE DIRECT PURCHASER CLASS PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS CONCERNING THE NATURE OF DEFENDANTS' BUSINESS AND PREDATORY PRACTICES, CERTIFICATE OF SERVICE (FILED UNDER SEAL). (fdc) Modified on 4/9/2008 (soc, ). (Entered: 02/07/2008)
02/12/2008	<u>206</u>	ORDER THAT PLAINTIFFS' MOTION TO COMPEL IS GRANTED WITH RESPECT TO DOCUMENT REQUEST NUMBERS 10,12,14,28,42 AND 43 AND DENIED WITH RESPECT TO DOCUMENT REQUEST NUMBERS 33 AND 34. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/12/08.2/12/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/12/2008)
02/14/2008	<u>207</u>	MOTION to Compel <i>Directed to M. Cutone Mushroom Co., Inc.</i> filed by GIANT EAGLE, INC..Certification of Counsel Pursuant to Local Rule 26.1. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Errata 7)(CAIN-MANNIX, MOIRA) (Entered: 02/14/2008)
02/19/2008	<u>208</u>	NOTICE by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC. <i>Notice of Clarification of Record Concerning Representation of Defendant Mario Cutone Mushroom Co., Inc.</i> (MONTAGUE, H.) (Entered: 02/19/2008)
02/22/2008	<u>209</u>	ORDER THAT THE SCHEDULING ORDER OF 8/8/07 IS AMENDED AS FOLLOWS: DISCOVERY IS DUE BY 5/1/08, MOTIONS DUE BY 6/1/08. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/22/08. 2/22/08 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 02/22/2008)
02/27/2008	<u>210</u>	MOTION for Discovery <i>Certain Defendants' Motion for Permission to Take Limited Discovery</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Certificate of Service.(MONTAGUE, H.) (Entered: 02/27/2008)
02/29/2008	<u>211</u>	ORDER THAT THE DEADLINE FOR FACT DISCOVERY FOR PHASE ONE IS EXTENDED FROM 2/25/08 TO 5/1/2008. THE DEADLINE FOR DISPOSITIVE MOTIONS BASED ON PHASE ONE DISCOVERY, INCLUDING MOTIONS FOR PARTIAL SUMMARY JUDGMENT IS EXTENDED FROM 3/11/08 TO 6/1/2008. SIGNED BY HONORABLE THOMAS N. ONEILL, JR

		ON 2/29/08. 2/29/08 ENTERED AND COPIES MAILED AND E-MAILED. (jpd) (Entered: 02/29/2008)
03/03/2008	<u>212</u>	MEMORANDUM AND ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION TO DISMISS PLAINTIFFS' AMENDED COMPLAINT IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/3/08. 3/4/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/04/2008)
03/18/2008	<u>213</u>	STIPULATION AND ORDER THAT THE CLAIMS ASSERTED AGAINST CREEKSIDE ONLY IN THE ABOVE-REFERENCED PROCEEDING ARE DISMISSED WITH PREJUDICE WITH RESPECT TO ALL CLAIMS AGAINST DEFENDANT CREEKSIDE AND WITHOUT COSTS OR ATTORNEYS' FEES TO THE STIPULATING PARTIES. THIS ORDER SHALL HAVE NO APPLICATION TO THE CLAIMS ASSERTED AGAINST THE REMAINING DEFENDANTS IN SUCH ACTIONS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/18/08. 3/18/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/18/2008)
03/20/2008	<u>214</u>	NOTICE of Appearance by MARK ANDREW WACHLIN on behalf of FRANKLIN FARMS, INC. with Certificate of Service(WACHLIN, MARK) (Entered: 03/20/2008)
03/20/2008	<u>215</u>	NOTICE of Withdrawal of Appearance by WILLIAM A. DESTEFANO on behalf of FRANKLIN FARMS, INC. (Attachments: # <u>1</u> Certificate of Service)(DESTEFANO, WILLIAM) (Entered: 03/20/2008)
03/21/2008	<u>216</u>	NOTICE of Withdrawal of Appearance by H. LADDIE MONTAGUE, JR on behalf of FRANKLIN FARMS, INC.(MONTAGUE, H.) (Entered: 03/21/2008)
03/21/2008	<u>217</u>	NOTICE of Withdrawal of Appearance by MARTIN I. TWERSKY on behalf of FRANKLIN FARMS, INC.(TWERSKY, MARTIN) (Entered: 03/21/2008)
03/24/2008	<u>218</u>	RESPONSE in Opposition re <u>210</u> MOTION for Discovery <i>Certain Defendants' Motion for Permission to Take Limited Discovery</i> filed by CREEKSIDE MUSHROOMS LTD., Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(SICALIDES, BARBARA) Modified on 3/31/2008 (fh) (Entered: 03/24/2008)
03/24/2008	<u>219</u>	RESPONSE in Opposition re <u>210</u> MOTION for Discovery <i>Certain Defendants' Motion for Permission to Take Limited Discovery</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, Certificate of Service. (REFSIN, BARRY) Modified on 3/31/2008 (fh) (Entered: 03/24/2008)
03/24/2008	<u>220</u>	RESPONSE in Opposition re <u>210</u> MOTION for Discovery <i>Certain Defendants' Motion for Permission to Take Limited Discovery JOINDER IN THE DIRECT PURCHASER CLASS PLAINTIFFS' OPPOSITION TO DEFENDANT'S MOTION FOR PERMISSION TO TAKE DISCOVERY</i> filed by PUBLIX SUPER MARKETS, INC.. (Attachments: # <u>1</u> Certificate of Service) (SANTILLO, ROBERT) (Entered: 03/24/2008)
03/24/2008	<u>221</u>	RESPONSE in Opposition re <u>210</u> MOTION for Discovery <i>Certain Defendants' Motion for Permission to Take Limited Discovery</i> filed by GIANT EAGLE, INC., Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(CAIN-MANNIX, MOIRA) Modified on 3/31/2008 (fh) (Entered: 03/24/2008)
03/28/2008	<u>222</u>	ORDER THAT DEFENDANT, GIANT EAGLE, INC.'S MOTION TO COMPEL DISCOVERY DIRECTED TO DEFENDANTS, M. CUTONE MUSHROOM CO., INC. IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/28/08. 3/28/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/28/2008)
04/01/2008	<u>223</u>	MOTION for Leave to File a <i>Reply Brief by Certain Defendants in Further Support of Their Motion for Permission to Take Limited Discovery</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS,

		INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Certificate of Service.(MONTAGUE, H.) (Entered: 04/01/2008)
04/01/2008	<u>224</u>	ORDER THAT CERTAIN DEFENDANTS' MOTION FOR LEAVE TO FILE A REPLY BRIEF IN FURTHER SUPPORT OF THEIR MOTION FOR PERMISSION TO TAKE LIMITED DISCOVERY IS GRANTED; IT IS HEREBY FURTHER ORDERED THAT THE REPLY BRIEF ATTACHED AS EXHIBIT "A" TO THE MOTION FOR LEAVE IS CONSIDERED FILED WITH THE COURT. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/1/08.4/1/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/01/2008)
04/01/2008	<u>225</u>	Certain Defendants' Reply Brief in Further Support of their Motion for Permission to take Limited Discovery.(fdc) (Entered: 04/01/2008)
04/09/2008	<u>226</u>	MOTION for Leave to File a <i>Sur-Reply in Further Opposition to Certain Defendants' Motion for Permission to Take Discovery</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(REFSIN, BARRY) (Entered: 04/09/2008)
04/10/2008	<u>227</u>	ORDER THAT THE MOTION OF THE DIRECT PURCHASER CLASS PLAINTIFFS FOR LEAVE TO FILE A SUR-REPLY IN FURTHER OPPOSITION TO CERTAIN DEFENDANTS' MOTION FOR PERMISSION TO TAKE DISCOVERY IS GRANTED, AND THE SUR-REPLY IS DEEMED TO BE FILED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/10/08.4/10/08 ENTERED AND COPIES MAILED, E-MAILED AND FAXED.(fdc) (Entered: 04/10/2008)
04/10/2008	<u>228</u>	DIRECT PURCHASER CLASS PLAINTIFFS' Sur-Reply in Further Opposition to Certain Defendants' Motion for Permission to take Discovery. (fdc) (Entered: 04/10/2008)
04/10/2008	<u>229</u>	STIPULATION <i>concerning Mario Cutone Mushroom Co., Inc.</i> by PUBLIX SUPER MARKETS, INC.. (Attachments: # <u>1</u> Certificate of Service)(HARR, KATHRYN) (Entered: 04/10/2008)
04/15/2008	<u>230</u>	NOTICE of Appearance by CHRISTOPHER H. CASEY on behalf of FRANKLIN FARMS, INC. with Certificate of Service(CASEY, CHRISTOPHER) (Entered: 04/15/2008)
04/17/2008	<u>231</u>	ORDER THAT CERTAIN DEFENDANTS' MOTION IS GRANTED WITH RESPECT TO THEIR REQUEST TO TAKE THE DEPOSITION OF ROGER CLAYPOOL AS A CORPORATE REPRESENTATIVE OF DEFENDANT CREEKSIDE MUSHROOMS. DEFENDANTS SHALL COMPLETE THIS DEPOSITION BY THE 5/1/08. IN ALL OTHER RESPECTS CERTAIN DEFENDANTS' MOTION IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/17/08. 4/17/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/17/2008)
04/18/2008	<u>232</u>	MOTION for Service <i>Direct Purchaser Class Plaintiffs' Uncontested Motion for Leave to Serve a Third-Party Subpoena on Robert Masha</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC.. (Attachments: # <u>1</u> Exhibit A - Proposed Subpoena, # <u>2</u> Exhibit B - Local Rule 7.1(b) Certificate, # <u>3</u> Certificate of Service, # <u>4</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 04/18/2008)
04/23/2008	<u>233</u>	ORDER THAT THE SCHEDULING ORDER OF 8/8/07, IS AMENDED AS FOLLOWS: FACT DISCOVERY IS NOW DUE BY 5/15/08, DISPOSITIVE MOTIONS ARE NOW DUE BY 6/16/08.SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/23/08. 4/23/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/23/2008)
04/23/2008	<u>234</u>	ORDER THAT THE DIRECT PURCHASER CLASS PLAINTIFFS' UNCONTESTED MOTION FOR LEAVE TO SERVE A THIRD-PARTY SUBPOENA ON ROBERT MASHA IS GRANTED

		AND DIRECT PURCHASER CLASS PLAINTIFFS MAY SERVE THE SUBPOENA ATTACHED AS EXHIBIT A TO THEIR MOTION ON MR. MASHA. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/23/08.4/23/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/23/2008)
04/30/2008	<u>235</u>	NOTICE of Withdrawal of Appearance by ROBERT ANDREW SANTILLO on behalf of PUBLIX SUPER MARKETS, INC. (Attachments: # <u>1</u> Certificate of Service)(SANTILLO, ROBERT) (Entered: 04/30/2008)
05/16/2008	<u>236</u>	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by GIANT EAGLE, INC..(CAIN-MANNIX, MOIRA) (Entered: 05/16/2008)
05/16/2008	<u>237</u>	Disclosure Statement Form pursuant to FRCP 7.1 with Certificate of Service by TOPCO ASSOCIATES, LLC. (Attachments: # <u>1</u> Certificate of Service)(HELPER, ARLEIGH) (Entered: 05/16/2008)
05/28/2008	<u>238</u>	ORDER THAT THE SCHEDULING ORDER OF 8/8/07 IS FURTHER AMENDED TO PROVIDE THAT THE TIME FOR FILING DISPOSITIVE MOTIONS BASED ON PHASE-ONE DISCOVERY INCLUDING MOTIONS FOR PARTIAL SUMMARY JUDGMENT IS EXTENDED FROM 6/16/08 TO 7/1/08. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/28/08. 5/28/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/28/2008)
07/01/2008	<u>239</u>	MOTION for Summary Judgment filed by MUSHROOM ALLIANCE, INC...(BORGER, MATTHEW) (Entered: 07/01/2008)
07/01/2008	<u>240</u>	Memorandum of Law in Support of THE MUSHROOM ALLIANCE'S Motion for Summary Judgment, Certificate of Service (FILED UNDER SEAL). (fdc) (Entered: 07/01/2008)
07/01/2008	<u>241</u>	Declaration of Matthew J. Borger in Support of THE MUSHROOM ALLIANCE'S Motion for Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 07/01/2008)
07/01/2008	<u>242</u>	Declaration of Daniel Lucovich in Support of THE MUSHROOM ALLIANCE'S Motion for Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 07/01/2008)
07/01/2008	<u>243</u>	MOTION for Summary Judgment filed by KITCHEN PRIDE MUSHROOMS..(KLING, NEILL) (Entered: 07/01/2008)
07/01/2008	<u>244</u>	MOTION for Summary Judgment filed by M.D. BASCIANI & SONS, INC..Brief, Affidavit, Certificate of Service.(SCHINDLER, THOMAS) (Entered: 07/01/2008)
07/01/2008	<u>245</u>	MOTION for Summary Judgment ( <i>Memorandum and Appendix Filed Under Seal</i> ) filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Proposed Order and Motion. (DESTEFANO, WILLIAM) (Entered: 07/01/2008)
07/01/2008	<u>246</u>	MOTION for Summary Judgment filed by JM FARMS, INC..Certificate of Service.(TAYLOR, JASON) (Entered: 07/01/2008)
07/01/2008	<u>247</u>	MOTION for Summary Judgment filed by FRANKLIN FARMS, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Summary Judgment)(WACHLIN, MARK) (Entered: 07/01/2008)
07/01/2008	<u>248</u>	<i>Memorandum of Law</i> RE: MOTION for Summary Judgment <i>Memorandum of Law</i> filed by JM FARMS, INC..Certificate of Service. (Attachments: # <u>1</u> Exhibit A)(TAYLOR, JASON) Modified on 7/3/2008 (nd). (Entered: 07/01/2008)
07/01/2008	<u>249</u>	<i>Declaration of Jason S. Taylor</i> RE: MOTION for Summary Judgment filed by JM FARMS,

		INC..Certificate of Service. (Attachments: # <u>1</u> Exhibit A)(TAYLOR, JASON) Modified on 7/3/2008 (nd, ). (Entered: 07/01/2008)
07/01/2008	<u>250</u>	MOTION for Summary Judgment on <i>Defendants' Affirmative Defense of Capper-Volstead Immunity</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(REFSIN, BARRY) (Entered: 07/01/2008)
07/01/2008	<u>251</u>	DEFENDANT KITCHEN PRIDE MUSHROOM FARMS, INC.'S MOTION FOR SUMMARY JUDGMENT, (MEMORANDUM FILED UNDER SEAL)..(fdc) (Entered: 07/02/2008)
07/01/2008	252	Statement of Undisputed Facts in Support of Plaintiffs' Motion for Summary Judgment on Defendants' Affirmative Defense of Capper-Volstead Immunity, Exhibits (Vols. I & II). (FILED UNDER SEAL). (fdc) (Entered: 07/02/2008)
07/01/2008	253	Memorandum of Law in Support of Plaintiffs' Motion for Summary Judgment on Defendants' Affirmative Defense of Capper-Volstead Immunity (FILED UNDER SEAL). (fdc) (Entered: 07/02/2008)
07/02/2008	254	Deposition of Michael Basciani, Sr. on behalf of M.D. BASCIANI & SONS, INC. (FILED UNDER SEAL). (fdc) (Entered: 07/02/2008)
07/08/2008	<u>255</u>	NATIONAL COUNCIL OF FARMER COOPERATIVES FOR LEAVE TO FILE A BRIEF AMICUS CURIAE, CERTIFICATE OF SERVICE. (BRIEF ATTACHED). (Attachments: # <u>1</u> BRIEF)(jl, ) (Entered: 07/09/2008)
07/09/2008	<u>256</u>	NOTICE of Appearance by JOEL I. FISHBEIN on behalf of MARIO CUTONE MUSHROOM CO., INC. with Certificate of Service(FISHBEIN, JOEL) (Entered: 07/09/2008)
07/09/2008	<u>257</u>	NOTICE of Appearance by JEFFREY A. KRAWITZ on behalf of MARIO CUTONE MUSHROOM CO., INC. with Certificate of Service(KRAWITZ, JEFFREY) (Entered: 07/09/2008)
07/16/2008	<u>258</u>	MOTION to Permit <i>filing of a joinder in the motion for summary judgment filed by co-defendants</i> filed by MARIO CUTONE MUSHROOM CO., INC...(FISHBEIN, JOEL) (Entered: 07/16/2008)
07/21/2008	<u>259</u>	ORDER THAT DEFENDANT, M. CUTONE MUSHROOM COMPANY, INC.'S MOTION FOR PERMISSION TO JOIN IN THE MOTION FOR SUMMARY JUDGMENT OF CO-DEFENDANTS CARDILE BROS. MUSHROOMS PACKAGING, ET AL, IS GRANTED.SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/21/08.7/21/08 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 07/21/2008)
07/21/2008	<u>260</u>	ORDER THAT THE SCHEDULING ORDER OF 8/08/07 BE AMENDED AS FOLLOWS: THE DEADLINE FOR SERVING RESPONSES TO THE MOTIONS FOR SUMMARY JUDGMENT FILED ON 07/01/08 IS EXTENDED FROM 7/31/08 UNTIL 8/15/08.SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/21/08. 7/21/08 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 07/21/2008)
07/21/2008	<u>261</u>	ORDER THAT THE MOTION OF NATIONAL COUNCIL OF FARMER COOPERATIVES FOR LEAVE TO FILE A BRIEF AMICUS CURIAE IS GRANTED.SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/21/08.7/21/08 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 07/21/2008)
07/21/2008	<u>262</u>	BRIEF AMICUS CURIAE by NATIONAL COUNCIL OF FARMER COOPERATIVES. (ah) (Entered: 07/21/2008)
07/23/2008	<u>263</u>	Disclosure Statement Form pursuant to FRCP 7.1 by NATIONAL COUNCIL OF FARMER COOPERATIVES.(BACKSTROM, JAMES) (Entered: 07/23/2008)
07/23/2008	<u>264</u>	CERTIFICATE OF SERVICE by NATIONAL COUNCIL OF FARMER COOPERATIVES re <u>263</u> Disclosure Statement Form (BACKSTROM, JAMES) (Entered: 07/23/2008)
08/04/2008	<u>265</u>	First MOTION to Amend/Correct <u>244</u> MOTION for Summary Judgment <i>to join Memorandum of Law</i>

		<i>of EMMC Defendants</i> filed by M.D. BASCIANI & SONS, INC..Memorandum, Brief, Certificate of Service.(SCHINDLER, THOMAS) (Entered: 08/04/2008)
08/05/2008	<u>266</u>	ORDER THAT DEFENDANT, M.D. BASCIANI & SONS, INC.'S MOTION TO JOINT IN CERTAIN SECTIONS OF THE MEMORANDUM OF LAW OF CERTAIN DEFENDANTS IN SUPPORT OF THEIR MOTION FOR PARTIAL SUMMARY JUDGMENT IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/5/08.8/5/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/05/2008)
08/15/2008	<u>267</u>	RESPONSE in Opposition re <u>250</u> MOTION for Summary Judgment <i>on Defendants' Affirmative Defense of Capper-Volstead Immunity</i> filed by MUSHROOM ALLIANCE, INC. with Certificate of Service. (BORGER, MATTHEW) Modified on 8/19/2008 (le, ). (Entered: 08/15/2008)
08/15/2008	<u>268</u>	RESPONSE in Opposition re <u>250</u> MOTION for Summary Judgment <i>on Defendants' Affirmative Defense of Capper-Volstead Immunity</i> filed by FRANKLIN FARMS, INC. with Declaration and Certificate of Service.. (Attachments: # <u>1</u> Affidavit Declaration of Wilhelm Meya, # <u>2</u> Text of Proposed Order Proposed Order)(WACHLIN, MARK) Modified on 8/19/2008 (le, ). (Entered: 08/15/2008)
08/15/2008	<u>270</u>	DIRECT PURCHASER PLAINTIFFS' MOTION TO STRIKE THOSE PORTIONS OF DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT ON ISSUES OUTSIDE THE SCOPE OF PHASE ONE DISCOVERY, MEMORANDUM, CERTIFICATE OF SERVICE. (Attachments: # <u>1</u> memlw., # <u>2</u> certsvc., # <u>3</u> propo.)(fdc) (Entered: 08/18/2008)
08/15/2008	271	Memorandum of Law of DEFENDANT KITCHEN PRIDE MUSHROOM FARMS, INC. in Opposition to Plaintiffs' Motion for Summary Judgment on Capper-Volstead Act Immunity (FILED UNDER SEAL). (fdc) (Entered: 08/18/2008)
08/18/2008	<u>269</u>	<i>Declaration of Kevin Landau Pursuant to Federal Rule of Civil Procedure 56(f)</i> by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. (REFSIN, BARRY) (Entered: 08/18/2008)
08/18/2008	272	Certain Defendants' Memorandum of Law in Opposition to Plaintiffs' Motion for Summary Judgment on Defendants' Affirmative Defense of Capper-Volstead Immunity (FILED UNDER SEAL). (fdc) (Entered: 08/18/2008)
08/18/2008	273	Direct Purchaser Plaintiffs' Omnibus Opposition to Defendants' Motions for Summary Judgment, Exhibits (Vols. I & II) (FILED UNDER SEAL). (fdc) (Entered: 08/18/2008)
08/18/2008	274	Defendants' Response to Plaintiffs' Statement of Undisputed Facts in Support of Plaintiffs' Motion for Summary Judgment on Defendants' Affirmative Defense of Capper-Volstead Immunity and Defendants' Counterstatement of Undisputed Material Facts in Opposition to Plaintiffs' Motion (FILED UNDER SEAL). (fdc) (Entered: 08/18/2008)
08/18/2008	<u>275</u>	RESPONSE in Opposition re <u>250</u> MOTION for Summary Judgment <i>on Defendants' Affirmative Defense of Capper-Volstead Immunity</i> filed by JM FARMS, INC.. (TAYLOR, JASON) (Entered: 08/18/2008)
08/18/2008	276	DEFENDANT M.D. BASCIANI & SONS, INC.'S Brief and Affidavit in Opposition to Plaintiffs' Motion for Summary Judgment on Defendants' Affirmative Defense of Capper-Volstead Immunity, Certificate of Service (FILED UNDER SEAL). (fdc) (Entered: 08/19/2008)
09/02/2008	<u>277</u>	ORDER THAT THE SCHEDULING ORDER OF 8/8/07 BE AMENDED AS FOLLOWS: THE DEADLINE FOR SERVING REPLY BRIEFS ON THE PARTIES' CROSS MOTIONS FOR SUMMARY JUDGMENT, IS HEREBY EXTENDED FROM 9/15/08 UNTIL 9/30/08. THE DEADLINE FOR DEFENDANTS' RESPONSE TO PLAINTIFFS' MOTION TO STRIKE DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT OUTSIDE THE SCOPE OF PHASE ONE DISCOVERY SHALL ALSO BE EXTENDED TO 9/30/08. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/2/08. 9/2/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc, ) (Entered: 09/02/2008)

09/25/2008	<u>278</u>	ORDER THAT THE SCHEDULING ORDER OF 8/8/07 BE AMENDED AS FOLLOWS: THE DEADLINE FOR SERVING REPLY BRIEFS ON THE PARTIES' CROSS MOTIONS FOR SUMMARY JUDGMENT, IS HEREBY EXTENDED FROM 9/30/08 UNTIL 10/3/08. THE DEADLINE FOR DEFENDANTS' RESPONSE TO PLAINTIFFS' MOTION TO STRIKE DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT OUTSIDE THE SCOPE OF PHASE ONE DISCOVERY SHALL ALSO BE EXTENDED TO 10/3/08. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/25/08. 9/25/08 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 09/25/2008)
09/25/2008		Set/Reset Deadlines as to <u>239</u> MOTION for Summary Judgment, <u>250</u> MOTION for Summary Judgment <i>on Defendants' Affirmative Defense of Capper-Volstead Immunity</i> , <u>244</u> MOTION for Summary Judgment, <u>247</u> MOTION for Summary Judgment, <u>251</u> MOTION for Summary Judgment, <u>246</u> MOTION for Summary Judgment, <u>243</u> MOTION for Summary Judgment, <u>245</u> MOTION for Summary Judgment ( <i>Memorandum and Appendix Filed Under Seal</i> ) MOTION for Summary Judgment ( <i>Memorandum and Appendix Filed Under Seal</i> ) MOTION for Summary Judgment ( <i>Memorandum and Appendix Filed Under Seal</i> ) MOTION for Summary Judgment ( <i>Memorandum and Appendix Filed Under Seal</i> ). REPLIES DUE BY 10/3/2008. (fdc, ) (Entered: 09/25/2008)
10/03/2008	<u>279</u>	RESPONSE in Opposition re <u>270</u> MOTION to Strike filed by M.D. BASCIANI & SONS, INC.. (SCHINDLER, THOMAS) (Entered: 10/03/2008)
10/03/2008	<u>280</u>	REPLY to Response to Motion re <u>270</u> MOTION to Strike filed by JM FARMS, INC.. (TAYLOR, JASON) (Entered: 10/03/2008)
10/03/2008	<u>281</u>	REPLY to Response to Motion re <u>246</u> MOTION for Summary Judgment filed by JM FARMS, INC.. (TAYLOR, JASON) (Entered: 10/03/2008)
10/03/2008	<u>282</u>	REPLY to Response to Motion re <u>239</u> MOTION for Summary Judgment <i>Reply Memorandum in Further Support of Motion for Summary Judgment and in Opposition to Plaintiffs' Motion to Strike</i> filed by MUSHROOM ALLIANCE, INC.. (BORGER, MATTHEW) (Entered: 10/03/2008)
10/03/2008	283	Memorandum of Five Defendants in Opposition to Motion of Direct Purchaser Plaintiffs to Strike Portions of Defendants' Motion for Summary Judgment, Certificate of Service (FILED UNDER SEAL). (fdc) (Entered: 10/06/2008)
10/03/2008	284	Certain Defendants' Reply Memorandum of Law in Support of their Motion for Partial Summary Judgment, Certificate of Service, Appendix - Vols I & II (FILED UNDER SEAL). (fdc) (Entered: 10/06/2008)
10/03/2008	285	Memorandum of Law of DEFENDANT KITCHEN PRIDE MUSHROOM FARMS, INC. in Opposition to Plaintiffs' Motion to Strike and Reply in Support of Kitchen Pride Mushroom Farms, Inc.'s Motion for Summary Judgment, Certificate of Service (FILED UNDER SEAL). (fdc) (Entered: 10/06/2008)
10/03/2008	286	DEFENDANT M.D. BASCIANI & SONS, INC.'S Reply Brief in Support of its Motion for Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 10/06/2008)
10/03/2008	287	Omnibus Reply of DIRECT PURCHASER PLAINTIFFS in Support of their Motion for Summary Judgment on Defendants' Affirmative Defense of Capper-Volstead Immunity, Certificate of Service, Exhibits (FILED UNDER SEAL). (fdc) (Entered: 10/06/2008)
10/16/2008	288	Affidavit of Thomas K. Schindler, Esq. in Support of M.D. BASCIANI & SONS, INC.'S Reply Brief in Support of its Motion for Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 10/16/2008)
11/17/2008	<u>289</u>	ORDER THAT THIS MATTER IS REFERRED TO MAGISTRATE JUDGE TIMOTHY R. RICE FOR A SETTLEMENT CONFERENCE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/17/08. 11/17/08 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/17/2008)
03/03/2009	<u>290</u>	Application of Manuel Juan Dominguez for Pro Hac Vice Admission on behalf of NATIVE MAINE & SPECIALTY COMPANY and KATSIROUBAS BROS. WHOLESALE FRUIT AND PRODUCE, INC., Statement, Certificate of Service (\$40 Filing Fee Pd. - Receipt# 955477). (fdc) (Entered: 03/03/2009)
03/03/2009	<u>291</u>	ORDER THAT THE APPLICATION OF MANUEL JUAN DOMINGUEZ, ESQ. TO APPEAR PRO



		HAC VICE ON BEHALF OF NATIVE MAINE & SPECIALTY CO. AND KATSIROUBAS BROS. WHOLESALE IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/3/09. 3/3/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/03/2009)
03/16/2009	<u>292</u>	NOTICE of Change of Address by RUDOLPH GARCIA(GARCIA, RUDOLPH) (Entered: 03/16/2009)
03/24/2009	293	Minute Entry for proceedings held before MAGISTRATE JUDGE TIMOTHY R. RICE: Telephone Conference held on 3/24/09 (fdc, ) (Entered: 03/24/2009)
03/26/2009	<u>294</u>	MEMORANDUM AND ORDER THAT THE MOTIONS FOR SUMMARY JUDGMENT ON THE ISSUE OF CAPPER-VOLSTEAD EXEMPTION FILED BY THE EMMC, THE MUSHROOM ALLIANCE, INC., KITHCEN PRIDE MUSHROOMS AND, M.D. BASCIANI & SONS, INC., JM FARMS, FRANKLIN FARMS, INC. ARE DENIED. PLAINTIFFS' CROSS MOTION FOR SUMMARY JUDGMENT ON THE ISSUE OF CAPPER-VOLSTEAD IMMUNITY IS GRANTED. ALL OTHER MOTIONS TO DISMISS CLAIMS AGAINST INDIVIDUAL DEFENDANTS UNRELATED TO CAPPER-VOLSTEAD IMMUNITY ARE DENIED WITHOUT PREJUDICE. PLAINTIFFS MOTION TO STRIKE IS DISMISSED AS MOOT. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/26/09. 3/26/09 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 03/26/2009)
04/07/2009	<u>295</u>	NOTICE of Appearance by JOSHUA SARNER on behalf of GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC. with Certificate of Service(SARNER, JOSHUA) (Entered: 04/07/2009)
04/07/2009	<u>296</u>	MOTION for Pro Hac Vice <i>for Moses Silverman, Esquire</i> filed by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC..Certificate of Service.(SARNER, JOSHUA) (Entered: 04/07/2009)
04/07/2009	<u>297</u>	MOTION for Pro Hac Vice <i>Jacqueline P. Rubin, Esquire</i> filed by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC..Certificate of Service.(SARNER, JOSHUA) (Entered: 04/07/2009)
04/07/2009	<u>298</u>	MOTION for Pro Hac Vice <i>for Avra C. van der Zee, Esquire</i> filed by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC..Certificate of Service.(SARNER, JOSHUA) (Entered: 04/07/2009)
04/08/2009	<u>299</u>	ORDER THAT MOSES SILVERMAN, ESQ., JACQUELINE P. RUBIN, ESQ., AND AVRA C. VAN DER ZEE, ESQ. MAY APPEAR PRO HAC VICE FOR DEFENDANTS, GIORGI MUSHROOM COMPANY AND GIORGIO FOODS, INC. IN THIS MATTER, PROVIDED THAT COUNSEL PAY THE REQUISITE \$40.00 FEE PURSUANT TO LRCP 83.5.2(B). SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/8/09. 4/8/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/08/2009)
04/09/2009	<u>300</u>	MOTION to Amend/Correct <u>294</u> Memorandum & Opinion,, <i>to include Certification for Appeal</i> , MOTION to Stay <i>All Proceedings Pending Appeal</i> filed by M.D. BASCIANI & SONS, INC..Brief, Certificate of Service.(SCHINDLER, THOMAS) (Entered: 04/09/2009)
04/09/2009	<u>301</u>	MOTION for Certificate of Appealability <i>pursuant to 28 U.S.C. 1292(b)</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Proposed Order, Motion, Memorandum of Law and Certificate of Service. (DESTEFANO, WILLIAM) (Entered: 04/09/2009)
04/09/2009	<u>302</u>	Statement of Joinder in Motion of Certain Defendants for Certification for Interlocutory Appeal Pursuant to Section 1292(b) by KITCHEN PRIDE MUSHROOMS. (KLING, NEILL) (Entered: 04/09/2009)

04/09/2009	<u>303</u>	MOTION for Joinder of Certain Defendants for Certification of the Court's March 26, 2009 Order for Interlocutory Appeal filed by MARIO CUTONE MUSHROOM CO., INC...(FISHBEIN, JOEL) (Entered: 04/09/2009)
04/09/2009	<u>304</u>	Statement of Joinder in Motion of Certain Defendants for Certification of the Court's March 26, 2009 Order for Interlocutory Appeal Pursuant to 28 U.S.C. Section 1292(b) by MUSHROOM ALLIANCE, INC.. (BORGER, MATTHEW) (Entered: 04/09/2009)
04/10/2009	<u>305</u>	MOTION for Joinder in Motion of Certain Defendants for Certification of Order for Interlocutory Appeal filed by FRANKLIN FARMS, INC..Certificate of Service.(WACHLIN, MARK) (Entered: 04/10/2009)
04/17/2009	<u>306</u>	NOTICE of Withdrawal of Appearance by KATHRYN C. HARR on behalf of PUBLIX SUPER MARKETS, INC. (Attachments: # <u>1</u> Certificate of Service)(HARR, KATHRYN) (Entered: 04/17/2009)
04/20/2009	<u>307</u>	First MOTION to Stay proceedings pending appeal from Order of March 26, 2009 filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Proposed Order, Motion, Memorandum of Law and Certificate of Service. (DESTEFANO, WILLIAM) (Entered: 04/20/2009)
04/20/2009	<u>308</u>	Statement of Joinder in Motion of Certain Defendants for a Stay Pending Appeal by KITCHEN PRIDE MUSHROOMS. (KLING, NEILL) Certificate of Service attached. Modified on 4/22/2009 (nds). (Entered: 04/20/2009)
04/21/2009	<u>309</u>	Statement of Joinder in Motion of Certain Defendants for A Stay Pending Appeal by JM FARMS, INC.. (TAYLOR, JASON) (Entered: 04/21/2009)
04/24/2009	<u>310</u>	NOTICE OF APPEAL as to <u>294</u> Memorandum and/or Opinion,, by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. Filing fee \$ 455. Copies to Judge, Clerk USCA, Appeals Clerk and WILLIAM A. DESTEFANO (DESTEFANO, WILLIAM) (Entered: 04/24/2009)
04/24/2009	<u>311</u>	NOTICE OF APPEAL as to <u>294</u> Memorandum and/or Opinion,, by M.D. BASCIANI & SONS, INC. Copies to Judge, Clerk USCA, Appeals Clerk and THOMAS K. SCHINDLER (SCHINDLER, THOMAS) Modified on 4/27/2009 (nd). (Entered: 04/24/2009)
04/24/2009	<u>312</u>	Joinder in MOTION FOR CERTIFICATION OF THE COURT'S MARCH 26, 2009 ORDER FOR INTERLOCUTORY APPEAL PURSUANT TO SECTION 1292(b) BY MARIO CUTONE MUSHROOM CO., INC., Certificate of Service. (FISHBEIN, JOEL) Modified on 4/27/2009 (nd). (Entered: 04/24/2009)
04/24/2009	<u>313</u>	Clerk's Notice to USCA re <u>311</u> Notice of Appeal : (fdc, ) (Entered: 04/27/2009)
04/24/2009	<u>317</u>	Clerk's Notice to USCA re <u>310</u> Notice of Appeal. (fdc, ) (Entered: 04/29/2009)

04/27/2009		Notice of Appeal Filing fee (Thomas K. Schindler, Esq.): \$ 455.00, receipt number 957062. (fdc) (Entered: 04/27/2009)
04/27/2009		Notice of Appeal Filing fee (William A. DeStefano): \$ 455.00, receipt number 957083. (fdc) (Entered: 04/27/2009)
04/28/2009	<u>314</u>	RESPONSE in Opposition re <u>300</u> MOTION to Amend/Correct <u>294</u> Memorandum & Opinion,, <i>to include Certification for Appeal</i> MOTION to Stay <i>All Proceedings Pending Appeal</i> , <u>301</u> MOTION for Certificate of Appealability <i>pursuant to 28 U.S.C. 1292(b)</i> MOTION for Certificate of Appealability <i>pursuant to 28 U.S.C. 1292(b)</i> MOTION for Certificate of Appealability <i>pursuant to 28 U.S.C. 1292(b)</i> MOTION for Certificate of Appealability <i>pursuant to 28 U.S.C. 1292(b)</i> , <u>307</u> First MOTION to Stay <i>proceedings pending appeal from Order of March 26, 2009 Opposition of Direct Purchaser Plaintiffs to Defendants' Motions for Section 1292(b) Certification and for a Stay Pending Appeal</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(REFSIN, BARRY) (Entered: 04/28/2009)
04/29/2009	<u>315</u>	ORDER THAT DEFENDANTS' MOTIONS FOR CERTIFICATION ARE DENIED. IT IS FURTHER ORDERED THAT DEFENDANTS' MOTIONS TO STAY PROCEEDINGS ARE DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/29/09. 4/29/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/29/2009)
04/29/2009	<u>316</u>	ORDER THAT THE PARTIES SHALL CONFER IN ORDER TO ESTABLISH A PRETRIAL SCHEDULE THROUGH THE END OF MERITS AND EXPERT DISCOVERY AND CLASS CERTIFICATION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/29/09. 4/29/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/29/2009)
05/08/2009		NOTICE of Docketing Record on Appeal from USCA re <u>310</u> Notice of Appeal,, filed by HARVEST FRESH FARMS, INC., C & C CARRIAGE MUSHROOM CO., LEONE PIZZINI AND SON, INC., BROWNSTONE MUSHROOM FARMS, INC., KAOLIN MUSHROOM FARMS, INC., MICHAEL PIA, LOUIS M. MARSON, JR., INC., ROBERT A. FERANTO, JR., GIORGIO FOODS, INC., SOUTH MILL MUSHROOM SALES, INC., OAKSHIRE MUSHROOM FARM, INC., JOHN PIA, FOREST MUSHROOM INC., CARDILE MUSHROOMS, INC., MONTEREY MUSHROOMS, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., LRP-M MUSHROOMS LLC, GASPARI BROS. INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., MODERN MUSHROOM FARMS, INC., GINO GASPARI & SONS, INC., CARDILE BROS. MUSHROOMS PACKAGING, LRP MUSHROOMS INC., COUNTRY FRESH MUSHROOM CO., SHER-ROCKEE MUSHROOM FARM, TO-JO FRESH MUSHROOMS, INC., GIORGI MUSHROOM COMPANY, PHILLIPS MUSHROOMS FARMS, LP.. USCA Case Number 09-2257 (fdc, ) (Entered: 05/11/2009)
05/08/2009		NOTICE of Docketing Record on Appeal from USCA re <u>311</u> Notice of Appeal filed by M.D. BASCIANI & SONS, INC.. USCA Case Number 09-2258 (fdc, ) (Entered: 05/11/2009)
05/11/2009	<u>318</u>	Statement on Parties' Competing Proposals for Phase II Discovery by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M.D. BASCIANI & SONS, INC., MARIO CUTONE MUSHROOM CO., INC., MASHA & TOTO, INC., MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, QUINCY FARMS, SOUTH MILL

		MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (REFSIN, BARRY) (Entered: 05/11/2009)
05/11/2009	<u>319</u>	Copy of TPO Form re <u>311</u> Notice of Appeal : (fdc, ) (Entered: 05/12/2009)
05/13/2009	<u>320</u>	SCHEDULING ORDER FOR PHASE II THAT THE CLOSE OF EXPERT DISCOVERY IS SET FOR 4/16/2010 AND OPENING FOR CLASS CERTIFICATION AND SUMMARY JUDGMENT MOTIONS IS SET FOR 5/14/2010. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/13/09. 5/14/09 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 05/14/2009)
07/06/2009	<u>321</u>	MOTION to Withdraw as Attorney <i>Uncontested Motion for Leave of Court to Permit the Withdraw of Charles F. Zimmer as Counsel for the Direct Purchaser Class</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. Certificate of Service. (Attachments: # <u>1</u> Local Rule 7.1(b) Certificate, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order)(REFSIN, BARRY) Modified on 7/7/2009 (lisad, ). (Entered: 07/06/2009)
07/13/2009	<u>322</u>	ORDER THAT THE UNCONTESTED MOTION FOR LEAVE OF COURT TO PERMIT THE WITHDRAWAL OF CHARLES F. ZIMMER II AS COUNSEL FOR THE DIRECT PURCHASER CLASS IS GRANTED. IT IS FURTHER ORDERED THAT THE CLERK OF COURT SHALL REMOVE MR. ZIMMER'S NAME FROM THE LIST OF COUNSEL FOR PLAINTIFFS ON THE DOCKET IN THIS CASE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/13/09.7/13/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/13/2009)
07/17/2009	<u>323</u>	UNCONTESTED MOTION FOR LEAVE OF COURT TO PERMIT THE WITHDRAWAL OF PLAINTIFF <i>All American Mushroom, Inc.</i> filed by ALL AMERICAN MUSHROOM, INC., Certificate of Service. (Attachments: # <u>1</u> Order, # <u>2</u> Certificate of Service)(COHEN, JAY) Modified on 7/20/2009 (fh) (Entered: 07/17/2009)
07/17/2009	<u>324</u>	NOTICE by WM. ROSENSTEIN & SONS CO. of <i>Change of Law Firm Affiliation</i> , Certificate of Service. (LANDAU, KEVIN) Modified on 7/20/2009 (fh) (Entered: 07/17/2009)
07/20/2009	<u>325</u>	ORDER THAT THE UNCONTESTED MOTION FOR LEAVE OF COURT TO PERMIT THE WITHDRAWAL OF ALL AMERICAN MUSHROOM, INC. AS A NAMED PLAINTIFF FOR THE DIRECT PURCHASER CLASS IS GRANTED WITHOUT PREJUDICE.. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/20/2009.7/21/2009 ENTERED AND COPIES MAILED, E-MAILED.(tomg, ) (Entered: 07/21/2009)
07/30/2009		Record Complete for Purposes of Appeal re <u>311</u> Notice of Appeal. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. (afm, ) (Entered: 07/30/2009)
08/04/2009	<u>326</u>	NOTICE of Withdrawal of Appearance by AVRA C VANDERZEE on behalf of GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC. (Attachments: # <u>1</u> Certificate of Service) (VANDERZEE, AVRA) (Entered: 08/04/2009)
08/26/2009	<u>327</u>	Application of Mayur P. Saxena, Esq. to Appear Pro Hac Vice on behalf of GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., Statement, Certificate of Service. (\$40 Filing Fee Pd. - Receipt #PPE7693) (fdc) (Entered: 08/26/2009)
09/04/2009	<u>328</u>	APPLICATION FOR ADMISSION PRO HAC VICE OF SUSAN C. SEGURA ON BEHALF OF ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. SPONSOR'S STATEMENT AND CERTIFICATE OF SERVICE. (\$40 Fee Paid, Receipt Number 8460.). (ah) (Entered: 09/08/2009)
09/08/2009	<u>329</u>	ORDER THAT THE APPLICATION OF MAYUR P. SAXENA, ESQ. TO PRACTICE IN THIS

		COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/8/09. 9/9/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/09/2009)
09/08/2009	<u>330</u>	ORDER THAT THE APPLICATION OF SUSAN C. SEGURA, ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/8/09. 9/9/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/09/2009)
09/11/2009	<u>331</u>	NOTICE of Appearance by KEVIN LANDAU on behalf of THEODORE J. KATSIROUBAS (LANDAU, KEVIN) (Entered: 09/11/2009)
10/26/2009	<u>332</u>	Entry of Appearance by BRIAN DEAN BOREMAN, STEPHEN P. LAGOY on behalf of BASCIANI FOODS, INC., Certificate of Service. (fdc) (Entered: 10/26/2009)
10/26/2009	<u>333</u>	BASCIANI FOODS, INC.'S MOTION TO QUASH AND/OR MODIFY THE SUBPOENA OF DIRECT PURCHASER CLASS PLAINTIFFS, BRIEF, CERTIFICATE OF SERVICE. (Attachments: # <u>1</u> ex.a, # <u>2</u> ex.b)(fdc) (Entered: 10/26/2009)
10/29/2009	<u>334</u>	STIPULATION <i>and Protective Order Regarding Expert Discovery</i> by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., BASCIANI FOODS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M.D. BASCIANI & SONS, INC., MARIO CUTONE MUSHROOM CO., INC., MASHA & TOTO, INC., MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 10/29/2009)
10/29/2009	<u>335</u>	STIPULATION AND PROTECTIVE ORDER REGARDING EXPERT DISCOVERY. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/29/09. 10/30/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/30/2009)
11/04/2009	<u>336</u>	Statement <i>Disclosure</i> by BASCIANI FOODS, INC.. (BOREMAN, BRIAN) (Entered: 11/04/2009)
11/06/2009	<u>337</u>	Proposed Pretrial Order <i>with Letter Regarding Case Management</i> by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., BASCIANI FOODS, INC., PHILLIPS MUSHROOMS FARMS, LP., FRANKLIN FARMS, INC., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE MUSHROOM CO., JOHN PIA, ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, KAOLIN MUSHROOM FARMS, INC., TO-

		JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 11/06/2009)
11/06/2009	<u>338</u>	ORDER THAT THE COURT'S PHASE II SCHEDULING ORDER ENTERED ON OR BEFORE 5/13/09 IS HEREBY VACATED SO THAT THE PARTIES MAY FOCUS THEIR EFFORTS ON THE MEDIATION. COUNSEL SHALL PROMPTLY NOTIFY THE COURT AS TO WHETHER OR NOT THE MEDIATION HAS BEEN SUCCESSFUL AS SOON AS POSSIBLE BUT IN NO EVENT LATER THAN 1/29/10. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/6/09. 11/6/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/06/2009)
11/06/2009	<u>339</u>	Proposed Pretrial Order <i>with Letter Regarding Case Management</i> by BASCIANI FOODS, INC.. (BOREMAN, BRIAN) (Entered: 11/06/2009)
11/06/2009	<u>340</u>	Statement <i>Letter to Judge O'Neill from Barry L. Refsin in Response to Letter from Stephen Lagoy</i> by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. (REFSIN, BARRY) (Entered: 11/06/2009)
11/09/2009	<u>341</u>	ORDER THAT THE ORDER, DATED 11/6/09, SHALL STAY AS FILED. THE COURT WILL RULE ON THE MOTION TO QUASH AND THE MEDIATION WILL GO FORWARD AS STATED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/9/09. 11/9/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/09/2009)
11/09/2009	<u>342</u>	AMENDED DOCUMENT by BASCIANI FOODS, INC.. <i>Correspondence to Judge O'Neill 11.9.09.</i> (SCHINDLER, THOMAS) (Entered: 11/09/2009)
11/11/2009	<u>343</u>	RESPONSE to Motion re <u>333</u> MOTION to Quash MOTION to Modify <i>Proposed Order and Certificate of Service for MOTION TO BE FILED UNDER SEAL</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Letter to Judge O'Neill, # <u>3</u> Letter to Michael Kunz)(REFSIN, BARRY) (Entered: 11/11/2009)
11/12/2009	<u>344</u>	Statement <i>Letter to Judge O'Neill from Stephen P. Lagoy in Response to Letter from Barry L. Refsin</i> by BASCIANI FOODS, INC.. (BOREMAN, BRIAN) (Entered: 11/12/2009)
11/12/2009	345	Direct Purchaser Plaintiffs' Opposition to the Motion of Basciani Foods, Inc. to Quash and/or Modify the Subpoena of Direct Purchaser Class Plaintiffs (FILED UNDER SEAL). (fdc) (Entered: 11/12/2009)
11/12/2009	<u>346</u>	AMENDED DOCUMENT by BASCIANI FOODS, INC.. <i>Correspondence to Judge O'Neill 11.11.09.</i> (SCHINDLER, THOMAS) (Entered: 11/12/2009)
11/13/2009	<u>347</u>	MOTION for Leave to File <i>a Reply to Direct Purchaser Plaintiffs' Opposition to the Motion of Basciani Foods, Inc. to Quash and/or Modify the Subpoena of Direct Purchaser Class Plaintiffs</i> filed by BASCIANI FOODS, INC..Brief, Certificate of Service. (Attachments: # <u>1</u> Brief in Support) (BOREMAN, BRIAN) (Entered: 11/13/2009)
11/16/2009	<u>348</u>	RESPONSE in Opposition re <u>347</u> MOTION for Leave to File <i>a Reply to Direct Purchaser Plaintiffs' Opposition to the Motion of Basciani Foods, Inc. to Quash and/or Modify the Subpoena of Direct Purchaser Class Plaintiffs</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. (REFSIN, BARRY) (Entered: 11/16/2009)
11/16/2009	<u>349</u>	MOTION to Modify <i>Protective Order Governing the Production and Exchange of Confidential and Highly Confidential Materials</i> filed by CARDILE BROS. MUSHROOMS PACKAGING, MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM, C & C CARRIAGE

		MUSHROOM CO., JOHN PIA, ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, OAKSHIRE MUSHROOM FARM, INC., MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, KAOLIN MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC., CARDILE MUSHROOMS, INC..Proposed Order and Certificate of Service.(DESTEFANO, WILLIAM) (Entered: 11/16/2009)
11/16/2009	<u>350</u>	ORDER THAT BASCIANI FOODS, INC.'S MOTION FOR LEAVE TO FILE A REPLY IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/16/09.11/16/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/16/2009)
11/16/2009	<u>351</u>	ORDER THAT PLAINTIFFS' MOTION TO MODIFY IS GRANTED AND PARAGRAPHS 4 AND 5 OF THE PROTECTIVE ORDER ARE HEREBY AMENDED TO INCLUDE THE MEDIATOR, ERIC GREEN, AND HIS STAFF, AS PERSONS TO WHOM CONFIDENTIAL AND HIGHLY CONFIDENTIAL MATERIALS AS WELL AS PAPERS WHICH HAVE BEEN FILED UNDER SEAL WITH THE COURT, MAY BE DISCLOSED BY COUNSEL FOR THE MEDIATING PARTIES. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/16/09.11/16/09 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/16/2009)
11/23/2009	352	Reply in Support of the Motion of BASCIANI FOODS, INC. to Quash and/or Modify the subpoena of Direct Purchaser Class Plaintiffs (FILED UNDER SEAL). (fdc) (Entered: 11/23/2009)
11/23/2009	<u>353</u>	CERTIFICATE OF SERVICE by BASCIANI FOODS, INC. re 352 Response in Support of Motion to <i>Quash Subpoena (Filed Under Seal) with Proposed Order</i> (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Letter to Judge O'Neill, # <u>3</u> Letter to Michael Kunz)(BOREMAN, BRIAN) (Entered: 11/23/2009)
11/25/2009	<u>354</u>	MOTION for Leave to File <i>Sur-Reply in Opposition to Reply of Basciani Foods in Support of Motion to Quash and/or Modify the Subpoena of Direct Purchaser Plaintiffs</i> filed by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC.Brief, Declaration, Certificate of Service. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Text of Proposed Order Order) (REFSIN, BARRY) (Entered: 11/25/2009)
12/01/2009	<u>355</u>	ORDER THAT DIRECT PURCHASER PLAINTIFFS MOTION FOR LEAVE TO FILE A SUR-REPLY IN OPPOSITION TO THE REPLY OF BASCIANI FOODS, INC. IN SUPPORT OF ITS MOTION TO QUASH AND/OR MODIFY THE SUBPOENA OF DIRECT PURCHASER PLAINTIFFS IS GRANTED, AND THE SUR-REPLY ATTACHED TO DIRECT PURCHASER PLAINTIFS MOTION IS DEEMED TO BE FILED.. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/1/09. 12/2/09 ENTERED AND COPIES MAILED, E-MAILED.(rf, ) (Entered: 12/02/2009)
12/01/2009	<u>356</u>	DIRECT PURCHASER PLAINTIFFS SUR-REPLY IN OPPOSITION TO THE REPLY OF BASCIANI FOODS, INC. IN SUPPORT OF ITS MOTION TO QUASH AND/OR MODIFY THE SUBPOENA OF DIRECT PURCHASER PLAINTIFFS, DECLARATION by ROBERT ALTMAN, MEIJER, INC., MEIJER DISTRIBUTION, INC., ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M.L. ROBERT, II, L.L.C., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO., THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC (rf, ) (Entered: 12/02/2009)
12/04/2009	<u>357</u>	ORDER THAT UPON CONSIDERATION OF BASCIANI FOODS' MOTION TO QUASH

		AND/OR MODIFY THE SUBPOENA OF DIRECT PURCHASER CLASS PLAINTIFFS, PLAINTIFFS' RESPONSE IN OPPOSITION, BASCIANI FOODS' REPLY AND PLAINTIFFS' SUR-REPLY, IT IS ORDERED THAT BASCIANI FOODS' MOTIONS TO QUASH IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/4/09. 12/4/09 ENTERED AND COPIES E-MAILED.(ti, ) (Entered: 12/07/2009)
02/18/2010	<u>358</u>	STIPULATION AND ORDER THAT ALL CLAIMS AGAINST DEFENDANTS, MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARMS, LLC AND C&C CARRIAGE MUSHROOM CO. ARE HEREBY DISMISSED WITH PREJUDICE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/18/10. 2/18/10 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/18/2010)
02/23/2010	<u>359</u>	NOTICE of Change of Address by FRANCIS P. NEWELL(NEWELL, FRANCIS) (Entered: 02/23/2010)
02/23/2010	<u>360</u>	NOTICE of Appearance by KEVIN T. KERNS on behalf of KITCHEN PRIDE MUSHROOMS with Certificate of Service(KERNS, KEVIN) (Entered: 02/23/2010)
03/15/2010	<u>361</u>	STIPULATION AND ORDER THAT EXPERT DISCOVERY IS DUE BY 1/21/11, SUMMARY JUDGMENT MOTIONS ARE DUE BY 2/18/11. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/15/10. 3/15/10 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/15/2010)
03/26/2010	<u>362</u>	NOTICE of Withdrawal of Appearance by DAVID W. ENGSTROM on behalf of KITCHEN PRIDE MUSHROOMS(ENGSTROM, DAVID) (Entered: 03/26/2010)
04/26/2010	<u>363</u>	Statement <i>Letter to Judge O'Neill from Stephen P. Lagoy regarding Case Management with Proposed Order</i> by BASCIANI FOODS, INC.. (Attachments: # <u>1</u> Proposed Order)(BOREMAN, BRIAN) (Entered: 04/26/2010)
04/27/2010	<u>364</u>	Statement <i>Letter from Barry L. Refsin to The Honorable Thomas N. O'Neill, Jr. Responding to Letter from Stephen P. Lagoy of April 26, 2010 re Subpoena to Basciani Foods, Inc.</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 04/27/2010)
04/27/2010	<u>365</u>	ORDER THAT THE MOTION OF BASCIANI FOODS, INC. FOR A STAY IS DENIED. HOWEVER, BASCIANI'S RESPONSE TO THE SUBPOENA MAY BE FILED BY 5/7/10. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/27/10. 4/27/10 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/27/2010)
05/07/2010	<u>366</u>	MOTION to Quash / <i>Modify the Subpoena of Direct Purchaser Class Plaintiffs, or in the Alternative, Motion for a Protective Order</i> filed by BASCIANI FOODS, INC..Brief, Proposed Order, Certificate of Service. (Attachments: # <u>1</u> Brief, # <u>2</u> Exhibit A, # <u>3</u> Proposed Order, # <u>4</u> Certificate of Service) (BOREMAN, BRIAN) (Entered: 05/07/2010)
05/11/2010		Letter to Attorney Amy R. Richter re: L.R. 83.5 and 83.5.2. (pod, ) (Entered: 05/11/2010)
05/18/2010	<u>367</u>	ORDER of USCA as to <u>311</u> Notice of Appeal filed by M.D. BASCIANI & SONS, INC., <u>310</u> Notice of Appeal,, filed by HARVEST FRESH FARMS, INC., C & C CARRIAGE MUSHROOM CO., LEONE PIZZINI AND SON, INC., BROWNSTONE MUSHROOM FARMS, INC., KAOLIN MUSHROOM FARMS, INC., MICHAEL PIA, LOUIS M. MARSON, JR., INC., ROBERT A. FERANTO, JR., GIORGIO FOODS, INC., SOUTH MILL MUSHROOM SALES, INC., OAKSHIRE MUSHROOM FARM, INC., JOHN PIA, FOREST MUSHROOM INC., CARDILE MUSHROOMS, INC., MONTEREY MUSHROOMS, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., LRP-M MUSHROOMS LLC, GASPARI BROS. INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., MODERN MUSHROOM FARMS, INC., GINO GASPARI & SONS, INC., CARDILE BROS. MUSHROOMS PACKAGING, LRP MUSHROOMS INC., COUNTRY FRESH MUSHROOM CO., SHER-ROCKEE MUSHROOM FARM, TO-JO FRESH MUSHROOMS, INC., GIORGI MUSHROOM COMPANY, PHILLIPS MUSHROOMS FARMS, LP. Re: Order that the foregoing Motion by Appellant Mushroom



		Cooperative Defendants in 09-2257 for Stay of District Court Proceedings pending disposition of Appeal is granted. (fdc) (Entered: 05/19/2010)
05/19/2010	<u>368</u>	Statement <i>Letter from Barry L. Refsin to the Honorable Thomas N. O'Neill, Jr. re Stay Pending Disposition of Appeal</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 05/19/2010)
05/28/2010	<u>369</u>	NOTICE by MEIJER DISTRIBUTION, INC., MEIJER, INC. <i>Notice of Change of Firm Affiliation and Appearance</i> (NUSSBAUM, LINDA) (Entered: 05/28/2010)
07/08/2010	<u>370</u>	NOTICE of Change of Address by BARRY L. REFSIN(REFSIN, BARRY) (Entered: 07/08/2010)
09/01/2010	<u>371</u>	NOTICE by MEIJER DISTRIBUTION, INC., MEIJER, INC. <i>of Change of Firm Affiliation and Appearance of Linda P. Nussbaum, Esquire</i> (NUSSBAUM, LINDA) (Entered: 09/01/2010)
11/19/2010	<u>372</u>	MOTION to Withdraw as Attorney <i>Unconstested Motion for Leave of Court to Permit the Withdrawal of John Alden Meade as Counsel for the Direct Purchaser Class</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Local Rule 7.1 Certificate, # <u>2</u> Text of Proposed Order, # <u>3</u> Certificate of Service, # <u>4</u> Cover Letter to Judge O'Neill) (REFSIN, BARRY) (Entered: 11/19/2010)
11/22/2010	<u>373</u>	ORDER THAT THE MOTION OF ATTORNEY JOHN ALDEN MEADE TO WITHDRAW AS COUNSEL FOR THE DIRECT PURCHASER CLASS IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/22/2010.11/22/2010 ENTERED AND COPIES MAILED, E-MAILED.(kk, ) (Entered: 11/22/2010)
01/14/2011	<u>374</u>	ORDER THAT THE CLERK OF COURT MARK THIS ACTION CLOSED FOR STATISTICAL PURPOSES AND PLACE THE MATTER IN THE CIVIL SUSPENSE FILE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/14/11. 1/14/11 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/14/2011)
03/31/2011	<u>375</u>	NOTICE of Change of Address by MANUEL JUAN DOMINGUEZ, Certificate of Service. (DOMINGUEZ, MANUEL) Modified on 4/1/2011 (lisad, ). (Entered: 03/31/2011)
06/23/2011	<u>376</u>	MOTION to Withdraw as Attorney <i>Uncontested Motion for Leave of Court to Permit the Withdrawal of Manuel Juan Dominguez as Counsel for the Direct Purchaser Class</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, WM. ROSENSTEIN & SONS CO..Rule 7.1(b) Certificate of Counsel, Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Letter to Judge O'Neill) (REFSIN, BARRY) (Entered: 06/23/2011)
06/23/2011	<u>377</u>	Application of Kyle G. DeValerio, Esq. to practice in this court pursuant to LRCP 83.5.2(b) (Pro Hac Vice) on behalf of THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC., Statement, Certificate of Service (\$40 Filing Fee Pd. - Receipt# 45361). (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Text of Proposed Order)(fdc) (Entered: 06/24/2011)
06/27/2011	<u>378</u>	ORDER THAT THE Application of Kyle G. DeValerio, Esq. to practice in this court pursuant to LRCP 83.5.2(b) (Pro Hac Vice) on behalf of THEODORE J. KATSIROUBAS, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC. IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 6/27/11. 6/27/11 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 06/27/2011)
06/27/2011	<u>379</u>	ORDER THAT THE UNCONTESTED MOTION FOR LEAVE OF COURT TO PERMIT THE WITHDRAWAL OF MANUEL JUAN DOMINGUEZ AS COUNSEL FOR THE DIRECT PURCHASER CLASS IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 6/27/11. 6/27/11 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/27/2011)

09/30/2011	<u>380</u>	ORDER of USCA as to <u>311</u> Notice of Appeal filed by M.D. BASCIANI & SONS, INC., <u>310</u> Notice of Appeal,, filed by HARVEST FRESH FARMS, INC., C & C CARRIAGE MUSHROOM CO., LEONE PIZZINI AND SON, INC., BROWNSTONE MUSHROOM FARMS, INC., KAOLIN MUSHROOM FARMS, INC., MICHAEL PIA, LOUIS M. MARSON, JR., INC., ROBERT A. FERANTO, JR., GIORGIO FOODS, INC., SOUTH MILL MUSHROOM SALES, INC., OAKSHIRE MUSHROOM FARM, INC., JOHN PIA, FOREST MUSHROOM INC., CARDILE MUSHROOMS, INC., MONTEREY MUSHROOMS, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC., LRP-M MUSHROOMS LLC, GASPARI BROS. INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., MODERN MUSHROOM FARMS, INC., GINO GASPARI & SONS, INC., CARDILE BROS. MUSHROOMS PACKAGING, LRP MUSHROOMS INC., COUNTRY FRESH MUSHROOM CO., SHER-ROCKEE MUSHROOM FARM, TO-JO FRESH MUSHROOMS, INC., GIORGI MUSHROOM COMPANY, PHILLIPS MUSHROOMS FARMS, LP., <u>312</u> Notice of Appeal filed by MARIO CUTONE MUSHROOM CO., INC. Re: Ordered and Adjudged that this appeal is Dismissed for want of jurisdiction and the case is Remanded to the District Court. All of the above in accordance with the opinion of this Court. (fdc) (Entered: 09/30/2011)
10/03/2011	<u>381</u>	ORDER THAT THE CLERK OF COURT TRANSFER SAID CASE FROM THE CIVIL SUSPENSE FILE TO THE CURRENT DOCKET FOR FINAL DISPOSITION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/3/11. 10/3/11 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 10/03/2011)
10/18/2011	<u>382</u>	STIPULATION AND ORDER THAT DISCOVERY DUE BY 9/28/12, MOTIONS FOR SUMMARY JUDGMENT ARE DUE BY 10/26/12. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/18/11. 10/18/11 ENTERED AND COPIES E-MAILED.(fdc) (Entered: 10/18/2011)
10/19/2011	<u>383</u>	NOTICE of Withdrawal of Appearance by JEFFREY A. KRAWITZ on behalf of MARIO CUTONE MUSHROOM CO., INC.(KRAWITZ, JEFFREY) (Entered: 10/19/2011)
10/26/2011	<u>384</u>	NOTICE of Appearance by MARK A. SERENI on behalf of BASCIANI FOODS, INC. with CERTIFICATE OF SERVICE(SERENI, MARK) (Entered: 10/26/2011)
10/27/2011	<u>385</u>	NOTICE of Withdrawal of Appearance by BRIAN DEAN BOREMAN, STEPHEN P. LAGOY on behalf of BASCIANI FOODS, INC.(BOREMAN, BRIAN) Modified on 10/28/2011 (nd, ). (Entered: 10/27/2011)
10/27/2011	<u>386</u>	NOTICE of Withdrawal of Appearance by W. ROSS FOOTE on behalf of ROBERT ALTMAN, WM. ROSENSTEIN & SONS CO.(FOOTE, W.) (Entered: 10/27/2011)
10/28/2011	<u>387</u>	NOTICE of Withdrawal of Appearance by STEPHEN P. LAGOY on behalf of BASCIANI FOODS, INC.(LAGOY, STEPHEN) (Entered: 10/28/2011)
11/22/2011	<u>388</u>	MOTION to Compel <i>Basciani Foods, Inc. to Produce Documents Responsive to Subpoena</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Local Rule 26.1 Certificate, # <u>3</u> Envelope Label for Sealed Memorandum of Law, # <u>4</u> Certificate of Service, # <u>5</u> Letter to Judge O'Neill re Motion to Compel, # <u>6</u> Letter to M. Kunz re Memorandum of Law Filed Under Seal)(REFSIN, BARRY) (Entered: 11/22/2011)
11/22/2011	389	Memorandum of Law in Support of Direct Purchaser Plaintiffs' Motion to Compel Basciani Foods, Inc. to produce documents responsive to subpoena and in Opposition to Basciani Foods' Motion to Quash of for a Protective Order (FILED UNDER SEAL). (fdc) (Entered: 11/22/2011)
12/09/2011	<u>390</u>	RESPONSE in Opposition re <u>388</u> MOTION to Compel <i>Basciani Foods, Inc. to Produce Documents Responsive to Subpoena</i> filed by BASCIANI FOODS, INC., Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order) (SERENI, MARK) Modified on 12/12/2011 (nd, ). (Entered: 12/09/2011)
12/09/2011	391	MEMORANDUM IN SUPPORT OF ITS RESPONSE IN OPPOSITION TO DIRECT PURCHASER PLAINTIFFS' MOTION TO COMPEL BASCIANI FOODS, INC. TO PRODUCE DOCUMENTS

		RESPONSIVE TO SUBPOENA AND REPLY IN SUPPORT OF ITS MOTION TO QUASH SUBPOENA filed by BASCIANI FOODS, INC. (FILED UNDER SEAL) (ti, ) (Entered: 12/12/2011)
12/15/2011	<u>392</u>	MOTION for Leave to File <i>a Reply in Support of Direct Purchasers' Motion to Compel Basciani Foods, Inc. to Produce Documents Responsive to Subpoena</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Exhibit Proposed Reply Brief, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order, # <u>4</u> Letter to Judge O'Neill)(REFSIN, BARRY) (Entered: 12/15/2011)
12/15/2011	<u>393</u>	REPLY to Response to Motion re <u>392</u> MOTION for Leave to File <i>a Reply in Support of Direct Purchasers' Motion to Compel Basciani Foods, Inc. to Produce Documents Responsive to Subpoena Letter to Judge O'Neill</i> filed by M.D. BASCIANI & SONS, INC.. (SCHINDLER, THOMAS) (Entered: 12/15/2011)
12/15/2011	<u>394</u>	ORDER THAT THE MOTION OF THE DIRECT PURCHASER CLASS PLAINTIFFS FOR LEAVE TO FILE A REPLY IN SUPPORT OF THEIR MOTION TO COMPEL BASCIANI FOODS, INC. TO PRODUCE DOCUMENTS RESPONSIVE TO SUBPOENA, IT IS ORDERED THAT LEAVE IS GRANTED AND THE REPLY IS DEEMED TO BE FILED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/15/2011.12/16/2011 ENTERED AND COPIES MAILED, E-MAILED.(jmf, ) (Entered: 12/16/2011)
12/15/2011	<u>395</u>	REPLY OF DIRECT PURCHASER PLAINTIFFS IN SUPPORT OF MOTION TO COMPEL BASCIANI FOODS, INC. TO PRODUCE DOCUMENTS RESPONSIVE TO SUBPOENA. (jmf, ) (Entered: 12/16/2011)
12/16/2011	<u>396</u>	REPLY to Response to Motion re <u>388</u> MOTION to Compel <i>Basciani Foods, Inc. to Produce Documents Responsive to Subpoena SUR-REPLY</i> filed by BASCIANI FOODS, INC.. (Attachments: # <u>1</u> CERTIFICATE OF SERVICE)(SERENI, MARK) (Entered: 12/16/2011)
01/09/2012	<u>397</u>	NOTICE of Withdrawal of Appearance by STEVE D. SHADOWEN on behalf of ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., THEODORE J. KATSIROUBAS, M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, WM. ROSENSTEIN & SONS CO.(SHADOWEN, STEVE) (Entered: 01/09/2012)
01/20/2012	<u>398</u>	STIPULATION AND ORDER THAT PLAINTIFF'S CLAIMS AGAINST DEFENDANTS GIORGI MUSHROOM COMPANY AND GIORGIO FOODS, INC. IN THE ABOVE-CAPTIONED ACTION BE DISMISSED, WITH PREJUDICE AND WITHOUT COSTS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/20/12. 1/20/12 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 01/20/2012)
01/31/2012	<u>399</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/31/12. 2/1/12 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/01/2012)
01/31/2012	<u>400</u>	MEMORANDUM AND ORDER THAT PLAINTIFFS' MOTION TO COMPEL IS GRANTED AND BFI'S MOTION TO QUASH IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/31/12. 2/1/12 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/01/2012)
04/11/2012	<u>401</u>	MOTION for Sanctions <i>for Spoliation</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Supporting Memorandum of Law, # <u>2</u> Exhibit, # <u>3</u> Text of Proposed Order, # <u>4</u> Certificate of Service, # <u>5</u> Letter to Judge O'Neill)(REFSIN, BARRY) (Entered: 04/11/2012)
04/17/2012	<u>402</u>	Proposed Pretrial Order <i>and Stipulation</i> by ALL AMERICAN MUSHROOM, INC., ROBERT ALTMAN, ASSOCIATED GROCERS, INC., BASCIANI FOODS, INC., BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE BROS. MUSHROOMS PACKAGING, CARDILE MUSHROOMS, INC., COUNTRY FRESH

		MUSHROOM CO., CREEKSIDE MUSHROOMS LTD., DIVERSIFIED FOODS & SEASONINGS, INC., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., FRANKLIN FARMS, INC., GASPARI BROS. INC., GIANT EAGLE, INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., HARVEST FRESH FARMS, INC., JM FARMS, INC., JOHN DOES 1-100, KAOLIN MUSHROOM FARMS, INC., THEODORE J. KATSIROUBAS, KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M. ROBERT ENTERPRISES, INC., M.D. BASCIANI & SONS, INC., M.L. ROBERT, II, L.L.C., MARIO CUTONE MUSHROOM CO., INC., MARKET FAIR, INC., MASHA & TOTO, INC., MCLANE COMPANY, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., MUSHROOM ALLIANCE, INC., NATIONAL COUNCIL OF FARMER COOPERATIVES, NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC, OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, PUBLIX SUPER MARKETS, INC., QUINCY FARMS, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC., TOPCO ASSOCIATES, LLC, UNIFIED FOODSERVICE PURCHASING CO-OP, LLC, UNITED MUSHROOM FARMS COOPERATIVE, INC., W&P MUSHROOM INC., WM. ROSENSTEIN & SONS CO.. (DESTEFANO, WILLIAM) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 4/18/2012 (nd, ). (Entered: 04/17/2012)
04/17/2012	<u>403</u>	STIPULATION AND ORDER THAT EXPERT DISCOVERY IS DUE BY 12/14/12, MOTIONS FOR SUMMARY JUDGMENT ARE DUE BY 1/18/13. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/17/12. 4/17/12 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/17/2012)
04/20/2012	<u>404</u>	MOTION for Sanctions <i>and to Remove Plaintiff William Rosenstein &amp; Sons, Inc. as a Punitive Class Representative</i> filed by BASCIANI FOODS, INC..Brief. (Attachments: # <u>1</u> Text of Proposed Order Order, # <u>2</u> Exhibit Exhibit A to Motion for Sanctionsand to Remove Plaintiff William Rosenstein & Sons, Inc. as a Punitive Class representative, # <u>3</u> Exhibit Exhibit B to Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Punitive Class Representative for Sanctions, # <u>4</u> Exhibit Exhibit C to Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Punitive Class Representative for Sanctions, # <u>5</u> Brief In Support of Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Punitive Class Representative for Sanctions tion for, # <u>6</u> Certificate of Service)(SCHINDLER, THOMAS) (Entered: 04/20/2012)
04/20/2012	<u>405</u>	MOTION for Sanctions <i>and to Remove Plaintiff William Rosenstein &amp; Sons, Inc. as a Putative Class Representative</i> filed by M.D. BASCIANI & SONS, INC..Brief. (Attachments: # <u>1</u> Order, # <u>2</u> Exhibit A to M.D. Basciani & Sons, Inc.'s Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Putative Class Representative, # <u>3</u> Exhibit B to M.D. Basciani & Sons, Inc.'s Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Putative Class Representative, # <u>4</u> Exhibit C to M. D. Basciani & Sons, Inc.'s Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Putative Class Representative for Sanctions, # <u>5</u> Brief In Support of Motion of M.D. Basciani & Sons, Inc.'s Motion for Sanctions and to Remove Plaintiff William Rosenstein & Sons, Inc. as a Putative Class Representative, # <u>6</u> Certificate of Service) (SCHINDLER, THOMAS) (Entered: 04/20/2012)
04/25/2012	<u>406</u>	First MOTION for Extension of Time to File Response/Reply as to <u>401</u> MOTION for Sanctions <i>for Spoliation</i> filed by M.D. BASCIANI & SONS, INC..Certificate of Service. (Attachments: # <u>1</u> Order, # <u>2</u> Certificate of Service)(SCHINDLER, THOMAS) (Entered: 04/25/2012)
04/25/2012	<u>407</u>	MOTION to Compel <i>DISCOVERY DIRECTED TO DEFENDANT M. CUTONE MUSHROOM CO., INC.</i> filed by GIANT EAGLE, INC..Certificate of Counsel, Certificate of Service. (Attachments: # <u>1</u> Certification of Counsel Pursuant to Local Rule 26.1, # <u>2</u> Exhibit 1 (PLACED UNDER SEAL PURSUANT TO ORDER FILED 5/14/12), # <u>3</u> Exhibit 2, # <u>4</u> Text of Proposed Order, # <u>5</u> Certificate of Service)(CAIN-MANNIX, MOIRA) Modified on 5/14/2012 (td, ). (Entered: 04/25/2012)
04/25/2012	<u>408</u>	RESPONSE in Opposition re <u>401</u> MOTION for Sanctions <i>for Spoliation filed under seal</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE BROS. MUSHROOMS PACKAGING, CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS,

		INC., KAOLIN MUSHROOM FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC.. (DESTEFANO, WILLIAM) (Entered: 04/25/2012)
04/27/2012	<u>409</u>	RESPONSE to Motion re <u>401</u> MOTION for Sanctions <i>for Spoliation and Cross-Motion for Contempt of the Court's January 31, 2012 Order</i> filed by BASCIANI FOODS, INC.. (Attachments: # <u>1</u> Text of Proposed Order AND NOW, this day of, 2012, upon consideration of Direct Purchaser Plaintiffs Motion for Sanctions for Spoliation and Basciani Foods Inc.s Response in Opposition thereto and Basciani Foods, Inc.s Cross-Motion for Contempt of the Courts Order dated January 31, 2012 and for Imposition of Sanctions against Plaintiffs, and the responses thereto, if any, and the accompanying memoranda of Plaintiffs and non-party Basciani Foods, Inc., IT IS ORDERED as follows:, # <u>2</u> Exhibit Exhibits A through J and Certification of Service)(SERENI, MARK) (Entered: 04/27/2012)
04/27/2012	<u>410</u>	ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION FOR AN EXTENSION OF TIME TO RESPOND TO DIRECT PURCHASER PLAINTIFFS' MOTION FOR SANCTIONS FOR SPOILIATION IS GRANTED. IT IS FURTHER ORDERED THAT DEFENDANT M.D. BASCIANI & SONS, INC. MAY FILE ITS RESPONSE TO PLAINTIFFS' MOTION ON OR BEFORE 5/4/12. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/27/12.4/30/12 ENTERED AND COPIES MAILED, E-MAILED.[FDC] (Entered: 04/30/2012)
05/02/2012	<u>411</u>	MOTION to Preclude <i>Scott W. Fisher, Esquire and Jonathan M. Gerstein, Esquire From Representing Plaintiffs In This Action</i> filed by M.D. BASCIANI & SONS, INC..Brief, Certificate of Service. (Attachments: # <u>1</u> Order to Defendant M.D. Basciani & Sons, Inc.'s Motion to Preclude Scott W. Fisher, Esquire and Jonathan M. Gerstein, Esquire from Representing Plaintiffs In This Action, # <u>2</u> Defendant M. D. Basciani & Sons, Inc.'s Brief In Support of Its Motion to Preclude Scott W. Fisher, Esquire and Jonathan M. Gerstein, Esquire from Representing Plaintiffs In This Action, # <u>3</u> Defendant M. D. Basciani & Sons, Inc.'s Certificate of Service to Motion, Brief and Order)(SCHINDLER, THOMAS) (Entered: 05/02/2012)
05/04/2012	<u>412</u>	Memorandum In Opposition re <u>401</u> MOTION for Sanctions <i>for Spoliation</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Order to M.D. Basciani & Sons, Inc.'s Brief In Opposition to Plaintiffs' Motion For Sanctions For Spoliation, # <u>2</u> Certificate of Service to M.D. Basciani & Sons, Inc.'s Brief In Opposition to Plaintiffs' Motion For Sanctions For Spoliation)(SCHINDLER, THOMAS) (Entered: 05/04/2012)
05/04/2012	<u>413</u>	APPLICATION/PETITION OF SCOTT W. FISHER, ESQUIRE FOR ADMISSION TO THE COURT PRO HAC VICE. RIDER, SPONSOR'S STATEMENT, CERTIFICATE OF SERVICE. FILING FEE PAID(\$40 RECEIPT NO. 062426). (kp, ) (Entered: 05/07/2012)
05/04/2012	<u>414</u>	APPLICATION/PETITION FOR ADMISSION TO THE COURT PRO HAC VICE OF JONATHAN M. GERSTEIN. SPONSOR'S STATEMENT, CERTIFICATE OF SERVICE. FILING FEE PAID (\$40, RECEIPT NO. 062427). (kp, ) (Entered: 05/07/2012)
05/04/2012	<u>415</u>	APPLICATION/PETITION FOR ADMISSION TO THE COURT PRO HAC VICE OF DAVID C. RAPHAEL, JR. SPONSOR'S STATEMENT, CERTIFICATE OF SERVICE. FILING FEE PAID (\$40, RECEIPT NO. 062427). (kp, ) (Entered: 05/07/2012)
05/07/2012	<u>416</u>	RESPONSE to Motion re <u>404</u> MOTION for Sanctions <i>and to Remove Plaintiff William Rosenstein &amp; Sons, Inc. as a Punitive Class Representative</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service, # <u>3</u> Letter to Judge O'Neill re Courtesy Copy)(REFSIN, BARRY) (Entered: 05/07/2012)
05/08/2012	<u>417</u>	ORDER THAT THE APPLICATION OF SCOTT W. FISHER, ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/8/12. 5/8/12 ENTERED AND COPIES MAILED, E-MAILED.[FDC] (Entered: 05/08/2012)
05/08/2012	<u>418</u>	ORDER THAT THE APPLICATION OF JONATHAN M. GERNSTEIN, ESQ. TO PRACTICE IN

		THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/8/12. 5/8/12 ENTERED AND COPIES MAILED, E-MAILED. [FDC] (Entered: 05/08/2012)
05/08/2012	<u>419</u>	ORDER THAT THE APPLICATION OF DAVID C. RAPHAEL, JR., ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/8/12. 5/8/12 ENTERED AND COPIES MAILED, E-MAILED.[FDC] (Entered: 05/08/2012)
05/08/2012	<u>420</u>	MOTION for Protective Order <i>Forbidding the Depositions of Plaintiffs' Counsel</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Memorandum of Law and Exhibits, # <u>2</u> Text of Proposed Order, # <u>3</u> Certificate of Service)(REFSIN, BARRY) (Entered: 05/08/2012)
05/11/2012	<u>421</u>	Statement <i>Stipulation for Extension of Time</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Letter to J. O'Neill re Stipulation)(REFSIN, BARRY) (Entered: 05/11/2012)
05/11/2012	<u>422</u>	Statement <i>Letter to Judge O'Neill clarifying Mr. Refsin's letter dated May 11, 2012 to Judge O'Neill attaching Stipulation</i> by M.D. BASCIANI & SONS, INC.. (SCHINDLER, THOMAS) (Entered: 05/11/2012)
05/14/2012	<u>423</u>	Statement <i>Letter to Judge O'Neill clarifying Mr. Refsin's 5/11/12 letter to Judge O'Neill attaching Stipulation</i> by BASCIANI FOODS, INC.. (SERENI, MARK) (Entered: 05/14/2012)
05/14/2012	<u>424</u>	STIPULATION AND ORDER THAT: (A) ON OR BEFORE 6/7/12, DIRECT PURCHASER PLAINTIFFS SHALL REPLY TO THE OPPOSITIONS OF BASCIANI FOODS, INC., M.D. BASCIANI & SONS, INC., AND CERTAIN DEFENDANTS TO PLAINTIFFS' MOTION FOR SANCTIONS FOR SPOILIATION AND RESPOND TO THE CROSS-MOTION OF BASCIANI FOODS SEEKING TO HOLD PLAINTIFFS IN CONTEMPT OF THE COURT'S 1/31/12 ORDER, THE MOTION OF M.D. BASCIANI TO PRECLUDE SCOTT W. FISHER AND JONATHAN M. GERSTEIN FROM REPRESENTING PLAINTIFFS IN THIS ACTION; (B) M.D. BASCIANI AND BASCIANI FOODS SHALL FILE ANY REPLIES WITH RESPECT TO THEIR MOTIONS NO LATER THAN 6/21/12; AND (C) M.D. BASCIANI SHALL RESPOND TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER FORBIDDING THE DEPOSITIONS OF PLAINTIFFS' COUNSEL ON OR BEFORE 6/7/12, AND PLAINTIFFS SHALL FILE ANY REPLY IN SUPPORT OF THEIR MOTION FOR A PROTECTIVE ORDER ON OR BEFORE 6/21/12. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/14/12. 5/14/12 ENTERED AND COPIES MAILED, E-MAILED.[FDC] (Entered: 05/14/2012)
05/14/2012	<u>425</u>	ORDER THAT THE MOTION OF GIANT EAGLE, INC. TO COMPEL DISCOVERY DIRECTED TO DEFENDANT, M. CUTONE MUSHROOM CO., INC. IS GRANTED AND CUTONE SHALL: (1) SERVE FULL AND COMPLETE RESPONSES TO THE SECOND REQUEST FOR PRODUCTION OF DOCUMENTS DIRECTED TO M. CUTONE MUSHROOM CO. WITHIN TWENTY (20) DAYS OF THE DATE OF THIS ORDER AND (2) SERVE FULL AND COMPLETE ANSWERS TO THE SECOND SET OF INTERROGATORIES DIRECTED TO M. CUTONE MUSHROOM CO. WITHIN TWENTY (20) DAYS OF THE DATE OF THIS ORDER. IT IS FURTHER ORDERED THAT EXHIBIT 1 OF GIANT EAGLE, INC.'S MOTION TO COMPEL DISCOVERY DIRECTED TO M. CUTONE MUSHROOM CO., INC. SHALL BE FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/14/12. 5/14/12 ENTERED AND COPIES MAILED, E-MAILED.[FDC] (Entered: 05/14/2012)
05/15/2012		Set/Reset Deadlines as to <u>404</u> MOTION for Sanctions <i>and to Remove Plaintiff William Rosenstein &amp; Sons, Inc. as a Punitive Class Representative</i> . REPLIES DUE BY 6/21/2012. (fdc, ) (Entered: 05/15/2012)
05/15/2012		Set/Reset Deadlines as to <u>411</u> MOTION to Preclude <i>Scott W. Fisher, Esquire and Jonathan M. Gerstein, Esquire From Representing Plaintiffs In This Action</i> . RESPONSES DUE BY 5/21/2012. (fdc, ) (Entered: 05/15/2012)
05/15/2012		Set/Reset Deadlines as to <u>420</u> MOTION for Protective Order <i>Forbidding the Depositions of Plaintiffs' Counsel</i> . RESPONSES DUE BY 6/7/2012. (fdc, ) (Entered: 05/15/2012)

05/21/2012	<a href="#">426</a>	MOTION for Sanctions <i>Against Barry L. Refsin, Esquire, Hangley Aronchick Segal Pudlin &amp; Schiller, And Certain Other Plaintiffs' Counsel And Their Law Firms</i> filed by M.D. BASCIANI & SONS, INC..Certificate of Service. (Attachments: # <a href="#">1</a> M.D. Basciani & Sons, Inc.'s Brief In Support of Its Motion For Sanctions Against Barry L. Refsin, Esquire, Hangley Aronchick Segal Pudlin & Schiller, And Certain Other Plaintiffs' Counsel and Their Law Firms, # <a href="#">2</a> Order to M.D. Basciani & Sons, Inc.'s Motion and Brief In Support of Its Motion for Sanctions Against Barry L. Refsin, Esquire, Hangley Aronchick Segal Pudlin & Schiller, And Certain Other Plaintiffs' Counsel and Their Law Firms, # <a href="#">3</a> Certificate of Service to M.D. Basciani & Sons, Inc.'s Motion and Brief In Support of Motion for Sanctions Against Barry L. Refsin, Esquire, Hangley Aronchick Segal Pudlin & Schiller, And Certain Other Plaintiffs' Counsel and Their Law Firms)(SCHINDLER, THOMAS) (Entered: 05/21/2012)
06/07/2012	<a href="#">427</a>	REPLY to Response to Motion re <a href="#">426</a> MOTION for Sanctions <i>Against Barry L. Refsin, Esquire, Hangley Aronchick Segal Pudlin &amp; Schiller, And Certain Other Plaintiffs' Counsel And Their Law Firms</i> , <a href="#">411</a> MOTION to Preclude <i>Scott W. Fisher, Esquire and Jonathan M. Gerstein, Esquire From Representing Plaintiffs In This Action</i> , <a href="#">401</a> MOTION for Sanctions <i>for Spoliation REPLY OF DIRECT PURCHASER PLAINTIFFS IN SUPPORT OF THEIR MOTION FOR SPOILIATION SANCTIONS AND OPPOSITION TO THE VARIOUS RESPONSIVE MOTIONS OF M.D. BASCIANI &amp; SONS, INC. AND BASCIANI FOODS, INC.</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <a href="#">1</a> Letter to J. O'Neill)(REFSIN, BARRY) (Entered: 06/07/2012)
06/07/2012	<a href="#">428</a>	Memorandum In Opposition to Plaintiffs' Motion for Entry of Protective Order Forbidding the Depositions of Plaintiffs' Counsel and In Support of Its Cross-Motion to Compel the Noticed Depositions re <a href="#">420</a> MOTION for Protective Order <i>Forbidding the Depositions of Plaintiffs' Counsel</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <a href="#">1</a> Order Denying Plaintiffs' Motion for Entry of Protective Order, # <a href="#">2</a> Order Granting Defendant M.D. Basciani & Sons, Inc.'s Cross-Motion to Compel the Depositions, # <a href="#">3</a> Certificate of Service to M.D. Basciani & Sons, Inc.'s Brief In Opposition)(SCHINDLER, THOMAS) (Entered: 06/07/2012)
06/12/2012	<a href="#">429</a>	ORDER THAT THE FOLLOWING MOTIONS ARE REFERRED TO THE HONORABLE TIMOTHY R. RICE, U.S. MAGISTRATE FOR DECISION: 1. ROBERT ALTMAN, ET AL.'S MOTION FOR SANCTIONS FOR SPOILIATION (DOC.401). 2. BASCIANI FOODS, INC.'S MOTION FOR SANCTIONS AND TO REMOVE PLAINTIFF WILLIAM ROSENSTEIN & SONS, INC. AS A CLASS REPRESENTATIVE (DOC.404). 3. M.D. BASCIANI & SONS, INC. MOTION TO PRECLUDE SCOTT W. FISHER, ESQ. AND JONATHAN M. GERSTEIN ESQ. FROM REPRESENTING PLAINTIFFS IN THIS ACTION (DOC.411). 4. ROBERT ALTMAN, ET AL'S MOTION FOR PROTECTIVE ORDER FORBIDDING THE DEPOSITIONS OF PLAINTIFF'S COUNSEL (DOC.420). 5. M.D. BASCIANI & SONS, INC.'S MOTION FOR SANCTIONS AGAINST BARRY L. REFSIN, ESQ., HANGLEY ARONCHICK SEGAL PUDLIN & SCHILLER AND CERTAIN OTHER PLAINTIFF'S COUNSEL AND THEIR LAW FIRMS (DOC.426). SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 6/12/12. 6/12/12 ENTERED AND COPIES MAILED AND E-MAILED. [FDC] (Entered: 06/12/2012)
06/14/2012	<a href="#">430</a>	NOTICE of Appearance by LISANNE L. MIKULA on behalf of BASCIANI FOODS, INC. with Certification of Service(MIKULA, LISANNE) (Entered: 06/14/2012)
06/21/2012	<a href="#">431</a>	RESPONSE in Opposition re <a href="#">401</a> MOTION for Sanctions <i>for Spoliation - Reply in Support of Cross-Motion for Contempt of Court's January 31, 2012 Order</i> filed by BASCIANI FOODS, INC.. (SERENI, MARK) (Entered: 06/21/2012)
06/21/2012	<a href="#">432</a>	REPLY to Response to Motion re <a href="#">420</a> MOTION for Protective Order <i>Forbidding the Depositions of Plaintiffs' Counsel and Opposition to the Cross-Motion to Compel of Defendant M.D. Basciani &amp; Sons, Inc.</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <a href="#">1</a> Letter to Judge Rice)(REFSIN, BARRY) (Entered: 06/21/2012)
06/21/2012	<a href="#">433</a>	REPLY to Response to Motion re <a href="#">411</a> MOTION to Preclude <i>Scott W. Fisher, Esquire and Jonathan M. Gerstein, Esquire From Representing Plaintiffs In This Action (Reply Brief In Support)</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <a href="#">1</a> Certificate of Service to M.D. Basciani & Sons, Inc.'s Reply Brief In Support of Its Motion to Preclude Scott W. Fisher, Esquire and Jonathan M. Gerstein,

		esquire From Representing Plaintiffs In This Action)(SCHINDLER, THOMAS) (Entered: 06/21/2012)
06/21/2012	<u>434</u>	REPLY to Response to Motion re <u>405</u> MOTION for Sanctions <i>and to Remove Plaintiff William Rosenstein &amp; Sons, Inc. as a Putative Class Representative (Reply Brief In Support)</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Exhibit A to M.D. Basciani & Sons, Inc.'s Reply Brief In Support, # <u>2</u> Certificate of Service)(SCHINDLER, THOMAS) (Entered: 06/21/2012)
06/21/2012	<u>435</u>	REPLY to Response to Motion re <u>426</u> MOTION for Sanctions <i>Against Barry L. Refsin, Esquire, Hangley Aronchick Segal Pudlin &amp; Schiller, And Certain Other Plaintiffs' Counsel And Their Law Firms (Reply Brief In Support)</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Certificate of Service to M.D. Basciani & Sons, Inc.'s Reply Brief In Support of Its Motion for Sanctions)(SCHINDLER, THOMAS) (Entered: 06/21/2012)
06/27/2012	<u>436</u>	NOTICE of Hearing: ORAL ARGUMENT SET FOR 7/23/2012 10:00 AM ON THE FOLLOWING MOTIONS: DOC. NO. 401, DOC. NO. 404, DOC. NO. 420 AND DOC. NO. 426 IN COURTROOM 3-G BEFORE MAGISTRATE JUDGE TIMOTHY R. RICE.(km, ) (Entered: 06/27/2012)
06/27/2012	<u>437</u>	ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION TO PRECLUDE SCOTT W. FISHER, ESQ. AND JONATHAN M. GERSTEIN, ESQ. FROM REPRESENTING PLAINTIFFS IN THIS ACTION IS WITHDRAWN. SIGNED BY MAGISTRATE JUDGE TIMOTHY R. RICE ON 6/27/12.6/27/12 ENTERED AND COPIES MAILED AND E-MAILED. [FDC] (Entered: 06/27/2012)
06/27/2012	438	Minute Entry for proceedings held before MAGISTRATE JUDGE TIMOTHY R. RICE: Telephone Conference (re: pending motions) held on 6/27/12. [FDC] (Entered: 06/27/2012)
06/27/2012	439	Minute Entry for proceedings held before MAGISTRATE JUDGE TIMOTHY R. RICE: Settlement Conference held on 6/27/12. [fdc] Modified on 6/27/2012 (afm, ).(FILED IN ERROR, SEE CASE #10-4160) (Entered: 06/27/2012)
06/29/2012	<u>440</u>	Letter to Attorney D. Richard Funk re: L.R. 83.5 and 83.5.2. (pod, ) (Entered: 06/29/2012)
07/09/2012	441	Documents filed under seal pursuant to paragraph 7 of the stipulation and order governing the production and exchange of confidential materials entered by the Hon. Thomas N. O'Neill, Jr. on May 29, 2007 (copy of stipulation and order enclosed) (FILED UNDER SEAL). [fdc] (Entered: 07/09/2012)
07/23/2012	<u>442</u>	Letter to Attorney D. Richard Funk re: L.R. 83.5 and 83.5.2. (pod, ) (Entered: 07/23/2012)
07/23/2012	443	Minute Entry for proceedings held before HONORABLE MAGISTRATE JUDGE TIMOTHY J. RICE: Oral Argument regarding documents 401,404,420 and 426 was held in the above-captioned matter on 7/23/12. [fdc] Modified on 7/24/2012 (afm, ). (Entered: 07/24/2012)
07/24/2012	<u>444</u>	STIPULATION re 441 Remark, <i>for Extension of Time to Respond to Motion to Dismiss the Claims of Certain Class Representatives</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Letter to Judge O'Neill re Stipulation for Extension of Time to Respond to Doc. No. 441)(REFSIN, BARRY) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 7/25/2012 (nd, ). (Entered: 07/24/2012)
07/25/2012	<u>445</u>	STIPULATION AND ORDER THAT DIRECT PURCHASER CLASS PLAINTIFFS SHALL HAVE A TWO WEEK EXTENSION, UNTIL 8/9/12, TO RESPOND TO THE MOTION BY CERTAIN DEFENDANTS TO DISMISS, WITH PREJUDICE, THE CIVIL ACTIONS FILED BY MEIJER, INC. AND MEIJER DISTRIBUTION (06-677); THEODORE J. KATSIROUBAS AND SONS, INC. AND NATIVE MAINE PRODUCE AND SPECIALTY FOODS, LLC (06-429); ROBERT ALTMAN, TRUSTEE FOR THE BANKRUPTCY ESTATE OF STEPHEN LEE MCCUE, D/B/A JOHN MANNING CO. (06-657); DIVERSIFIED FOODS AND SEASONINGS, INC. (06-657) AND ASSOCIATED GROCERS, INC. (06-1854) OR, IN THE ALTERNATIVE FOR SUMMARY JUDGMENT AGAINST PLAINTIFFS ALTMAN, DIVERSIFIED AND ASSOCIATED. (#441). CERTAIN DEFENDANTS WILL HAVE UNTIL THURSDAY, 8/23/12 TO SUBMIT A REPLY BRIEF, IF ANY. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/25/12. 7/25/12 ENTERED AND COPIES MAILED AND E-MAILED. [FDC] (Entered: 07/25/2012)



07/25/2012	<a href="#">446</a>	STIPULATION to <i>Extend the Fact Discovery Period and Modify Schedule for Phase II Discovery</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <a href="#">1</a> Letter from B. Refsin to J. O'Neill re Stipulation on Schedule)(REFSIN, BARRY) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 7/26/2012 (nd, ). (Entered: 07/25/2012)
07/30/2012	<a href="#">447</a>	Statement <i>Letter from Barry L. Refsin to Judge Rice re Plaintiffs' Motion for Spoliation Sanctions</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 07/30/2012)
07/30/2012	<a href="#">448</a>	STIPULATION AND ORDER THAT CLOSE OF FACT DISCOVERY IS DUE ON 11/9/2012. CLOSE OF EXPERT DISCOVERY (LIMITED TO ONE DEPOSITION PER EXPERT; 5 WEEKS TO COMPLETE DEPOSITIONS) IS DUE ON 3/8/2013. OPENING CLASS CERTIFICATION AND SUMMARY JUDGMENT MOTIONS (4 WEEKS FROM CLOSE OF EXPERT DISCOVERY) IS DUE ON 4/5/2013; ETC.. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/30/2012. 7/30/2012 ENTERED AND COPIES MAILED AND E-MAILED. (ems) (Entered: 07/30/2012)
08/01/2012	<a href="#">449</a>	Letter from Barry L. Refsin, Esq. to Mark A. Sereni, Esq. Re: Availability of Bascani Foods' documents ordered produced by Judge O'Neill's 1/31/12 Order. [fdc] (Entered: 08/01/2012)
08/01/2012	<a href="#">450</a>	Letter from Mark A. Sereni, Esq. to Barry L. Refsin, Esq. Re: Did no volunteer to produce BFI's responsive documents for inspection absent a dispositive order. [fdc] (Entered: 08/01/2012)
08/01/2012	<a href="#">451</a>	Letter from Barry L. Refsin, Esq. to Judge Rice. Re: Respectfully requests that the Court expressly orders Basciani Foods to make the documents available to Plaintiffs for inspection and make them all available at the same time. [fdc] (Entered: 08/01/2012)
08/01/2012	<a href="#">452</a>	ORDER THAT PLAINTIFFS' MOTION FOR SPOILIATION IS GRANTED. PLAINTIFFS' MOTION FOR ENTRY OF PROTECTIVE ORDER FORBIDDING THE DEPOSITIONS OF PLAINTIFFS' COUNSEL TO PREVENT DEFENSE COUNSEL FROM DEPOSING PLAINTIFFS' COUNSEL IS GRANTED FOR THE REASONS SET FORTH ABOVE. SIGNED BY MAGISTRATE JUDGE TIMOTHY R. RICE ON 8/1/12. 8/2/12 ENTERED AND COPIES MAILED, E-MAILED.[FDC] (Entered: 08/02/2012)
08/03/2012	<a href="#">453</a>	TRANSCRIPT of Hearing held on 7/23/12, before Judge Rice. Court Reporter/Transcriber Writer's Cramp, Inc.. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 8/24/2012. Redacted Transcript Deadline set for 9/4/2012. Release of Transcript Restriction set for 11/1/2012. [fdc] (Entered: 08/03/2012)
08/03/2012	<a href="#">454</a>	Notice of Filing of Official Transcript with Certificate of Service re <a href="#">453</a> Transcript - PDF, 8/3/12 Entered and Copies Emailed and Mailed. [fdc] (Entered: 08/03/2012)
08/09/2012	<a href="#">455</a>	Statement <i>Sealed Envelope Label for Direct Purchaser Class Plaintiffs' Opposition to the Motion by Certain Defendants Seeking Dismissal and/or Summary Judgment with Respect to Certain Class Representatives</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <a href="#">1</a> Text of Proposed Order, # <a href="#">2</a> Certificate of Service, # <a href="#">3</a> Letter from B. Refsin to Clerk re Filing Opposition to Motion Under Seal, # <a href="#">4</a> Letter from B. Refsin to J. O'Neill re Opposition to Motion to Dismiss Class Representatives) (REFSIN, BARRY) (Entered: 08/09/2012)
08/09/2012	<a href="#">456</a>	NOTICE by BASCIANI FOODS, INC. <i>Letter to Barry L. Refsin, Esq. re: document inspection</i> (SERENI, MARK) (Entered: 08/09/2012)
08/09/2012	<a href="#">457</a>	DIRECT PURCHASER CLASS PLAINTIFFS' OPPOSITION TO THE MOTION BY CERTAIN DEFENDANTS SEEKING DISMISSAL AND/OR SUMMARY JUDGMENT WITH RESPECT TO CERTAIN CLASS REPRESENTATIVES filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. (FILED UNDER SEAL) (ems) (Entered: 08/10/2012)
08/20/2012	<a href="#">458</a>	Objections by M.D. BASCIANI & SONS, INC. re <a href="#">452</a> Order on Motion for Sanctions, Order on

		Motion for Protective Order,, <i>Magistrate Judge's Order Dated August 1, 2012</i> . (Attachments: # <u>1</u> certificate of service)(SCHINDLER, THOMAS) (Entered: 08/20/2012)
08/20/2012	<u>459</u>	Objections by BASCIANI FOODS, INC. re <u>452</u> Order on Motion for Sanctions, Order on Motion for Protective Order,, . (Attachments: # <u>1</u> Exhibit Exhibit A Transcript of oral argument 7.23.12, # <u>2</u> Exhibit Exhibit B Order dated 8.1.12, # <u>3</u> Certificate of Service, # <u>4</u> Letter to J. O'Neill transmitting Objections, # <u>5</u> Letter to Magistrate Judge Rice transmitting Objections)(SERENI, MARK) (Entered: 08/20/2012)
08/27/2012	<u>460</u>	NOTICE by GIANT EAGLE, INC. of <i>Proof of Service of Subpoena</i> (Attachments: # <u>1</u> Exhibit A) (CAIN-MANNIX, MOIRA) (Entered: 08/27/2012)
08/30/2012	<u>461</u>	NOTICE by BASCIANI FOODS, INC. <i>8/30/12 letter to Refsin, Esq. re: BFI document inspection</i> (SERENI, MARK) (Entered: 08/30/2012)
08/30/2012	<u>462</u>	Certain Defendants' Reply to Plaintiffs' Opposition to Motion by Certain Defendants to Dismiss, or in the Alternative, for Summary Judgment against Plaintiffs Diversified Foods and Seasonings, Inc. (No.06-657) and Associated Grocers, Inc. (No.06-1584). (FILED UNDER SEAL). [fdc] (Entered: 08/30/2012)
08/31/2012	<u>463</u>	MOTION to Compel <i>Compliance with Subpoena Directed to Modern Mushroom Farms, Inc.</i> filed by GIANT EAGLE, INC..Certificate of Counsel, Certificate of Service. (Attachments: # <u>1</u> Certification of Counsel, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Proposed Order, # <u>8</u> Certificate of Service)(CAIN-MANNIX, MOIRA) (Entered: 08/31/2012)
08/31/2012	<u>464</u>	Memorandum in Support re <u>463</u> MOTION to Compel <i>Compliance with Subpoena Directed to Modern Mushroom Farms, Inc.</i> filed by GIANT EAGLE, INC.. (CAIN-MANNIX, MOIRA) (Entered: 08/31/2012)
09/06/2012	<u>465</u>	Response re <u>459</u> Objections, <u>458</u> Objections <i>Response of Direct Purchaser Plaintiffs to the Objections to Magistrate Judge Rice's Order of August 1, 2012</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Letter from B. Refsin to J. O'Neill) (REFSIN, BARRY) (Entered: 09/06/2012)
09/10/2012	<u>466</u>	Supplemental Exhibit "B" to Certain Defendants' Reply to Plaintiffs' Opposition to Motion by Certain Defendants to Dismiss, or in the Alternative, for Summary Judgment against Plaintiffs Diversified Foods and Seasonings, Inc. (No.06-657) and Associated Grocers, Inc. (No.06-1854) - Filed on 8/30/12 (Docket No. 462) (FILED UNDER SEAL). [fdc] (Entered: 09/11/2012)
09/11/2012	<u>467</u>	Proposed Pretrial Order <i>Dismissing Claims by Plaintiffs, Katsiroubas, Native Maine, Altman, Meijer, Inc. and Meijer Distribution Inc.</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE BROS. MUSHROOMS PACKAGING, CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) * (FORWARDED TO JUDGE FOR APPROVAL)* Modified on 9/13/2012 (fh) (Entered: 09/11/2012)
09/12/2012	<u>468</u>	ORDER THAT ALL CLAIMS BROUGHT BY KATSIROUBAS AND NATIVE MAINE IN THEIR INDIVIDUAL CAPACITIES AND AS REPRESENTATIVES OF A PUTATIVE CLASS OF DIRECT PURCHASERS IN THE ABOVE-CAPTIONED DIRECT PURCHASER ANTITRUST LITIGATION ARE HEREBY DISMISSED, WITH PREJUDICE AND WITH EACH PARTY TO BEAR ITS OWN COSTS. ALL CLAIMS BROUGHT BY ALTMAN IN HIS INDIVIDUAL CAPACITY AND AS A REPRESENTATIVE OF A PUTATIVE CLASS OF DIRECT PURCHASERS IN THE ABOVE-CAPTIONED DIRECT PURCHASER ANTITRUST LITIGATION ARE HEREBY DISMISSED, WITHOUT PREJUDICE AND WITH EACH PARTY TO BEAR ITS OWN COSTS. ALL CLAIMS BROUGHT BY MEIJER COMPANIES IN THEIR INDIVIDUAL CAPACITIES AND AS REPRESENTATIVES OF A PUTATIVE CLASS OF DIRECT PURCHASERS IN THE ABOVE CAPTIONED DIRECT PURCHASER ANTITRUST

		LITIGATION ARE HEREBY DISMISSED, WITHOUT PREJUDICE AND WITH EACH PARTY TO BEAR ITS OWN COSTS. THIS COURT WILL RETAIN JURISDICTION OVER THE CLAIMS OF KATSIROUBAS, NATIVE MAINE, ALTMAN AND THE MEIJER COMPANIES IN THIS LITIGATION FOR THE PURPOSE OF ENFORCING THE TERMS AND CONDITIONS OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/12/12. 9/12/12 ENTERED AND COPIES MAILED, E-MAILED.[fdc] (Entered: 09/12/2012)
09/13/2012	<a href="#">469</a>	GIANT EAGLE, INC.'S Notice of Withdrawal of <a href="#">463</a> MOTION to Compel <i>Compliance with Subpoena Directed to Modern Mushroom Farms, Inc.</i> , Certificate of Service. (CAIN-MANNIX, MOIRA) Modified on 9/14/2012 (fh) (Entered: 09/13/2012)
09/25/2012	<a href="#">470</a>	NOTICE of Change of Address by DAVID P. GERMAINE, Certificate of Service. (GERMAINE, DAVID) Modified on 9/26/2012 (fh) (Entered: 09/25/2012)
10/02/2012	<a href="#">471</a>	<i>Letter dated 10.2.12 to Barry L. Refsin, Esq.</i> by BASCIANI FOODS, INC. (SERENI, MARK) Modified on 10/4/2012 (fh). (Entered: 10/02/2012)
10/22/2012	<a href="#">472</a>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/22/12. 10/22/12 ENTERED AND COPIES MAILED, E-MAILED.[fdc] (Entered: 10/22/2012)
10/22/2012	<a href="#">473</a>	MEMORANDUM AND ORDER THAT THE OBJECTIONS OF M.D. BASCIANI AND BFI ARE OVERRULED AND THE ORDER DATED 8/21/12 IS AFFIRMED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/22/12. 10/22/12 ENTERED AND COPIES MAILED, E-MAILED. [fdc] (Entered: 10/22/2012)
10/31/2012	<a href="#">474</a>	Objections by BASCIANI FOODS, INC. . (Attachments: # <a href="#">1</a> Certificate of Service)(MIKULA, LISANNE) (Entered: 10/31/2012)
10/31/2012	<a href="#">475</a>	STIPULATION of <i>Counsel Re Extension of Time for Discovery</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE BROS. MUSHROOMS PACKAGING, CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., FRANKLIN FARMS, INC., GASPARI BROS. INC., GIANT EAGLE, INC., GINO GASPARI & SONS, INC., GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC., JM FARMS, INC., KITCHEN PRIDE MUSHROOMS, LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, M.D. BASCIANI & SONS, INC., MARIO CUTONE MUSHROOM CO., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., MUSHROOM ALLIANCE, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, PUBLIX SUPER MARKETS, INC., SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC.. (DESTEFANO, WILLIAM) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 11/1/2012 (nd, ). (Entered: 10/31/2012)
11/01/2012	<a href="#">476</a>	STIPULATION AND ORDER THAT EXPERT DISCOVERY IS DUE BY 5/27/13, MOTIONS FOR SUMMARY JUDGMENT ARE DUE BY 7/1/13. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/1/12. 11/1/12 ENTERED AND COPIES MAILED, E-MAILED.[fdc] (Entered: 11/01/2012)
12/21/2012	<a href="#">477</a>	NOTICE of Withdrawal of Appearance by MAYUR P. SAXENA on behalf of GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC.(SAXENA, MAYUR) (Entered: 12/21/2012)
01/07/2013	<a href="#">478</a>	NOTICE of Appearance by FRANCESCO P. TRAPANI on behalf of JM FARMS, INC. with Certificate of Service(TRAPANI, FRANCESCO) (Entered: 01/07/2013)
01/08/2013	<a href="#">479</a>	APPLICATION for Pro Hac Vice for <i>Daniel Richard Funk</i> filed by JM FARMS, INC. Sponsor's Statement, Certificate of Service.(TRAPANI, FRANCESCO) Modified on 1/9/2013 (lisad, ). (\$40 Filing Fee Pd. - Receipt# 75121) Modified on 1/10/2013 (fdc). (Entered: 01/08/2013)
01/09/2013	<a href="#">480</a>	ORDER THAT DANIEL RICHARD FUNK, ESQ. MAY APPEAR FOR DEFENDANT, JM FARMS, INC. IN THIS MATTER, PROVIDED THAT COUNSEL PAY THE REQUISITE \$40.00 FEE PURSUANT TO LRCP 83.5.2(B). SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/9/13. 1/9/13 ENTERED AND COPIES MAILED, E-MAILED.[fdc] (Entered: 01/09/2013)

02/04/2013	<a href="#"><u>481</u></a>	STIPULATION <i>to Modify the Schedule for Expert Discovery &amp; Class Certification / Phase II Summary Judgment Briefing</i> by PUBLIX SUPER MARKETS, INC.. (GERMAINE, DAVID) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 2/5/2013 (nd, ). (Entered: 02/04/2013)
02/05/2013	<a href="#"><u>482</u></a>	STIPULATION AND ORDER THAT CLOSE OF DISCOVERY IS 6/14/13. OPENING CLASS CERTIFICATION AND SUMMARY JUDGMENT MOTIONS BY 7/19/13; ETC. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/5/2013. 2/5/2013 ENTERED AND COPIES MAILED, E-MAILED.(tomg, ) (Entered: 02/05/2013)
03/19/2013	<a href="#"><u>483</u></a>	STIPULATION <i>and Proposed Order</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE BROS. MUSHROOMS PACKAGING, CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 03/19/2013)
03/20/2013	<a href="#"><u>484</u></a>	STIPULATION AND ORDER THAT EXPERT DISCOVERY IS DUE BY 7/24/13, MOTIONS FOR SUMMARY JUDGMENT ARE DUE BY 8/28/13. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/20/13. 3/20/13 ENTERED AND COPIES MAILED, E-MAILED.[fdc] (Entered: 03/20/2013)
05/22/2013	485	Minute Entry for proceedings held before MAGISTRATE JUDGE TIMOTHY R. RICE: Settlement Status Conference held (via telephone) on 5/22/13. Court Reporter: ESR. (fdc) (Entered: 05/23/2013)
06/18/2013	<a href="#"><u>486</u></a>	STIPULATION <i>and Proposed Order re Schedule for Phase II Discovery</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <a href="#"><u>1</u></a> Letter from B. Refsin to J. O'Neill re Stipulation)(REFSIN, BARRY) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 6/19/2013 (nd, ). (Entered: 06/18/2013)
06/19/2013	<a href="#"><u>487</u></a>	STIPULATION AND ORDER THAT DISCOVERY DUE BY 10/18/13, MOTIONS FOR SUMMARY JUDGMENT ARE DUE BY 11/22/13. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 6/19/13. 6/19/13 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 06/19/2013)
08/06/2013	<a href="#"><u>488</u></a>	NOTICE of Voluntary Dismissal by GIANT EAGLE, INC., KITCHEN PRIDE MUSHROOMS (CAIN-MANNIX, MOIRA) (Entered: 08/06/2013)
08/06/2013	<a href="#"><u>489</u></a>	STIPULATION AND ORDER THAT ALL CLAIMS ASSERTED AGAINST KITCHEN PRIDE ARE DISMISSED WITH PREJUDICE ONLY IN THE ABOVE REFERENCED PROCEEDING OF 06-CV-3523, WITHOUT COSTS OR ATTORNEYS FEES TO THE STIPULATING PARTIES. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/6/2013. 8/6/2013 ENTERED AND COPIES MAILED, E-MAILED.(kp, ) (Main Document 489 replaced on 8/6/2013) (kp, ). (Main Document 489 replaced on 8/6/2013) (kp, ). (Entered: 08/06/2013)
08/14/2013	<a href="#"><u>490</u></a>	NOTICE of Voluntary Dismissal by PUBLIX SUPER MARKETS, INC. (GERMAINE, DAVID) (Entered: 08/14/2013)
08/19/2013	<a href="#"><u>491</u></a>	STIPULATION AND ORDER THAT ALL CLAIMS ASSERTED BY PUBLIX AGAINST KITHCEN PRIDE IN THE ABOVE REFERENCED PROCEEDING, PUBLIX SUPER MARKETS, INC. V. EASTERN MUSHROOM COOPERATIVE, NO. 06-CV-932, ARE DISMISSED WITH PREJUDICE AGAINST DEFENDANT KITCHEN PRIDE ONLY AND WITHOUT COSTS OR ATTORNEY'S FEES TO THE STIPULATING PARTIES. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/19/13. 8/19/13 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/19/2013)
08/26/2013	492	DEFENDANTS' MOTION FOR ADJUDICATION OF PLAINTIFFS' ANTITRUST CLAIMS UNDER THE RULE OF REASON WITH MEMORANDUM OF LAW IN SUPPORT THEREOF

		(FILED UNDER SEAL). (fdc) (Entered: 08/27/2013)
09/04/2013	<u>493</u>	STIPULATION <i>Extending the Date for Plaintiffs Response to Certain Defendants Motion for Adjudication of Plaintiffs Antitrust Claims Under the Rule of Reason</i> by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Letter to Judge O'Neill re Stipulation)(REFSIN, BARRY) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 9/5/2013 (nd). (Entered: 09/04/2013)
09/05/2013	<u>494</u>	STIPULATION AND ORDER THAT PLAINTIFFS AND CERTAIN DEFENDANTS HAVE AGREED THAT PLAINTIFFS MAY HAVE A 13-DAY EXTENSION TO AND INCLUDING 9/25/13 TO SERVE THEIR OPPOSITION TO DEFENDANTS' MOTION. PLAINTIFFS AND CERTAIN DEFENDANTS HAVE FURTHER AGREED THAT CERTAIN DEFENDANTS MAY HAVE UP TO AND INCLUDING 10/9/13 TO FILE ANY REPLY WITH RESPECT TO THEIR MOTION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/5/13. 9/5/13 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 09/05/2013)
09/25/2013	<u>495</u>	<i>Plaintiffs' Cross-Motion for Partial Summary Judgment</i> filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service, # <u>3</u> Letter from B. Refsin to J. O'Neill, # <u>4</u> Letter from B. Refsin to M. Kunz)(REFSIN, BARRY) Modified on 9/26/2013 (lisad, ). (Entered: 09/25/2013)
09/25/2013	<u>496</u>	Plaintiffs' Statement of Facts in Opposition to Defendants' Motion for Adjudication of Plaintiffs' Antitrust Claims under the Rule of Reason and in Support of Plaintiffs' Cross-Motion for Partial Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 09/26/2013)
09/25/2013	<u>497</u>	Appendix to Plaintiffs' Opposition to Defendants' Motion for Adjudication of Plaintiffs' Antitrust Claims under the rule of reason and Plaintiffs' Cross-Motion for Summary Judgment (FILED UNDER SEAL).(fdc) (Entered: 09/26/2013)
09/25/2013	<u>498</u>	Plaintiffs' Memorandum of Law in Opposition to Defendants' Motion seeking application of the rule of reason and in support of Plaintiffs' Cross-Motion for Partial Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 09/26/2013)
10/07/2013	<u>499</u>	STIPULATION <i>and Order</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 10/8/2013 (nd). (Entered: 10/07/2013)
10/08/2013	<u>500</u>	STIPULATION AND ORDER. EXPERT DISCOVERY IS DUE BY 11/8/13. SUMMARY JUDGMENT MOTIONS DUE BY 1/6/14. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/8/13. 10/8/13 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/08/2013)
10/08/2013		Set/Reset Scheduling Order Deadlines: MOTION FOR SUMMARY JUDGMENT DUE BY 1/6/2014. (fdc, ) (Entered: 10/08/2013)
10/08/2013		Set/Reset Scheduling Order Deadlines:( MOTIONS DUE BY 1/6/2014.), Set/Reset Deadlines as to 492 MOTION for Order.( REPLIES DUE BY 12/6/2013.) (ahf, ) (Entered: 10/09/2013)
11/12/2013	<u>501</u>	Defendants' Reply Brief in Support of Defendants' Motion for Adjudication of Plaintiffs' Antitrust Claims under the Rule of Reason (FILED UNDER SEAL).(fdc) (Entered: 11/13/2013)
11/15/2013	<u>502</u>	RESPONSE to Motion re <u>495</u> MOTION for Summary Judgment MOTION for Partial Summary Judgment <i>Plaintiffs' Cross-Motion for Partial Summary Judgment Defendant M.D. Basciani &amp; Sons, Inc.'s Responses to Plaintiffs' Statement of Undisputed Facts In Support of Plaintiffs' Cross-Motion for Partial Summary Judgment and Defendant M.D. Basciani &amp; Sons, Inc.'s Counterstatement of Undisputed Material Facts In Opposition to Plaintiffs' Motion</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Certificate of Service)(SCHINDLER, THOMAS) (Entered: 11/15/2013)

11/15/2013	<u>503</u>	Memorandum of Law In Opposition to <i>Plaintiffs' Cross-Motion for Partial Summary Judgment</i> by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Certificate of Service) (SCHINDLER, THOMAS) (Entered: 11/15/2013)
11/15/2013	<u>504</u>	Defendants' Memorandum in Opposition to Plaintiffs' Cross-Motion for Partial Summary Judgment seeking an Order that the Defendants engaged in a per se illegal horizontal agreement to fix prices and restrict supply (FILED UNDER SEAL). (fdc) (Entered: 11/15/2013)
11/15/2013	<u>505</u>	Defendants' Counter-Statement of Facts. (FILED UNDER SEAL)(fdc) (Entered: 11/15/2013)
11/15/2013	<u>506</u>	Appendix to Defendants' Opposition to Plaintiffs' Cross-Motion for Partial Summary Judgment. (FILED UNDER SEAL) (fdc) (Entered: 11/15/2013)
11/15/2013	<u>507</u>	RESPONSE in Opposition re <u>495</u> MOTION for Summary Judgment MOTION for Partial Summary Judgment <i>Plaintiffs' Cross-Motion for Partial Summary Judgment</i> filed by JM FARMS, INC.. (Attachments: # <u>1</u> Memorandum, # <u>2</u> Text of Proposed Order, # <u>3</u> Exhibit A, # <u>4</u> Certificate of Service)(TRAPANI, FRANCESCO) (Entered: 11/15/2013)
12/06/2013	508	PLAINTIFFS' REPLY IN SUPPORT OF CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT. (FILED UNDER SEAL) (ems) (Entered: 12/09/2013)
12/19/2013	<u>509</u>	DEFENDANTS' MOTION FOR LEAVE TO FILE SUR-REPLY MEMORANDUM IN OPPOSITION TO PLAINTIFFS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT. (FILED UNDER SEAL) (fdc) (Entered: 12/19/2013)
12/20/2013	<u>510</u>	ORDER FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/20/13. 12/20/13 ENTERED. (fdc) (Entered: 12/20/2013)
12/20/2013	<u>511</u>	Defendants' Sur-Reply Memorandum in Opposition to Plaintiffs' Motion for Partial Summary Judgment, Certificate of Service. (FILED UNDER SEAL) (fdc) (Entered: 12/20/2013)
12/23/2013	512	Minute Entry for proceedings held before MAGISTRATE JUDGE TIMOTHY R. RICE: Settlement STATUS Conference held on 12/23/13. (jl, ) (Entered: 12/24/2013)
01/06/2014	<u>513</u>	DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT ON THE ISSUE OF ENTITLEMENT TO IMMUNITY FROM PLAINTIFFS' CLAIMS UNDER SECTION 1 OF THE SHERMAN ACT AND FOR RECONSIDERATION OF THE COURT'S 3/26/09 OPINION (FILED UNDER SEAL).(fdc) (Entered: 01/06/2014)
01/06/2014	<u>514</u>	MOTION to Certify Class filed by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... RESPONSES DUE BY 2/11/2014. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service, # <u>3</u> Letter to Clerk re Motion for Class Certification, # <u>4</u> Letter to J O'Neill re Class Certification)(REFSIN, BARRY) (Entered: 01/06/2014)
01/06/2014	<u>515</u>	DEFENDANTS' MOTION PURSUANT TO FEDERAL RULE OF EVIDENCE 702 TO PRECLUDE TESTIMONY AS AN EXPERT WITNESS BY EINER ELHAUGE ON BEHALF OF PUTATIVE CLASS PLAINTIFFS (FILED UNDER SEAL).(fdc) (Entered: 01/07/2014)
01/06/2014	<u>516</u>	DEFENDANTS' MOTION PURSUANT TO FEDERAL RULE OF EVIDENCE 702 TO PRECLUDE TESTIMONY AS AN EXPERT WITNESS BY KEITH LEFFLER ON BEHALF OF PLAINTIFFS GIANT EAGLE, INC. AND PUBLIX SUPERMARKETS. (FILED UNDER SEAL) (fdc) (Entered: 01/07/2014)
01/06/2014	<u>517</u>	DIRECT PURCHASER CLASS PLAINTIFFS' Memorandum of Law in Support of Motion for Class Certification pursuant to FRCP 23(b)(3), Exhibits (Vols. I & II). (FILED UNDER SEAL) (fdc) (Entered: 01/07/2014)
01/06/2014	<u>518</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION FOR SUMMARY JUDGMENT. (FILED UNDER SEAL)(fdc) (Entered: 01/07/2014)
01/09/2014	<u>519</u>	MOTION for Joinder to <i>Motion for Summary Judgment Filed by Defendant M.D. Basciani &amp; Sons, Inc.</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON,

		JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Certificate of Service.(DESTEFANO, WILLIAM) (Entered: 01/09/2014)
01/10/2014	<u>520</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION TO EXCLUDE THE REPORTS, DEPOSITION AND TRIAL TESTIMONY OF KEITH B. LEFFLER, PH.D. AND SUPPORTING DOCUMENTS. (FILED UNDER SEAL)(fdc) (Entered: 01/13/2014)
01/10/2014	<u>521</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION TO EXCLUDE THE REPORTS, DEPOSITION AND TRIAL TESTIMONY OF EINER R. ELHAUGE AND SUPPORTING DOCUMENTS. (FILED UNDER SEAL)(fdc) (Entered: 01/13/2014)
01/13/2014	<u>522</u>	MOTION for Joinder in <u>518</u> MOTION for Summary Judgment of M.D. Basciani & Sons, Inc., filed by JM FARMS, INC., Certificate of Service.(TRAPANI, FRANCESCO) Modified on 1/14/2014 (md). (Entered: 01/13/2014)
01/13/2014	<u>523</u>	MOTION for Joinder in <u>513</u> MOTION for Partial Summary Judgment on the Issue of Entitlement to Immunity from Plaintiffs' Claims under Section 1 of the Sherman Act and for Reconsideration of the Court's 3/26/09 Opinion, filed by JM FARMS, INC., Certificate of Service.(TRAPANI, FRANCESCO) Modified on 1/14/2014 (md). (Entered: 01/13/2014)
01/15/2014	<u>524</u>	RESPONSE in Support re <u>513</u> MOTION for Partial Summary Judgment <i>and for Reconsideration of The Court's March 26, 2009 Opinion at Docket Entry No. 513</i> filed by MARIO CUTONE MUSHROOM CO., INC.. (FISHBEIN, JOEL) (Entered: 01/15/2014)
01/15/2014	<u>525</u>	RESPONSE in Support re <u>518</u> MOTION for Summary Judgment by <i>M.D. Basciani &amp; Sons, Inc.</i> filed by MARIO CUTONE MUSHROOM CO., INC.. (FISHBEIN, JOEL) (Entered: 01/15/2014)
01/15/2014	<u>526</u>	STIPULATION <i>Extending Time to Respond to Motions to Exclude Expert Opinions and Setting Date for Reply Briefs</i> by ROBERT ALTMAN, ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Ltr to J. O'Neill)(REFSIN, BARRY) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 1/16/2014 (nd, ). (Entered: 01/15/2014)
01/16/2014	<u>527</u>	STIPULATION AND ORDER THAT PLAINTIFFS SHALL HAVE UNTIL 2/11/14 TO RESPOND TO CERTAIN DEFENDANTS' MOTIONS TO PRECLUDE THE EXPERT TESTIMONY OF EINER ELHAUGE AND KEITH LEFFLER (515 & 516) AND M.D. BASCIANI & SONS, INC.'S MOTIONS TO EXCLUDE THE EXPERT REPORTS AND TESTIMONY OF EINER ELHAUGE AND KEITH LEFFLER (520 & 521); AND DEFENDANTS SHALL HAVE UNTIL 2/26/14 TO FILE REPLY BRIEFS, IF ANY, WITH RESPECT TO THESE MOTIONS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/16/14. 1/16/14 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 01/16/2014)
01/16/2014	<u>528</u>	EXHIBIT "F" to DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION TO EXCLUDE THE REPORTS, DEPOSITION AND TRIAL TESTIMONY OF EINER R. ELHAUGE (FILED UNDER SEAL). (fdc) (Entered: 01/16/2014)
01/24/2014	<u>529</u>	Application of Tal J. Lifshitz, Esq. to practice in this court pursuant to LRCP 83.5.2(b) (Pro Hac Vice) on behalf of Plaintiffs, Statement, Certificate of Service (\$40 Filing Fee Pd. - Receipt #94997). (fdc) (Entered: 01/27/2014)
01/27/2014	<u>530</u>	ORDER THAT THE APPLICATION OF TAL J. LIFSHITZ, ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) (PRO HAC VICE) ON BEHALF OF PLAINTIFFS IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/27/14. 1/27/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/27/2014)
01/31/2014	<u>531</u>	Joinder in Motion <i>OF CERTAIN DEFENDANTS FOR PARTIAL SUMMARY JUDGMENT AND FOR RECONSIDERATION OF COURT'S 3/26/09 OPINION</i> filed by FRANKLIN FARMS, INC.. CERTIFICATE OF SERVICE. (Attachments: # <u>1</u> Certificate of Service)(WACHLIN, MARK) Modified on 2/3/2014 (nd, ). (Entered: 01/31/2014)
02/11/2014	<u>532</u>	OPT OUT PLAINTIFFS' MEMORANDUM IN OPPOSITION TO DEFENDANTS' MOTIONS TO

		EXCLUDE THE TESTIMONY OF DR. LEFFLER, CERTIFICATE OF SERVICE (FILED UNDER SEAL). (fdc) (Entered: 02/11/2014)
02/11/2014	<u>533</u>	Declaration of Moira Cain-Mannix in Support of OPT-OUT PLAINTIFFS' Memorandum in Opposition to Defendants' Motions to Exclude the Testimony of Dr. Leffler (FILED UNDER SEAL). (fdc) (Entered: 02/11/2014)
02/11/2014	<u>534</u>	Direct Purchaser Plaintiffs' Opposition to Defendants' Motion for Partial Summary Judgment and for Reconsideration of the Court's 3/26/09 Opinion (FILED UNDER SEAL). (fdc) (Entered: 02/12/2014)
02/11/2014	<u>535</u>	Direct Purchaser Plaintiffs' Opposition to the Motions to Strike the expert opinions of Professor Einer Elhauge (FILED UNDER SEAL). (fdc) (Entered: 02/12/2014)
02/11/2014	<u>536</u>	Appendix in Support of Direct Purchaser Plaintiffs' Oppositions to (1) Defendants' Motion for Partial Summary Judgment and Reconsideration of the Court's 3/26/09 Order; and (2) M.D. Basciani, Inc.'s Motion for Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 02/12/2014)
02/11/2014	<u>537</u>	Defendants' Memorandum in Opposition to Direct Purchaser Class Plaintiffs' Motion for Class Certification pursuant to FRCP 23 (FILED UNDER SEAL). (fdc) (Entered: 02/12/2014)
02/11/2014	<u>538</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Brief in Opposition to Plaintiffs' Motion for Class Certification and supporting documents (FILED UNDER SEAL). (fdc) (Entered: 02/12/2014)
02/11/2014	<u>539</u>	Direct Purchaser Plaintiffs' Opposition to Defendant M.D. Basciani & Sons, Inc.'s Motion for Summary Judgment (FILED UNDER SEAL). (fdc) (Entered: 02/12/2014)
02/12/2014	<u>540</u>	Joinder in (Dkt 537) Defendants Memorandum in Opposition to Direct Purchaser Class Pursuant to FRCP 23 filed by JM FARMS, INC., CERTIFICATE OF SERVICE.(TRAPANI, FRANCESCO) Modified on 2/13/2014 (nd, ). (Entered: 02/12/2014)
02/14/2014	<u>541</u>	Joinder in the Oppositions of Certain Defendants (Dkt 537) and MD Basciani & Sons (Dkt 538) to Plaintiffs' Motion for Class Certifications filed by FRANKLIN FARMS, INC., Certificate of Service. (WACHLIN, MARK) Modified on 2/19/2014 (nd, ). (Entered: 02/14/2014)
02/14/2014	<u>542</u>	Joinder in M.D. Basciani & Sons Inc.s (Dkt 538) Brief in Opposition to Plaintiffs Motion for Class Certification filed by JM FARMS, INC., CERTIFICATE OF SERVICE.(TRAPANI, FRANCESCO) Modified on 2/19/2014 (nd, ). (Entered: 02/14/2014)
02/21/2014	<u>543</u>	STIPULATION re <u>535</u> Response in Opposition to Motion, <u>532</u> Response in Opposition to Motion to Preclude the Proposed Expert Testimony of Einer Elhauge and Keith Leffler by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 2/24/2014 (nd, ). (Entered: 02/21/2014)
02/21/2014	<u>544</u>	STIPULATION AND ORDER THAT DEFENDANTS SHALL HAVE UNTIL 3/7/14 TO FILE REPLY BRIEFS TO PLAINTIFFS' OPPOSITIONS TO DEFENDANTS' MOTIONS TO PRECLUDE THE PROPOSED EXPERT TESTIMONY OF EINER ELHAUGE AND KEITH LEFFLER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/21/14. 2/21/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/21/2014)
02/21/2014		Set/Reset Deadlines as to <u>515</u> MOTION to Preclude, <u>516</u> MOTION to Preclude. REPLIES DUE BY 3/7/2014. (fdc, ) (Entered: 02/21/2014)
02/27/2014	<u>545</u>	MOTION for Joinder in Motion of Defendant M.D. Basciani & Sons, Inc.'s Brief in Opposition to Plaintiffs' Motion for Class Certification Pursuant to Federal Rule of Civil Procedure 23 filed by MARIO CUTONE MUSHROOM CO., INC..Certificate of Service.(FISHBEIN, JOEL) (Entered: 02/27/2014)
02/27/2014	<u>546</u>	MOTION for Joinder in Memorandum in Opposition to Direct Purchaser Class Plaintiff's Motion for Class Certification filed by Eastern Mushroom Marketing Cooperative filed by MARIO CUTONE



		MUSHROOM CO., INC..Certificate of Service.(FISHBEIN, JOEL) (Entered: 02/27/2014)
02/27/2014	<u>547</u>	ORDER THAT THIS MATTER IS REFERRED TO MAGISTRATE JUDGE ELIZABETH T. HEY FOR A SETTLEMENT CONFERENCE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/27/14. 2/27/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/27/2014)
03/07/2014	<u>548</u>	ORDER THAT NO LATER THAN 3/11/14, LEAD COUNSEL FOR EACH PARTY SHALL SUBMIT A CONFIDENTIAL LETTER TO JUDGE HEY VIA FACSIMILE AT 267-299-5061 OF NO MORE THAN TWO PAGES SETTING FORTH COUNSEL'S SUGGESTIONS FOR APPROACHING SETTLEMENT DISCUSSIONS. JUDGE HEY WILL HOLD A TELEPHONE CONFERENCE TO BE ARRANGED BY BARRY REFSIN, COUNSEL FOR PLAINTIFFS, ON FRIDAY 3/14/14, AT 12:00 PM, TO DISCUSS SCHEDULING THE SETTLEMENT CONFERENCE. SIGNED BY MAGISTRATE JUDGE ELIZABETH T. HEY ON 3/6/14. 3/7/14 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 03/07/2014)
03/07/2014	<u>549</u>	Direct Purchaser Class Plaintiffs' Reply in Support of Motion for Class Certification. (FILED UNDER SEAL) (fdc) (Entered: 03/10/2014)
03/07/2014	<u>550</u>	Defendants' Reply Memorandum in Support of their Motion to Preclude Expert Testimony by Professor Einer Elhauge. (FILED UNDER SEAL). (fdc) (Entered: 03/10/2014)
03/07/2014	<u>551</u>	Reply Memorandum in Support of Defendants' Motion pursuant to Federal Rule of Evidence 702 to Preclude Testimony as an Expert Witness by Keith Leffler on behalf of Plaintiffs Giant Eagle, Inc. and Publix Supermarkets. (FILED UNDER SEAL)e <u>520</u> (fdc) (Entered: 03/10/2014)
03/07/2014	<u>552</u>	Defendants' Reply Memorandum in Support of their Motion for Partial Summary Judgment and for Reconsideration of the Court's 3/26/09 Opinion. (FILED UNDER SEAL) (fdc) (Entered: 03/10/2014)
03/07/2014	<u>553</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Reply Brief in Support of its Motion to Exclude the Reports, Deposition and Trial Testimony of Einer R. Elhauge and Supporting Document. (FILED UNDER SEAL) (fdc) (Entered: 03/10/2014)
03/07/2014	<u>554</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Reply Brief in Support of its Motion for Summary Judgment and Supporting Document. (FILED UNDER SEAL) (fdc) (Entered: 03/10/2014)
03/07/2014	<u>555</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Reply Brief in Support of its Motion to Exclude the Reports, Deposition and Trial Testimony of Keith B. Leffler, Ph.D. and Supporting Document. (FILED UNDER SEAL) (fdc) (Entered: 03/10/2014)
03/17/2014	<u>556</u>	ORDER THAT A SETTLEMENT CONFERENCE IS SET FOR WEDNESDAY, 4/23/14 AT 9:30 AM IN CHAMBERS, ROOM 3038, BEFORE MAGISTRATE JUDGE ELIZABETH T. HEY. SIGNED BY MAGISTRATE JUDGE ELIZABETH T. HEY ON 3/17/14. 3/17/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/17/2014)
03/17/2014	<u>557</u>	ORDER THAT A SETTLEMENT CONFERENCE IS SET FOR MONDAY, 4/28/14 AT 9:30 AM IN CHAMBERS, ROOM 3038, BEFORE MAGISTRATE JUDGE ELIZABETH T. HEY. SIGNED BY MAGISTRATE JUDGE ELIZABETH T. HEY ON 3/17/14. 3/17/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/17/2014)
03/20/2014	<u>558</u>	MOTION for Leave to File <i>a Sur-Reply in Opposition to Defendants' Summary Judgment and Daubert Motions</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Exhibit Exhibit 1 -- Proposed Sur-Reply, # <u>2</u> Exhibit Exhibit 2 -- Gerstein Declaration, # <u>3</u> Exhibit Exhibit 3 -- Elhauge Declaration, # <u>4</u> Certificate of Service, # <u>5</u> Text of Proposed Order, # <u>6</u> Letter to J. O'Neill)(REFSIN, BARRY) (Entered: 03/20/2014)
03/21/2014	<u>559</u>	Application of Alberto Rodriguez, Esq. to practice in this court pursuant to LRCP 83.5.2(b) (Pro Hac Vice) on behalf of PUBLIX SUPER MARKETS, INC., Statement, Certificate of Service (\$40 Filing Fee Pd. - Receipt #98144). (fdc) (Entered: 03/21/2014)
03/24/2014	<u>560</u>	ORDER THAT THE MOTION OF THE DIRECT PURCHASER CLASS PLAINTIFFS LEAVE TO FILE A SUR-REPLY IN OPPOSITION TO DEFENDANTS' SUMMARY JUDGMENT AND DAUBERT MOTIONS IS GRANTED AND THE SUR-REPLY AND DECLARATIONS FILED WITH PLAINTIFFS MOTION FOR LEAVE TO FILE ARE DEEMED TO BE FILED AS OF THE

		DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/24/2014. 3/24/2014 ENTERED AND COPIES MAILED AND E-MAILED. (ems) (Entered: 03/24/2014)
03/24/2014	<u>561</u>	DIRECT PURCHASER CLASS PLAINTIFFS' SUR-REPLY IN OPPOSITION TO DEFENDANTS' SUMMARY JUDGMENT AND DAUBERT MOTIONS. Declarations. (ems) (Entered: 03/24/2014)
03/24/2014	<u>562</u>	ORDER THAT THE APPLICATION OF ALBERTO RODRIGUEZ, ESQUIRE, TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(b) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/24/2014. 3/24/2014 ENTERED AND COPIES MAILED AND E-MAILED. (ems) (Entered: 03/24/2014)
03/26/2014	<u>563</u>	MOTION for Leave to File <i>Sur-Reply Brief</i> filed by M.D. BASCIANI & SONS, INC..Brief. (Attachments: # <u>1</u> Order, # <u>2</u> Defendant M. D. Basciani & Sons, Inc.'s Sur-Reply Brief In Support of its Motion to Exclude the Reports, Deposition and Trial Testimony of Einer R. Elhauge, Esquire and in Support of its Motion for Summary Judgment, # <u>3</u> Certificate of Service, # <u>4</u> Exhibit A to Brief) (SCHINDLER, THOMAS) (Entered: 03/26/2014)
03/27/2014	<u>564</u>	ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION <u>563</u> FOR LEAVE TO FILE A SUR-REPLY BRIEF IN SUPPORT OF ITS MOTION TO EXCLUDE THE REPORTS, DEPOSITION AND TRIAL TESTIMONY OF EINER R. ELHAUGE, ESQ., AND IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT, IS GRANTED, AND THE SUR-REPLY FILED WITH THE MOTION IS DEEMED FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/27/14. 3/27/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/27/2014)
03/27/2014	<u>565</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Sur-Reply Brief in Support of its Motion to Exclude the Reports, Deposition and Trial Testimony of Einer R. Elhauge, Esq. and in Support of its Motion for Summary Judgment. (fdc) (Entered: 03/27/2014)
03/28/2014	<u>566</u>	NOTICE of Appearance by ALBERTO RODRIGUEZ on behalf of PUBLIX SUPER MARKETS, INC. (RODRIGUEZ, ALBERTO) (Entered: 03/28/2014)
04/04/2014	<u>567</u>	MOTION for Leave to File <i>Short Sur Reply to the Sur Reply Filed by Counsel for Class Plaintiffs on March 28, 2014</i> filed by BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Brief, Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(DESTEFANO, WILLIAM) (Entered: 04/04/2014)
04/07/2014	<u>568</u>	ORDERED THAT DEFENDANT'S MOTION FOR LEAVE TO FILE A SHORT SUR REPLY TO DIRECT PURCHASER CLASS PLAINTIFFS' SUR-REPLY IN OPPOSITION TO DEFENDANTS SUMMARY JUDGMENT AND DAUBERT MOTION IS GRANTED AND THAT THE SUR REPLY MEMORANDUM WITH EXHIBITS ATTACHED TO THIS MTOION IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/7/2014.4/7/2014 ENTERED AND COPIES MAILED AND E-MAILED.(sg, ) (Entered: 04/07/2014)
04/07/2014	<u>569</u>	DEFENDANTS' SUR-REPLY TO CLASS PLAINTIFFS' SUR-REPLY MEMORANDUM IN OPPOSITION TO DEFENDANTS; SUMMARY JUDGMENT AND DAUBERT MOTIONS, filed by BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. EXHIBITS. (sg, ) (Entered: 04/07/2014)
04/07/2014	<u>570</u>	MOTION for Leave to File <i>Sur-Reply, COS, and Sur-Reply Memo</i> filed by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC..Opt-Out Plaintiffs' Motion for Leave to File Sur Reply, COS, and Sur-Reply Memo. (Attachments: # <u>1</u> Text of Proposed Order)(RODRIGUEZ, ALBERTO) (Entered: 04/07/2014)

04/10/2014	<u>571</u>	ORDER THAT THE OPT-OUT PLAINTIFFS' MOTION FOR LEAVE TO FILE A SUR REPLY IN OPPOSITION TO THE EMMC DEFENDANTS' DAUBERT MOTION IS GRANTED AND THE OPT-OUT PLAINTIFFS' SUR-REPLY MEMORANDUM FILED WITH THEIR MOTION IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/10/14.4/10/14 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 04/10/2014)
04/10/2014	<u>572</u>	Opt-Out Plaintiffs' Sur Reply Memorandum in Opposition to the EMMC Defendants' Daubert Motion. (fdc) (Entered: 04/10/2014)
04/23/2014	<u>573</u>	Minute Entry for proceedings held before MAGISTRATE JUDGE ELIZABETH T. HEY: Settlement Conference held on 4/23/14.(fdc) (Entered: 04/24/2014)
04/25/2014	<u>574</u>	ORDER THAT A TELEPHONIC STATUS CONFERENCE IS SCHEDULED BEFORE THE UNDERSIGNED ON WEDNESDAY, 4/30/14 AT 10:00 AM. SIGNED BY MAGISTRATE JUDGE ELIZABETH T. HEY ON 4/23/14. 4/25/14 ENTERED AND COPIES MAILED AND E-MAILED. (fdc) (Entered: 04/25/2014)
04/29/2014	<u>575</u>	MOTION for Leave to File <i>Short Sur-Reply to the Surreply Memorandum Filed By Opt-Out Plaintiffs Giant Eagle, Inc. and Publix Supermarkets, Inc.</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Memorandum; Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(DESTEFANO, WILLIAM) (Entered: 04/29/2014)
04/29/2014	<u>576</u>	ORDER THAT DEFENDANTS' MOTION <u>575</u> FOR LEAVE TO FILE A SHORT SUR-SURREPLY MEMORANDUM TO OPT-OUT PLAINTIFFS, GIANT EAGLE AND PUBLIX' SUR-REPLY IN OPPOSITION TO DEFENDANTS DAUBERT MOTION WITH RESPECT TO OPT-OUT PLAINTIFFS PROPOSED EXPERT WITNESS KEITH LEFFLER, PHD IN THE ABOVE-CAPTIONED CASE IS GRANTED AND THAT DEFENDANTS' SUR-SURREPLY MEMORANDUM ATTACHED TO THIS MOTION IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/29/14.4/29/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/29/2014)
04/29/2014	<u>577</u>	Sur-Surreply Memorandum in Support of Defendants' Motion to Preclude the testimony of Dr. Keith Leffler on behalf of Plaintiffs Giant Eagle, Inc. and Publix Supermarkets. (fdc) (Entered: 04/29/2014)
04/30/2014	<u>578</u>	Minute Entry for proceedings held before MAGISTRATE JUDGE ELIZABETH T. HEY: Settlement Conference held on 4/28/14. (fdc) (Entered: 04/30/2014)
05/14/2014	<u>579</u>	Minute Entry for proceedings held before MAGISTRATE JUDGE ELIZABETH T. HEY: Settlement Conference held on 5/12/14. (fdc, ) (Entered: 05/14/2014)
05/14/2014	<u>580</u>	Minute Entry for proceedings held before MAGISTRATE JUDGE ELIZABETH T. HEY: Settlement Conference held on 5/13/14. (fdc) (Entered: 05/14/2014)
05/21/2014	<u>581</u>	NOTICE of Withdrawal of Appearance by CHRISTOPHER H. CASEY on behalf of FRANKLIN FARMS, INC. (Attachments: # <u>1</u> Certificate of Service)(CASEY, CHRISTOPHER) (Entered: 05/21/2014)
05/21/2014	<u>582</u>	NOTICE OF Substitute Attorney <i>JAMES J. RODGERS, ESQUIRE in place of CHRISTOPHER H. CASEY, ESQUIRE</i> filed by FRANKLIN FARMS, INC..Certificate of Service. (Attachments: # <u>1</u> Certificate of Service)(CASEY, CHRISTOPHER) Modified on 5/22/2014 (afm, ). (Entered: 05/21/2014)
06/30/2014	<u>583</u>	MOTION to Exclude <i>the Opinions of Dr. John Johnson Pursuant to Daubert v. Merrell Dow</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service, # <u>3</u> Letter to J.

		O'Neill from B. Refsin re Daubert Motion to Exclude Dr. Johnson, # 4 Letter to M. Kunz from B. Refsin re Daubert Motion to Exclude Dr. Johnson)(REFSIN, BARRY) (Entered: 06/30/2014)
06/30/2014	<u>584</u>	MOTION to Exclude <i>the Opinions of Prof. Rigoberto Lopez Pursuant to Daubert v. Merrell Dow</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service, # <u>3</u> Letter to J. O'Neill from B. Refsin re Daubert Motion to Exclude Prof. Lopez, # <u>4</u> Letter to M. Kunz from B. Refsin re Daubert Motion to Exclude Prof. Lopez)(REFSIN, BARRY) (Entered: 06/30/2014)
06/30/2014	<u>585</u>	Memorandum in Support of Direct Purchaser Class Plaintiffs' Motion to Exclude the Opinions of Dr. John Johnson pursuant to Daubert v. Merrell Dow (FILED UNDER SEAL). (fdc) (Entered: 07/01/2014)
06/30/2014	<u>586</u>	Memorandum in Support of Direct Purchaser Class Plaintiffs' Motion to Exclude the Opinions of Prof. Rigoberto Lopez pursuant to Daubert v. Merrell Dow (FILED UNDER SEAL). (fdc) (Entered: 07/01/2014)
07/02/2014	<u>587</u>	STIPULATION Extending Time to Respond to Class Plaintiffs' Motions to Preclude the Expert Testimony of Dr. John Johnson and Professor Rigoberto Lopez and to Allow Reply Briefs, if any, with respect to these Motions by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. (Attachments: # <u>1</u> Letter to Judge O'Neill)(MONTAGUE, H.) (FILED IN ERROR BY ATTY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 7/3/2014 (md). (Entered: 07/02/2014)
07/03/2014	<u>588</u>	STIPULATION AND ORDER THAT DEFENDANTS SHALL HAVE UNTIL 8/13/14 TO RESPOND TO CLASS PLAINTIFFS' MOTIONS TO PRECLUDE THE EXPERT TESTIMONY OF DR. JOHN JOHNSON AND PROFESSOR RIGOBERTO LOPEZ [585 & 586]. CLASS PLAINTIFFS MAY FILE REPLY BRIEFS, IF ANY, WITH RESPECT TO THESE MOTIONS. THIS STIPULATION IS BEING FILED TIMELY AND IN ADVANCE OF THE DATES ON WHICH DEFENDANTS' RESPONSIVE BRIEFS WOULD OTHERWISE BE DUE AND IS NOT INTERPOSED FOR THE PURPOSE OF DELAY. IT MAKES DEFENDANTS' RESPONSIVE BRIEFS ON THE MOTIONS DUE ON OR BEFORE 8/13/14. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/3/14. 7/3/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/03/2014)
07/08/2014	<u>589</u>	STIPULATION AND ORDER THAT DEFENDANTS SHALL HAVE UNTIL 8/13/14 TO RESPOND TO CLASS PLAINTIFFS' MOTIONS TO PRECLUDE THE EXPERT TESTIMONY OF DR. JOHN JOHNSON AND PROFESSOR RIGOBERTO LOPEZ [585 & 586]; CLASS PLAINTIFFS MAY FILE REPLY BRIEFS, IF ANY, WITH RESPECT TO THESE MOTIONS. THIS STIPULATION IS BEING FILED TIMELY AND IN ADVANCE OF THE DATES ON WHICH DEFENDANTS' RESPONSIVE BRIEFS WOULD OTHERWISE BE DUE AND IS NOT INTERPOSED FOR THE PURPOSE OF DELAY. IT MAKES DEFENDANTS' RESPONSIVE BRIEFS ON THESE MOTIONS DUE ON OR BEFORE 8/13/14. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/8/14. 7/8/14 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 07/08/2014)
08/13/2014	<u>590</u>	DEFENDANTS' MEMORANDUM IN OPPOSITION TO DIRECT PURCHASER CLASS PLAINTIFFS MOTION TO EXCLUDE THE OPINIONS OF DR. JOHN JOHNSON PURSUAJN TO DAUBERT V. MERRELL DOW (rf)(FILED UNDER SEAL) (Entered: 08/14/2014)
08/13/2014	591	RESPONSE in Opposition to <u>584</u> MOTION to Exclude <i>the Opinions of Prof. Rigoberto Lopez Pursuant to Daubert v. Merrell Dow</i> filed by M.D. BASCIANI & SONS, INC. (FILED UNDER SEAL) (ti, ) Modified on 8/14/2014 (ti, ). (Entered: 08/14/2014)
08/22/2014	<u>592</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION FOR LEAVE TO FILE A SUPPLEMENTAL SUR-REPLY BRIEF IN SUPPORT OF ITS MOTION TO EXCLUDE THE

		REPORTS, DEPOSITION AND TRIAL TESTIMONY OF EINER R. ELHAUGE, ESQ. (FILED UNDER SEAL).(fdc) (Entered: 08/25/2014)
08/29/2014	<u>593</u>	Cross MOTION to Strike <u>592</u> MOTION for Leave to File <i>Direct Purchaser Class Plaintiffs' Cross-Motion to Strike the Untimely Supplemental Expert Report of Professor Rigoberto Lopez and Opposition to Defendant M.D. Basciani &amp; Sons, Inc.'s Motion to File an Untimely Sur-Reply Brief</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Memorandum, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order, # <u>4</u> Letter to J. O'Neill)(REFSIN, BARRY) (Entered: 08/29/2014)
09/02/2014	<u>594</u>	ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/2/14. 9/3/14 ENTERED AND COPIES MAILED (FILED UNDER SEAL).(fdc) (Entered: 09/03/2014)
09/02/2014	<u>595</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S SUPPLEMENTAL SUR-REPLY BRIEF IN SUPPORT OF ITS MOTION TO EXCLUDE THE REPORTS, DEPOSITION AND TRIAL TESTIMONY OF EINER R. ELHAUGE, ESQ., CERTIFICATE OF SERVICE. (FILED UNDER SEAL) (fdc) (Entered: 09/03/2014)
09/04/2014	<u>596</u>	Reply in Support of Direct Purchaser Class Plaintiffs' Motion to Exclude the Testimony of Dr. Rigoberto Lopez pursuant to Daubert v. Merrell Dow. (FILED UNDER SEAL) (fdc) (Entered: 09/05/2014)
09/04/2014	<u>597</u>	Reply in Support of Direct Purchaser Class Plaintiffs' Motion to Exclude the Testimony of Dr. John Johnson pursuant to Daubert v. Merrell Dow. (FILED UNDER SEAL) (fdc) (Entered: 09/05/2014)
09/10/2014	<u>598</u>	MOTION to Withdraw as Attorney <i>Salvatore A. Romano</i> filed by EASTERN MUSHROOM MARKETING COOPERATIVE, INC...(BARNES, DONALD) (Entered: 09/10/2014)
09/11/2014	<u>599</u>	ORDER THAT THE MOTION TO WITHDRAW SALVATORE A. ROMANO AS COUNSEL FOR EASTERN MUSHROOM MARKETING COOPERATIVE, INC. IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/11/14.9/11/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/11/2014)
09/15/2014	<u>600</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Brief in Opposition to Direct Purchaser Plaintiffs' Cross-Motion to Strike the Supplemental Expert Report of Rigoberto A. Lopez, Ph.D. (FILED UNDER SEAL) (fdc) (Entered: 09/15/2014)
09/24/2014	<u>601</u>	MOTION for Leave to File <i>Reply In Support of Class Plaintiffs' Cross-Motion to Strike the Untimely Supplemental Expert Report of Professor Rigoberto Lopez</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Ex. A Proposed Reply, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order, # <u>4</u> Letter from B. Refsin to J. O'Neill)(REFSIN, BARRY) (Entered: 09/24/2014)
09/29/2014	<u>602</u>	ORDER THAT DEFENDANT, M.D. BASCIANI & SONS, INC.'S JOINDER IN MOTION FOR SUMMARY JUDGMENT <u>519</u> , DEFENDANT, J-M FARMS, INC.'S JOINDER IN MOTION FOR SUMMARY JUDGMENT FILED BY M.D. BASCIANI & SONS, INC.'S <u>522</u> AND DEFENDANT, J-M FARMS, INC.'S JOINDER IN MOTION FOR PARTIAL SUMMARY JUDGMENT ON THE ENTITLEMENT OF IMMUNITY FOR PLAINTIFF'S SECTION 1 OF THE SHERMAN ACT CLAIMS AND FOR RECONSIDERATION OF THE COURT'S 3/26/09 OPINION <u>523</u> ARE GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/29/14.9/30/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/30/2014)
10/06/2014	<u>603</u>	ORDER THAT DEFENDANT, M. CUTONE MUSHROOM CO., INC.'S JOINDER IN MOTION OF DEFENDANT M.D. BASCIANI & SONS, INC.'S BRIEF IN OPPOSITION TO PLAINTIFF'S MOTION FOR CLASS CERTIFICATION PURSUANT TO FRCP <u>545</u> , DEFENDANT, M. CUTONE MUSHROOM CO., INC.'S JOINDER IN MEMORANDUM IN OPPOSITION TO DIRECT PURCHASER CLASS PLAINTIFF'S MOTION FOR CLASS CERTIFICATION FILED BY EASTERN MUSHROOM MARKETING COOPERATIVE <u>546</u> AND DIRECT PURCHASER CLASS PLAINTIFF'S MOTION FOR LEAVE TO FILE A REPLY IN SUPPORT OF CLASS PLAINTIFF'S CROSS-MOTION TO STRIKE THE UNTIMELY SUPPLEMENTAL EXPERT REPORT OF PROFESSOR RIGOBERTO LOPEZ <u>601</u> ARE GRANTED. SIGNED BY

		HONORABLE THOMAS N. ONEILL, JR ON 10/6/14.10/6/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/06/2014)
10/06/2014	<u>604</u>	Reply of Direct Purchaser Class Plaintiffs in Support of their Cross-Motion to Strike the untimely supplemental expert report of Professor Rigoberto Lopez. (fdc) (Entered: 10/06/2014)
10/07/2014	<u>605</u>	MOTION for Leave to File <i>Sur-Reply Brief In Opposition to Direct Purchaser Plaintiffs' Cross-Motion to Strike the Supplemental Expert Report of Rigoberto A. Lopez, Ph.D.</i> filed by M.D. BASCIANI & SONS, INC..Certificate of Service. (Attachments: # <u>1</u> Order, # <u>2</u> Exhibit A - Brief, # <u>3</u> Certificate of Service)(SCHINDLER, THOMAS) (Entered: 10/07/2014)
10/08/2014	<u>606</u>	ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION FOR LEAVE TO FILE A SUR-REPLY BRIEF IN OPPOSITION TO DIRECT PURCHASER PLAINTIFFS' CROSS-MOTION TO STRIKE THE SUPPLEMENTAL EXPERT REPORT OF RIGOBERTO A. LOPEZ, PH.D. IS GRANTED AND THE SUR-REPLY BRIEF FILED WITH THE MOTION IS DEEMED FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/8/14.10/8/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/08/2014)
10/08/2014	<u>607</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Sur-Reply Brief in Opposition to Direct Purchaser Plaintiffs' Cross-Motion to Strike the Supplemental Expert Report of Rigoberto A. Lopez, PH.D. (fdc) (Entered: 10/08/2014)
10/14/2014	<u>608</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/14/14. 10/14/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/14/2014)
10/14/2014	<u>609</u>	MEMORANDUM AND ORDER THAT DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT AND RECONSIDERATION [#513] IS DENIED TO THE EXTENT THAT IT SEEKS RECONSIDERATION OF MY DECISION OF MARCH 26, 2009. THIS ORDER DENYING RECONSIDERATION OF MY DECISION OF MARCH 26, 2009 IS CERTIFIED FOR INTERLOCUTORY APPEAL PURSUANT TO 28 USC:1292(B) BECAUSE IT INVOLVES CONTROLLING QUESTIONS OF LAW AS TO WHICH THERE IS SUBSTANTIAL GROUND FOR DIFFERENCE OF OPINION AND BECAUSE AN IMMEDIATE APPEAL FROM THIS ORDER MAY MATERIALLY ADVANCE THE ULTIMATE TERMINATION OF THE LITIGATION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/14/14. 10/14/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/14/2014)
10/14/2014	<u>610</u>	ORDER THAT, ON OR BEFORE 11/11/14, PLAINTIFFS SHALL FILE A RESPONSE TO DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT AND RECONSIDERATION OF THE 3/26/09 DECISION [#513] AND DEFENDANTS SHALL REPLY ON OR BEFORE 12/9/14 TO THE EXTENT THAT DEFENDANTS' MOTION SEEKS PARTIAL SUMMARY JUDGMENT ON BEHALF OF DEFENDANTS GASPARI BROS. INC., SHER-ROCKEE MUSHROOM FARM LLC, LRP MUSHROOMS AND JOHN AND MICHAEL PIA FOR THE REASONS THEY PREVIOUSLY ASSERTED IN THEIR 7/1/08 MEMORANDUM OF LAW IN SUPPORT OF CERTAIN DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT [#245]. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/14/14. 10/14/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/14/2014)
11/12/2014	<u>611</u>	STIPULATION of Dismissal of <i>Identified Defendants</i> by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) *FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL* Modified on 11/13/2014 (lisad, ). (Entered: 11/12/2014)
11/12/2014	<u>612</u>	Plaintiffs' Opposition to Defendants' Motion for Partial Summary Judgment with respect to John Pia. (FILED UNDER SEAL) (fdc) (Entered: 11/13/2014)
11/13/2014	<u>613</u>	STIPULATION AND ORDER THAT PLAINTIFFS' CLAIMS AGAINST DEFENDANTS GASPARI BROS., INC., LRP MUSHROOMS, INC., AND MICHAEL PIA ARE DISMISSED WITH PREJUDICE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/13/14. 11/13/14 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/13/2014)
12/02/2014	<u>614</u>	Certified Copy of Order from U.S. Court of Appeals for the Third Circuit. Re: Order that the foregoing petition for permission to file appeal under 28 USC:1292(b) and motion to file reply in

		support of appeal are denied. (fdc) (Entered: 12/02/2014)
12/08/2014	<u>615</u>	REPLY in Support re <u>513</u> MOTION for Partial Summary Judgment filed by JOHN PIA. Certificate of Service. (DESTEFANO, WILLIAM) Modified on 12/9/2014 (lisad, ). (Entered: 12/08/2014)
12/11/2014	<u>616</u>	MOTION for Leave to File <i>a Sur-Reply in Opposition to the Motion of John Pia for Partial Summary Judgment</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order, # <u>4</u> B. Refsin to Judge O'Neill encl courtesy copy)(REFSIN, BARRY) (Entered: 12/11/2014)
12/18/2014	<u>617</u>	MOTION for Leave to File <i>Sur-Reply in Support of Motion for Partial Summary Judgment</i> filed by JOHN PIA.Memorandum; Certificate of Service.(DESTEFANO, WILLIAM) (Entered: 12/18/2014)
01/05/2015	<u>618</u>	ORDER THAT THE PARTIES SHALL APPEAR FOR ORAL ARGUMENT ON DEFENDANTS' MOTION FOR ADJUDICATION OF PLAINTIFFS' ANTITRUST CLAIMS UNDER THE RULE OF REASON [#492] AND PLAINTIFFS' CROSS MOTION FOR SUMMARY JUDGMENT [#495] ON TUESDAY, 1/20/15 AT 10:00 AM IN COURTROOM 4-A BEFORE HONORABLE THOMAS N. ONEILL JR.SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/5/15. 1/5/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/05/2015)
01/08/2015	<u>619</u>	ORDER THAT THE ORAL ARGUMENT PRESENTLY SCHEDULED FOR TUESDAY, 1/20/15 IS CONTINUED UNTIL MONDAY, 2/2/15 AT 10:00 AM IN COURTROOM 4-A BEFORE HONORABLE THOMAS N. ONEILL JR. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/8/15. 1/8/15 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 01/08/2015)
01/12/2015	<u>620</u>	ORDER THAT THE ORAL ARGUMENT PRESENTLY SCHEDULED FOR MONDAY, 2/2/15 IS CONTINUED UNTIL WEDNESDAY, 2/4/15 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILA., PA. THE ORDER, DATED 1/5/15, SHALL REMAIN THE SAME IN ALL OTHER RESPECTS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/12/15. 1/13/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/13/2015)
01/26/2015	<u>621</u>	<i>Letter to J. O'Neill from B. Refsin re Nexium Class Certification Opinion</i> by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) Modified on 1/27/2015 (nd). (Entered: 01/26/2015)
02/04/2015	<u>622</u>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Motion Hearing held on 2/4/15. Court Reporter: ESR. (fdc) (Entered: 02/04/2015)
02/12/2015	<u>623</u>	ORDER THAT PLAINTIFFS' CROSS MOTION TO STRIKE THE SUPPLEMENTAL EXPERT REPORT OF PROFESSOR LOPEZ [#593] IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/12/15.2/12/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/12/2015)
02/17/2015	<u>624</u>	<i>Statement Letter to Judge O'Neill from Barry Refsin re Procaps Opinion</i> by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 02/17/2015)
02/18/2015	<u>625</u>	<i>Statement Letter to The Honorable Thomas N. O'Neill, Jr.</i> by BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 02/18/2015)
02/19/2015	<u>626</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM.

		ROSENSTEIN & SONS CO. <i>Notice of Intent to Submit Rebuttal Expert Report and Supplemental Brief</i> (REFSIN, BARRY) (Entered: 02/19/2015)
02/19/2015	<u>627</u>	ORDER THAT THE PARTIES SHALL APPEAR FOR A DAUBERT HEARING ON DEFENDANTS' MOTIONS TO EXCLUDE THE PROPOSED EXPERT TESTIMONY OF DR. KEITH LEFFLER ON BEHALF OF PLAINTIFFS PUBLIX SUPERMARKETS, INC. AND GIANT EAGLE, INC. (DOC. NOS. 516, 520) ON 3/10/2015 AT 10:00 A.M. IN COURTROOM 4-A, U.S. COURTHOUSE, PHILADELPHIA, PA; ETC.. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/19/2015. 2/20/2015 ENTERED AND COPIES MAILED AND E-MAILED. (ems) (Entered: 02/20/2015)
02/20/2015	<u>628</u>	TRANSCRIPT of Oral Argument held on 2/4/15, before Judge O'Neill. Court Reporter/Transcriber Writer's Cramp, Inc. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 3/13/2015. Redacted Transcript Deadline set for 3/23/2015. Release of Transcript Restriction set for 5/21/2015. (fde) (Entered: 02/23/2015)
02/20/2015	<u>629</u>	Notice of Filing of Official Transcript with Certificate of Service re <u>628</u> Transcript - PDF, 2/23/15 Entered and Copies Emailed and Mailed. (fde) (Entered: 02/23/2015)
02/23/2015	<u>630</u>	Statement <i>Letter to The Honorable Thomas N. O'Neill, Jr. re: Plaintiffs' Letter-Brief of February 17, 2015</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 02/23/2015)
03/02/2015	<u>631</u>	ORDER THAT THE DAUBERT HEARING SCHEDULED FOR TUESDAY, 3/10/15 IS CONTINUED TO TUESDAY, 3/24/15 AT 10:00 AM IN COURTROOM 4-A BEFORE HONORABLE THOMAS N. ONEILL JR. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/2/15. 3/2/15 ENTERED AND COPIES MAILED AND E-MAILED.(fde) (Entered: 03/02/2015)
03/03/2015	<u>632</u>	ORDER THAT THE PARTIES SHALL APPEAR FOR A DAUBERT HEARING ON THE MOTIONS TO EXCLUDE THE PROPOSED EXPERT TESTIMONY OF EINER ELHAUGE [DKT.NOS.515,521], RIGOBERTO LOPEZ [DKT.NO.584] AND JOHN JOHNSON [DKT.NO.583] BEGINNING ON TUESDAY, 4/14/15 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILA., PA. THE PARTIES SHALL SUBMIT A MEMORANDUM WITH AN AGREED UPON SCHEDULE FOR THE HEARING AND A LIST OF THE WITNESSES THAT WILL TESTIFY AT THE HEARING ON OR BEFORE 3/17/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/3/15. 3/3/15 ENTERED AND COPIES MAILED, E-MAILED.(fde) (Entered: 03/03/2015)
03/06/2015	<u>633</u>	Direct Purchaser Class Plaintiffs' Brief in Opposition to the Supplemental Sur-Reply of M.D. Basciani, Inc. in Support of its Motion to Exclude the Opinions of Professor Einer Elhauge. (FILED UNDER SEAL) (fde) (Entered: 03/09/2015)
03/11/2015	<u>634</u>	NOTICE by ALL AMERICAN MUSHROOM, INC., ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., MEIJER DISTRIBUTION, INC., MEIJER, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO. <i>of Withdrawal of David M. Buckner's Appearance</i> (MOSKOWITZ, ADAM) *FILED IN ERROR BY WRONG ATTORNEY; CORRECT ATTORNEY TO RE-FILE* Modified on 3/12/2015 (lisad, ). (Entered: 03/11/2015)
03/11/2015	<u>635</u>	Application of Paul E. Slater, Esq. to practice in this Court pursuant to LRCP 83.5.2(b) (Pro Hac Vice) on behalf of PUBLIX SUPER MARKETS, INC., Statement, Certificate of Service (\$40 Filing Fee Pd. - Receipt #117561). (fde) (Entered: 03/12/2015)
03/12/2015	<u>636</u>	AMENDED ORDER. ORDER THAT THE DATE FOR THE PARTIES TO SUBMIT THE MEMORANDUM WITH AN AGREED UPON SCHEDULE FOR THE HEARING AND LIST OF WITNESS THAT WILL TESTIFY AT THE DAUBERT HEARING SCHEDULED FOR 4/14/15 IS EXTENDED TO 3/27/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/12/15.



		3/12/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Main Document 636 replaced on 3/16/15) (fdc). (Entered: 03/12/2015)
03/12/2015	<a href="#">637</a>	ORDER THAT THE APPLICATION OF PAUL E. SLATER, ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/12/15. 3/12/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/12/2015)
03/13/2015	<a href="#">638</a>	MOTION to Exclude <i>the Opinions of Dr. Jesse David</i> filed by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC..Certificate of Service. (Attachments: # <a href="#">1</a> Certificate of Service, # <a href="#">2</a> Text of Proposed Order)(GERMAINE, DAVID) (Entered: 03/13/2015)
03/13/2015	<a href="#">639</a>	Memorandum in Support of Opt-Out Plaintiffs' Motion to Exclude the Opinions of Dr. Jesse David under Daubert v. Merrell Dow Pharms, Inc. and FRE 702 and 403. (FILED UNDER SEAL) (fdc) (Entered: 03/16/2015)
03/16/2015	<a href="#">640</a>	Memorandum re <a href="#">516</a> MOTION to Preclude filed by BASCIANI FOODS, INC., BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GIANT EAGLE, INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., M.D. BASCIANI & SONS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 03/16/2015)
03/18/2015	<a href="#">641</a>	MOTION to Exclude <i>Prof. Rigoberto Lopez</i> filed by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC..Certificate of Service. (Attachments: # <a href="#">1</a> Certificate of Service, # <a href="#">2</a> Text of Proposed Order)(CAIN-MANNIX, MOIRA) (Entered: 03/18/2015)
03/19/2015	<a href="#">642</a>	Memorandum in Support of Opt-Out Plaintiffs' Motion to Exclude the Opinions of Prof. Rigoberto Lopez under Daubert v. Merrell Dow Pharms, Inc. and FRE 702 and 403. (FILED UNDER SEAL) (fdc) (Entered: 03/19/2015)
03/19/2015	<a href="#">643</a>	Declaration of MOIRA CAIN-MANNIX in Support of Opt-Out Plaintiffs' Memorandum of Law in Support of Motion to Exclude the Opinions of Prof. Rigoberto Lopez under Daubert v. Merrell Dow Pharms, Inc. and FRE 702 and 403. (FILED UNDER SEAL) (fdc) (Entered: 03/19/2015)
03/23/2015	<a href="#">644</a>	ORDER THAT THE DAUBERT HEARING ON THE MOTIONS TO EXCLUDE THE PROPOSED EXPERT TESTIMONY OF EINER ELHAUGE, RIGOBERTO LOPEZ AND JOHN JOHNSON PRESENTLY SCHEDULED FOR TUESDAY, 4/14/15 IS CONTINUED TO TUESDAY, 5/19/15 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILADELPHIA, PA BEFORE HONORABLE THOMAS N. ONEILL JR. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/23/15. 3/23/15 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 03/23/2015)
03/24/2015		Copy of Order dated 3/3/15 and envelope returned from the U.S. Postal Service addressed to Jonathan M. Gerstein, Esq. for the following reason: Insufficient Address. (fdc, ) (Entered: 03/24/2015)
03/25/2015	<a href="#">645</a>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Motion Hearing held on 3/24/15. Re: Daubert Hearing on defendants' motions to exclude the proposed expert testimony of Dr. Keith Leffler on behalf of plaintiffs Publix Supermarkets, Inc. and Giant Eagle, Inc. (Dkt. Nos. 516, 520). (fdc) (Entered: 03/25/2015)
03/26/2015	<a href="#">646</a>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Argued Sur: Daubert Motion Hearing held on 3/25/15 re <a href="#">516</a> MOTION to Preclude filed by C & C CARRIAGE MUSHROOM CO., BROWNSTONE MUSHROOM FARMS, INC., <a href="#">520</a> MOTION to Exclude filed by M.D. BASCIANI & SONS, INC. Court Reporter: ESR. (fdc, ) (Entered: 03/26/2015)
03/31/2015	<a href="#">647</a>	STIPULATION AND ORDER THAT DEFENDANTS MAY FILE A MEMORANDUM IN OPPOSITION TO OPT-OUT PLAINTIFFS' MOTION TO PRECLUDE OPINIONS BY PROPOSED EXPERT WITNESS JESSE DAVID ON OR BEFORE 4/15/15 AND THAT OPT-OUT PLAINTIFFS SHALL HAVE UNTIL 4/27/15 TO FILE ANY REPLY BRIEF IN CONNECTION WITH THE AFORESAID MOTION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/31/15. 3/31/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/31/2015)

04/02/2015	<u>648</u>	STIPULATION AND ORDER THAT M.D. BASCIANI MAY FILE ITS RESPONSE IN OPPOSITION TO PLAINTIFFS' MOTION TO EXCLUDE THE OPINIONS OF PROFESSOR RIGOBERTO LOPEZ ON OR BEFORE 4/15/15, AND THAT PLAINTIFFS SHALL HAVE UNTIL 4/27/15 TO FILE ANY REPLY BRIEF IN CONNECTION WITH THEIR MOTION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/1/15. 4/2/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/02/2015)
04/08/2015	<u>649</u>	ORDER THAT PLAINTIFFS' MOTION FOR LEAVE TO FILE A SUR-REPLY IN OPPOSITION TO THE MOTION OF JOHN PIA FOR PARTIAL SUMMARY JUDGMENT <u>245</u> IS GRANTED AND THE SUR-REPLY FILED WITH THE PLAINTIFFS' MOTION FOR LEAVE TO FILE IS DEEMED FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/8/15.4/8/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/08/2015)
04/08/2015	<u>650</u>	PLAINTIFFS ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.'S Sur-Reply in Opposition to the Motion of John Pia for Partial Summary Judgment <u>245</u> . (fdc) (Entered: 04/08/2015)
04/08/2015	<u>651</u>	ORDER THAT DEFENDANT JOHN PIA'S MOTION <u>617</u> FOR LEAVE TO FILE A SUR-REPLY IN SUPPORT OF HIS MOTION FOR SUMMARY JUDGMENT <u>245</u> IS GRANTED AND THE SUR-REPLY FILED WITH DEFENDANT JOHN PIA'S MOTION FOR LEAVE TO FILE IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/8/15.4/8/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/08/2015)
04/08/2015	<u>652</u>	DEFENDANT JOHN PIA'S Sur-Reply in Support of Motion for Partial Summary Judgment <u>245</u> , Certificate of Service. (fdc) (Entered: 04/08/2015)
04/15/2015	<u>653</u>	MEMORANDUM in Opposition re <u>638</u> MOTION to Exclude <i>the Opinions of Dr. Jesse David</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (Attachments: # <u>1</u> Certificate of Service)(DESTEFANO, WILLIAM) Modified on 4/16/2015 (lisad, ). (Entered: 04/15/2015)
04/15/2015	<u>654</u>	Defendant M.D. Basciani & Sons, Inc.'s Brief in Opposition to Opt-Out Plaintiffs' Motion to Exclude the Opinions of Prof. Rigoberto Lopez under Daubert v. Merrell Dow Pharms. Inc. and F.R.E. 702 and 403. (Filed under Seal) (fdc) (Entered: 04/16/2015)
04/23/2015	<u>655</u>	Letter to Honorable Thomas N. O'Neill, Jr. re recent opinion by the Third Circuit Court of Appeals filed by BROWNSTONE MUSHROOM FARMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Letter Brief.(DESTEFANO, WILLIAM) Modified on 4/24/2015 (lisad, ). (Entered: 04/23/2015)
04/28/2015	<u>656</u>	Reply Memorandum in Support of Opt-Out Plaintiffs' Motion to Exclude the Opinions of Dr. Jesse David under Daubert v. Merrell Dow Pharms, Inc. and FRE 702 & 403. (Filed under Seal) (fdc) (Entered: 04/28/2015)
04/28/2015	<u>657</u>	Reply Memorandum in Support of Opt-Out Plaintiffs' Motion to Exclude the Opinions of Prof. Rigoberto Lopez under Daubert v. Merrell Dow Pharms, Inc. and FRE 702 & 403, Declaration. (Filed under Seal) (fdc) (Entered: 04/28/2015)
04/29/2015	<u>658</u>	PROPOSED ORDER AND ADDENDUM TO THE MAY 20, 2013 EXPERT REPORT BY

		PROFESOR RIGOBERTO LOPEZ (SUPPLEMENT TO EXHIBIT "A") IN RE DEFENDANT M.D. BASCIANI & SONS, INC.'S BRIEF IN OPPOSITION TO OPT-OUT PLAINTIFFS' MOTION TO EXCLUDE THE OPINIONS OF PROF. RIGOBERTO LOPEZ UNDER DAUBERT V. MERRELL DOW PHARMS. INC. AND FRE 702 AND 403. (FILED UNDER SEAL) (fdc) (Entered: 04/29/2015)
04/30/2015	<a href="#">659</a>	Application of Brian C. Hill, Esq. to practice in this Court pursuant to LRCP 83.5.2(b) on behalf of Giant Eagle, Inc. (Pro Hac Vice), Statement, Certificate of Service. (\$40 Filing Fee Pd. Receipt #120180). (fdc) (Entered: 04/30/2015)
04/30/2015	<a href="#">660</a>	<i>Letter to J. O'Neill from B. Refsin re Blood Reagents</i> by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) Modified on 5/1/2015 (lisad, ). (Entered: 04/30/2015)
05/05/2015	<a href="#">661</a>	ORDER THAT THE APPLICATION OF BRIAN C. HILL, ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/5/15. 5/6/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/06/2015)
05/11/2015	<a href="#">662</a>	<i>Joint Memorandum Regarding Hearing on Daubert Motions Regarding Plaintiffs' and Defendants' Proposed Expert Witnesses</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., M.D. BASCIANI & SONS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) Modified on 5/12/2015 (lisad, ). (Entered: 05/11/2015)
05/12/2015	<a href="#">663</a>	TRANSCRIPT of Daubert Hearing held on 3/24/15, before Judge O'Neill, Jr.. Court Reporter/Transcriber Writer's Cramp, Inc.. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 6/2/2015. Redacted Transcript Deadline set for 6/12/2015. Release of Transcript Restriction set for 8/10/2015. (fdc) (Entered: 05/12/2015)
05/12/2015	<a href="#">664</a>	TRANSCRIPT of Daubert Hearing held on 3/25/15, before Judge O'Neill, Jr.. Court Reporter/Transcriber Writer's Cramp, Inc.. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 6/2/2015. Redacted Transcript Deadline set for 6/12/2015. Release of Transcript Restriction set for 8/10/2015. (fdc) (Entered: 05/12/2015)
05/12/2015	<a href="#">665</a>	Notice of Filing of Official Transcript with Certificate of Service re <a href="#">664</a> Transcript - PDF, <a href="#">663</a> Transcript - PDF, 5/12/15 Entered and Copies Emailed and Mailed. (fdc) (Entered: 05/12/2015)
05/13/2015	<a href="#">666</a>	ORDER THAT THE COURT WILL ADOPT THE SCHEDULE PROPOSED BY CLASS PLAINTIFFS IN THE PARTIES' JOINT MEMORANDUM REGARDING THE UPCOMING HEARING ON THE PARTIES' DAUBERT MOTIONS (DKT.NO.662). THE HEARING WILL BEGIN AT 9:30 AM ON TUESDAY, MAY 19. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/13/15. 5/13/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/13/2015)
05/18/2015		Set/Reset Deadlines as to <a href="#">515</a> MOTION to Preclude, <a href="#">583</a> MOTION to Exclude <i>the Opinions of Dr. John Johnson Pursuant to Daubert v. Merrell Dow</i> , <a href="#">584</a> MOTION to Exclude <i>the Opinions of Prof. Rigoberto Lopez Pursuant to Daubert v. Merrell Dow</i> , <a href="#">521</a> MOTION to Exclude. MOTION HEARING SET FOR 5/19/2015 09:30 AM BEFORE HONORABLE THOMAS N. ONEILL JR.. (fdc, ) (Entered: 05/18/2015)
05/20/2015	<a href="#">667</a>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR. Argued Sur: Daubert Motion held on 5/19/15. Re: Defendants' Motions to preclude expert opinions by Class Plaintiffs' proposed expert witness, Prof. Einer Elhauge [515,521]. Putative Class Plaintiffs' motion to

		preclude expert opinions by Defendants' proposed expert witness Dr. John Johnson <u>583</u> ; and Putative Class Plaintiffs' motion to preclude expert opinions by Defendant M.D. Basciani & Sons, Inc.'s proposed expert witness Dr. Rigoberto Lopez <u>584</u> . Court Reporter: ESR. (fdc) (Entered: 05/20/2015)
05/21/2015	<u>668</u>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Argued Sur: Daubert Motion held on 5/20/15. Court Reporter: ESR. (fdc) (Entered: 05/21/2015)
05/26/2015	<u>669</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, DATED 5/26/15 ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/26/15. 5/26/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/26/2015)
05/26/2015	<u>670</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/26/15. 5/26/15 ENTERED AND COPIES MAILED AND E-MAILED. (fdc) (Main Document 670 replaced on 10/21/15) (fdc). (Entered: 05/26/2015)
05/26/2015	<u>671</u>	MEMORANDUM AND ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/26/15. 5/26/15 ENTERED AND COPIES MAILED AND E-MAILED. (fdc) (Main Document 671 replaced on 10/21/15) (fdc). (Entered: 05/26/2015)
05/26/2015	<u>672</u>	ORDER THAT A HEARING WITH RESPECT TO A SETTLEMENT REACHED BETWEEN PLAINTIFF AND KITCHEN PRIDE MUSHROOM FARMS IS SCHEDULED FOR WEDNESDAY, 6/3/15 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILA., PA. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/26/15. 5/26/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/26/2015)
05/27/2015	<u>673</u>	AMENDED ORDER. ORDER THAT A HEARING WITH RESPECT TO A SETTLEMENT REACHED BETWEEN PLAINTIFF AND KITCHEN PRIDE MUSHROOM FARMS SCHEDULED FOR WEDNESDAY, 6/3/15 IS CONTINUED UNTIL MONDAY, 6/29/15 AT 10:00 AM IN COURTROOM 4-A BEFORE HONORABLE THOMAS N. ONEILL JR. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/27/15. 5/27/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/27/2015)
06/03/2015	<u>674</u>	NOTICE of Substitution of Counsel on behalf of FRANKLIN FARMS, INC. Certificate of Service. (WACHLIN, MARK) Modified on 6/4/2015 (lisad, ). (Entered: 06/03/2015)
06/03/2015	<u>675</u>	NOTICE of Substitution of Counsel on behalf of FRANKLIN FARMS, INC. Certificate of Service. (FITZGIBBON, DAVID) *DUPLICATE FILING OF DOC. <u>674</u> * Modified on 6/4/2015 (lisad, ). (Entered: 06/03/2015)
06/09/2015	<u>676</u>	MOTION for Reconsideration filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Text of Proposed Order, # <u>3</u> Letter to Judge O'Neill enclosing courtesy copy, # <u>4</u> Letter to M. Kunz re Memorandum in Support filed under seal)(REFSIN, BARRY) (Entered: 06/09/2015)
06/09/2015	<u>677</u>	MOTION for Reconsideration re <u>671</u> Order (Memorandum and/or Opinion) of Section 1.b of Court's Order of May 26, 2015 Regarding Plaintiffs' Supply Control Claims filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Memorandum of Law; Certificate of Service.(DESTEFANO, WILLIAM) (Entered: 06/09/2015)
06/09/2015	<u>678</u>	Plaintiffs' Memorandum of Law in Support of Motion for Reconsideration of the Court's 5/26/15 Memorandum and Order Granting, in Part, Certain Defendants' Motion to Adjudicate Plaintiffs' Antitrust Claims under the Rule of Reason. (FILED UNDER SEAL) (fdc) (Entered: 06/10/2015)
06/12/2015	<u>679</u>	TRANSCRIPT of Daubert Hearing held on 5/19/15, before Judge O'Neill, Jr.. Court Reporter/Transcriber Laws Transcription Service. Transcript may be viewed at the court public

		terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 7/6/2015. Redacted Transcript Deadline set for 7/13/2015. Release of Transcript Restriction set for 9/10/2015. (fdc) (Entered: 06/12/2015)
06/12/2015	<u>680</u>	TRANSCRIPT of Daubert Hearing held on 5/20/15, before Judge O'Neill, Jr.. Court Reporter/Transcriber Laws Transcription Services. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 7/6/2015. Redacted Transcript Deadline set for 7/13/2015. Release of Transcript Restriction set for 9/10/2015. (fdc) (Entered: 06/12/2015)
06/12/2015	<u>681</u>	Notice of Filing of Official Transcript with Certificate of Service re <u>680</u> Transcript - PDF, <u>679</u> Transcript - PDF, 6/12/15 Entered and Copies Emailed and Mailed. (fdc) (Entered: 06/12/2015)
06/23/2015	<u>682</u>	MEMORANDUM in Opposition re <u>676</u> MOTION for Reconsideration of the Court's May 26, 2015 Memorandum and Order filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (Attachments: # <u>1</u> Certificate of Service)(DESTEFANO, WILLIAM) Modified on 6/24/2015 (lisad, ). (Entered: 06/23/2015)
06/23/2015	<u>683</u>	RESPONSE in Opposition re <u>677</u> MOTION for Reconsideration re <u>671</u> Order (Memorandum and/or Opinion) of Section 1.b of Court's Order of May 26, 2015 Regarding Plaintiffs' Supply Control Claims filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 06/23/2015)
06/23/2015	<u>684</u>	NOTICE of Appearance by F. BRENDEN COLLER on behalf of KITCHEN PRIDE MUSHROOMS with Certificate of Service(COLLER, F.) (Entered: 06/23/2015)
06/25/2015	<u>685</u>	NOTICE of Withdrawal of Appearance by FRANCIS P. NEWELL on behalf of KITCHEN PRIDE MUSHROOMS(NEWELL, FRANCIS) (Entered: 06/25/2015)
07/02/2015	<u>686</u>	MOTION for Leave to File a Reply in Support of Plaintiffs' Motion for Reconsideration of the Court's Order of May 26, 2015 filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> B. Refsin to Judge O'Neill enclosing courtesy copy)(REFSIN, BARRY) (Entered: 07/02/2015)
07/06/2015	<u>687</u>	NOTICE of Withdrawal of Appearance by DAVID M. BUCKNER on behalf of the Direct Purchaser Class, Certificate of Service.(gs) (Entered: 07/06/2015)
07/06/2015	<u>688</u>	ORDER THAT UPON CONSIDERATION OF PLAINTIFFS' MOTION FOR LEAVE TO FILE A REPLY IN SUPPORT OF PLAINTIFFS' MOTION FOR RECONSIDERATION <u>678</u> , IT IS HEREBY ORDERED THAT THE MOTION IS GRANTED AND THE REPLY IS DEEMED FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/6/15.7/6/15 ENTERED AND COPIES MAILED, E-MAILED.(ti, ) (Entered: 07/06/2015)
07/06/2015	<u>689</u>	REPLY in Support of MOTION <u>677</u> for Reconsideration of the Court's Order of May 26, 2015 filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO. (ti, ) (Entered: 07/06/2015)
07/21/2015	<u>690</u>	MOTION for Leave to File Reply Brief in Opposition to Plaintiffs' Motion for Reconsideration of the Court's Order of May 26, 2015 filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM

		MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Memorandum. (Attachments: # <u>1</u> Text of Proposed Order)(DESTEFANO, WILLIAM) (Entered: 07/21/2015)
07/22/2015	<u>691</u>	ORDER THAT DEFENDANTS' <u>690</u> MOTION FOR LEAVE TO FILE A REPLY BRIEF IS GRANTED AND THE REPLY FILED WITH DEFENDANTS' MOTION IS HEREBY DEEMED TO BE FILED AS OF HTE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/22/15.7/22/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/22/2015)
07/22/2015	<u>692</u>	Defendants' Memorandum in Reply to Plaintiffs' Reply Memorandum in Further Support of Plaintiffs' Motion for Reconsideration of the Court's Order of 5/26/15. (fdc) (Entered: 07/22/2015)
07/29/2015	<u>693</u>	MEMORANDUM AND OPINION FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/29/15. 7/29/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL) (fdc) (Entered: 07/29/2015)
07/29/2015	<u>694</u>	MEMORANDUM AND ORDER FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/29/15. 7/29/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL) (fdc) (Entered: 07/29/2015)
07/29/2015	<u>695</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 7/29/15 ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/29/15. 7/29/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/29/2015)
07/29/2015	<u>718</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/29/15. 8/26/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/26/2015)
07/29/2015	<u>719</u>	MEMORANDUM AND ORDER THAT EASTERN MUSHROOM MARKETING COOPERATIVE (EMMC) DEFENDANTS' MOTION TO EXCLUDE THE EXPERT OPINIONS OF PROFESSOR EINER ELHAUGE [#515], DEFENDANT M.D. BASCIANI'S MOTION TO EXCLUDE PROF. ELHAUGE'S OPINIONS [#521] ARE DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/29/15. 8/26/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/26/2015)
07/30/2015	<u>696</u>	MOTION for Leave to File a <i>Sur-Reply in Support of Plaintiffs' Motion for Reconsideration of the Court's Order of May 26, 2015</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order, # <u>4</u> B Refsin to Judge O'Neill enclosing courtesy copy)(REFSIN, BARRY) (Entered: 07/30/2015)
07/30/2015	<u>697</u>	ORDER THAT PLAINTIFFS' MOTION FOR LEAVE TO FILE A SUR-REPLY IN SUPPORT OF PLAINTIFFS' MOTION FOR RECONSIDERATION OF THE COURT'S ORDER OF 5/26/15 (DKT.NOS. 676,678) IS GRANTED AND THE SUR-REPLY FILED WITH PLAINTIFFS' MOTION FOR LEAVE TO FILE IS DEEMED FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 7/30/15.7/30/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 07/30/2015)
07/30/2015	<u>698</u>	Plaintiffs' Sur-Reply in Support of Motion for Reconsideration of the Court's Order of 5/26/15, Certificate of Service. (fdc) (Entered: 07/30/2015)
08/03/2015	<u>699</u>	MOTION for Leave to File <i>Sur Reply Brief in Opposition to Plaintiffs' Motion for Reconsideration of the Court's Order of May 26, 2015</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC.,

		PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Brief; Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(DESTEFANO, WILLIAM) (Entered: 08/03/2015)
08/04/2015	<u>700</u>	ORDER THAT DEFENDANTS' MOTION <u>699</u> FOR LEAVE TO FILE A SUR REPLY IN OPPOSITION TO PLAINTIFFS' MOTION FOR RECONSIDERATION OF THE COURT'S ORDER OF 5/26/15 [676,678] IS HEREBY GRANTED AND THE PROPOSED SUR-REPLY BRIEF SUBMITTED WITH DEFENDANTS' MOTION IS HEREBY DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/4/15.8/4/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/04/2015)
08/04/2015	<u>701</u>	Defendants' Sur-Reply to Plaintiffs' Motion for Reconsideration of the Court's 5/26/15 Order.(fdc) (Entered: 08/04/2015)
08/05/2015	<u>702</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 8/5/15, ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/5/15. 8/5/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/05/2015)
08/05/2015	<u>703</u>	MEMORANDUM AND OPINION FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/5/15. 8/5/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL) (fdc) (Entered: 08/05/2015)
08/05/2015	<u>704</u>	MEMORANDUM AND ORDER FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/5/15. 8/5/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 08/05/2015)
08/05/2015	<u>730</u>	REDACTED MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/5/15. 9/1/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) Modified on 9/9/2015 (lisad, ). (Entered: 09/01/2015)
08/05/2015	<u>731</u>	REDACTED MEMORANDUM AND ORDER THAT THE EMMC DEFENDANTS' MOTION <u>516</u> AND M.D. BASCIANI'S MOTION <u>520</u> TO EXCLUDE DR. KEITH LEFFLER'S EXPERT OPINIONS OFFERED ON BEHALF OF PLAINTIFFS GIANT EAGLE, INC. AND PUBLIX, INC. ARE DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/5/15. 9/1/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) Modified on 9/9/2015 (lisad, ). (Entered: 09/01/2015)
08/07/2015	<u>705</u>	DEFENDANTS' MOTION FOR LEAVE TO FILE SURREPLY TO OPT-OUT PLAINTIFFS' MOTION TO EXCLUDE THE OPINIONS OF DR. JESSE DAVID. (FILED UNDER SEAL) (fdc) (Entered: 08/10/2015)
08/10/2015	<u>706</u>	ORDER FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/10/15.8/10/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 08/10/2015)
08/10/2015	<u>707</u>	Defendants' Surreply to Opt-Out Plaintiffs' Motion to Exclude the Opinions of Dr. Jesse David <u>638</u> , Certificate of Service. (FILED UNDER SEAL) (fdc) (Entered: 08/10/2015)
08/11/2015	<u>708</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER ALSO DATED 8/11/15 ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/11/15. 8/12/15 ENTERED AND COPIES MAILED.(mbh, ) (Entered: 08/12/2015)
08/11/2015	<u>709</u>	MEMORANDUM AND/OR OPINION (FILED UNDER SEAL). SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/11/15. 8/12/15 ENTERED AND COPIES MAILED.(mbh, ) (Entered: 08/12/2015)
08/11/2015	<u>710</u>	ORDER (FILED UNDER SEAL). SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/11/15. 8/12/15 ENTERED AND COPIES MAILED.(mbh, ) (Entered: 08/12/2015)
08/11/2015	<u>744</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON

		8/11/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
08/11/2015	<u>748</u>	MEMORANDUM AND ORDER THAT THE PUTATIVE CLASS PLAINTIFFS' MOTION TO EXCLUDE THE TESTIMONY OF EASTERN MUSHROOM MARKETING COOPERATIVE (EMMC) IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/11/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
08/20/2015	<u>711</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 8/20/15, ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/20/15. 8/20/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/20/2015)
08/20/2015	<u>712</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/20/15. 8/20/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 08/20/2015)
08/20/2015	<u>713</u>	MEMORANDUM AND ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/20/15. 8/20/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 08/20/2015)
08/20/2015	<u>733</u>	REDACTED MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/20/15. 9/9/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) Modified on 9/9/2015 (lisad, ). (Entered: 09/09/2015)
08/20/2015	<u>734</u>	REDACTED MEMORANDUM AND ORDER THAT PLAINTIFFS' MOTION TO EXCLUDE THE EXPERT TESTIMONY OF DR. RIGOBERTO LOPEZ OFFERED ON BEHALF OF DEFENDANT M.D. BASCIANI <u>584</u> IS GRANTED IN PART TO THE EXTENT EXPLAINED IN THE ACCOMPANYING MEMORANDUM OF LAW AND DENIED IN ALL OTHER RESPECTS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/20/15. 9/9/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) Modified on 9/9/2015 (lisad, ). (Entered: 09/09/2015)
08/21/2015	<u>714</u>	MOTION for Leave to File <i>Supplemental Sur-Reply Brief in Support of its Motion for Summary Judgment</i> filed by M.D. BASCIANI & SONS, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(SCHINDLER, THOMAS) (Entered: 08/21/2015)
08/24/2015	<u>715</u>	ORDER THAT DEFENDANT M.D. BASCIANI & SONS, INC.'S <u>714</u> MOTION FOR LEAVE TO FILE A SUPPLEMENTAL SUR-REPLY BRIEF IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT IS GRANTED, AND THE SUR-REPLY BRIEF FILED WITH THE MOTION IS DEEMED FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/24/15. 8/24/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/24/2015)
08/24/2015	<u>716</u>	DEFENDANT M.D. BASCIANI & SONS, INC.'S Supplemental Sur-Reply Brief in Support of its Motion for Summary Judgment, Certificate of Service. (fdc) (Entered: 08/24/2015)
08/26/2015	<u>717</u>	ORDER THAT THE ATTACHED REDACTED MEMORANDUM AND ORDER OF 7/29/15 IS DEEMED FILED OF RECORD AS OF 7/29/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/26/15. 8/26/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/26/2015)
08/26/2015	<u>720</u>	MOTION for Leave to File <i>a Response to the Supplemental Sur-Reply of Defendant M.D. Basciani &amp; Sons, Inc. in Support of its Motion for Summary Judgment</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order, # <u>4</u> B. Refsin Letter to Judge O'Neill enclosing courtesy copy)(REFSIN, BARRY) (Entered: 08/26/2015)
08/27/2015	<u>721</u>	ORDER THAT PLAINTIFFS' <u>720</u> MOTION FOR LEAVE TO FILE A RESPONSE IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/27/15.8/27/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/27/2015)
08/27/2015	<u>722</u>	Plaintiffs' Response to the Supplemental Sur-Reply of Defendant M.D. Basciani & Sons, Inc. in Support of its Motion for Summary Judgment. (fdc) (Entered: 08/27/2015)



08/27/2015	<u>723</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/27/15. 8/27/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 08/27/2015)
08/27/2015	<u>724</u>	MEMORANDUM AND ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/27/15. 8/27/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 08/27/2015)
08/27/2015	<u>725</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 8/27/15, ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/27/15. 8/27/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 08/27/2015)
08/27/2015	<u>736</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/27/15. 9/22/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/22/2015)
08/27/2015	<u>737</u>	MEMORANDUM AND ORDER THAT OPT-OUT PLAINTIFFS' MOTION TO EXCLUDE THE EXPERT TESTIMONY OF DR. RIGOBERTO LOPEZ OFFERED ON BEHALF OF DEFENDANT M.D. BASCIANI <u>641</u> IS GRANTED IN PART AND DENIED IN PART AS EXPLAINED IN THE ACCOMPANYING MEMORANDUM OF LAW. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/27/15. 9/22/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/22/2015)
08/31/2015	<u>726</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 8/31/2015 ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/31/2015. 8/31/2015 ENTERED AND COPIES MAILED, E-MAILED.(ahf) (Entered: 08/31/2015)
08/31/2015	727	MEMORANDUM AND/OR OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/31/2015. 8/31/2015 ENTERED AND COPIES MAILED. (FILED UNDER SEAL).(ahf) (Entered: 08/31/2015)
08/31/2015	728	ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/31/2015. 8/31/2015 ENTERED AND COPIES MAILED. (FILED UNDER SEAL).(ahf) (Entered: 08/31/2015)
08/31/2015	<u>746</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/31/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
08/31/2015	<u>747</u>	MEMORANDUM AND ORDER THAT PLAINTIFFS' MOTION FOR RECONSIDERATION OF THE COURT'S 5/26/15 ORDER [DKT. NOS. 676 AND 678] IS DENIED. DEFENDANTS' MOTION FOR RECONSIDERATION OF THE COURT'S 5/26/15 ORDER [#677] IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/31/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
09/01/2015	<u>729</u>	ORDER THAT THE ATTACHED REDACTED MEMORANDUM AND ORDER OF 8/5/15 IS DEEMED FILED OF RECORD AS OF 8/5/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/1/15. 9/1/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/01/2015)
09/09/2015	<u>732</u>	ORDER THAT THE ATTACHED REDACTED MEMORANDUM AND ORDER OF 8/20/15 IS DEEMED FILED OF RECORD AS OF 8/20/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/9/15. 9/9/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/09/2015)
09/22/2015	<u>735</u>	ORDER THAT THE ATTACHED REDACTED MEMORANDUM AND ORDER OF 8/27/15 ARE DEEMED FILED OF RECORD AS OF 8/27/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 9/22/15. 9/22/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/22/2015)
09/28/2015	<u>738</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>Direct Purchaser Class Plaintiffs' Notice of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Letter from B Refsin to Judge O'Neill enclosing courtesy copy) (REFSIN, BARRY) (Entered: 09/28/2015)

10/05/2015	<u>739</u>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 10/5/15, ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/5/15. 10/5/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/05/2015)
10/05/2015	<u>740</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/5/15. 10/5/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 10/05/2015)
10/05/2015	<u>741</u>	MEMORANDUM AND ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/5/15. 10/5/15 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Entered: 10/05/2015)
10/13/2015	<u>742</u>	MOTION to Stay <i>Class Certification Proceedings Pending the Outcome of Tyson Foods, Inc. v. Bouaphakeo</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Memorandum, Certificate of Service. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(MONTAGUE, H.) (Entered: 10/13/2015)
10/21/2015	<u>743</u>	ORDER THAT THE ATTACHED REDACTED MEMORANDUM AND ORDER OF 8/11/15 ARE DEEMED FILED OF RECORD AS OF 8/11/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/21/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
10/21/2015	<u>745</u>	ORDER THAT THE ATTACHED REDACTED MEMORANDUM AND ORDER OF 8/31/15 ARE DEEMED FILED OF RECORD AS OF 8/31/15. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/21/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
10/21/2015	<u>749</u>	ORDER THAT THE MEMORANDUM AND ORDER OF 5/26/15 [DKT.NOS. 670 AND 671] ARE UNSEALED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 10/21/15. 10/21/15 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/21/2015)
10/26/2015	<u>750</u>	M.D. BASCIANI & SONS, INC.'S Response to Direct Purchaser Class Plaintiffs' Notice of Supplemental Authority. (FILED UNDER SEAL) (fdc) (Entered: 10/27/2015)
10/30/2015	<u>751</u>	RESPONSE in Opposition re <u>742</u> MOTION to Stay <i>Class Certification Proceedings Pending the Outcome of Tyson Foods, Inc. v. Bouaphakeo</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> B. Refsin to J. O'Neill enclosing courtesy copy)(REFSIN, BARRY) (Entered: 10/30/2015)
11/04/2015	<u>752</u>	REPLY Brief in Support re <u>742</u> MOTION to Stay <i>Class Certification Proceedings Pending the Outcome of Tyson Foods, Inc. v. Bouaphakeo</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. Certificate of Service. (MONTAGUE, H.) Modified on 11/5/2015 (lisad, ). (Entered: 11/04/2015)
03/17/2016	<u>753</u>	BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS

		FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.'S MOTION FOR LEAVE TO FILE SUPPLEMENTAL MEMORANDUM OF LAW IN OPPOSITION TO CLASS CERTIFICATION IN LIGHT OF THE COURT'S RULE OF REASON DECISION, CERTIFICATE OF SERVICE. (FILED UNDER SEAL)(fdc, ) (Entered: 03/18/2016)
03/17/2016	<u>754</u>	Certain Defendants' Supplemental Memorandum of Law in Opposition to Class Certification in Light of the Court's Rule of Reason Decision. (FILED UNDER SEAL) (fdc) (Entered: 03/18/2016)
03/17/2016	<u>755</u>	Appendix of Exhibits to Certain Defendants' Supplemental Memorandum of Law in Opposition to Class Certification in Light of the Court's Rule of Reason Decision. (FILED UNDER SEAL) (fdc) (Entered: 03/18/2016)
03/21/2016	<u>756</u>	ORDER THAT CERTAIN DEFENDANTS' <u>753</u> MOTION FOR LEAVE TO FILE SUPPLEMENTAL MEMORANDUM OF LAW IN OPPOSITION TO CLASS CERTIFICATION IN LIGHT OF THE COURT'S RULE OF REASON DECISION IS GRANTED AND THE SUPPLEMENTAL MEMORANDUM OF LAW IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/21/16.3/21/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/21/2016)
04/05/2016	<u>757</u>	MOTION for Leave to File <i>Response to Certain Defendants' Supplemental Opposition to Class Certification Motion</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Letter to M. Kunz, # <u>3</u> Letter to J. O'Neill)(REFSIN, BARRY) (Entered: 04/05/2016)
04/05/2016	<u>758</u>	Direct Purchaser Class Plaintiffs' Response to Certain Defendants' Supplemental Opposition to Class Certification Motion. (FILED UNDER SEAL) (fdc) (Entered: 04/06/2016)
04/06/2016	<u>759</u>	ORDER THAT DIRECT PURCHASER CLASS PLAINTIFFS' <u>757</u> MOTION FOR LEAVE TO FILE A RESPONSE TO CERTAIN DEFENDANTS' SUPPLEMENTAL OPPOSITION TO CLASS CERTIFICATION IS GRANTED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/6/16.4/6/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/06/2016)
04/07/2016	<u>760</u>	ORDER THAT THE PARTIES SHALL APPEAR ON MONDAY, 4/25/16 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILA., PA. FOR ORAL ARGUMENT WITH RESPECT TO THE FOLLOWING: THE PUTATIVE DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR CLASS CERTIFICATION [#514]; CERTAIN DEFENDANTS' MOTION TO DISMISS, OR IN THE ALTERNATIVE FOR SUMMARY JUDGMENT AGAINST PLAINTIFFS DIVERSIFIED FOODS AND SEASONINGS, INC. AND ASSOCIATED GROCERS, INC. [#441]; AND DEFENDANT M.D. BASCIANI & SONS, INC.'S MOTION FOR SUMMARY JUDGMENT [#518]. IT IS FURTHER ORDERED THAT THE PARTIES SHALL CONFER AND REACH AN AGREEMENT WITH RESPECT TO HOW THEY WOULD LIKE TO STRUCTURE THE ARGUMENT REGARDING THE VARIOUS MOTIONS PRIOR TO A PHONE CONFERENCE ON TUESDAY, 4/25/16 AT 10:00 AM TO DISCUSS THE AGENDA FOR AND THE STATUS OF ANY ISSUES PERTAINING TO THE UPCOMING ORAL ARGUMENT. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/7/16. 4/7/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/07/2016)
04/07/2016	<u>761</u>	ORDER THAT DEFENDANTS' MOTION TO STAY CLASS CERTIFICATION PROCEEDINGS PENDING THE OUTCOME OF TYSON FOODS, INC. V. BOUPHAKEO [#742] IS DISMISSED AS MOOT. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/7/16.4/7/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/07/2016)
04/08/2016	<u>762</u>	NOTICE of Withdrawal of Appearance by ABRAHAM C. REICH on behalf of C & C CARRIAGE MUSHROOM CO., MODERN MUSHROOM FARMS, INC., SHER-ROCKEE MUSHROOM FARM(REICH, ABRAHAM) (Entered: 04/08/2016)
04/13/2016	<u>763</u>	Letter from Barry L. Refsin to Judge O'Neill. Re: Availability of counsel for argument of the pending motions. (fdc) (Entered: 04/13/2016)
04/13/2016	<u>764</u>	ORDER THAT, AT THE REQUEST OF COUNSEL, THE COURT'S ORDER OF 4/7/16 IS AMENDED AS FOLLOWS: THE PARTIES SHALL APPEAR ON TUESDAY, 5/24/16 AT 10:00

		AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILA., PA. FOR ORAL ARGUMENT, WITH WEDNESDAY, 5/25/16 AVAILABLE FOR ARGUMENT IF NECESSARY. A PHONE CONFERENCE IS SCHEDULED FOR WEDNESDAY, 5/18/16 AT 10:00 AM TO DISCUSS THE AGENDA FOR AND THE STATUS OF ANY ISSUES PERTAINING TO THE UPCOMING ORAL ARGUMENT. THE ORDER OF 4/7/16 SHALL REMAIN THE SAME IN ALL OTHER ASPECTS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/13/16. 4/13/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/13/2016)
05/04/2016	<u>765</u>	ORDER THAT, AT THE REQUEST OF COUNSEL, THE COURT'S ORDER OF 4/13/16 IS AMENDED AS FOLLOWS: THE PARTIES SHALL APPEAR FOR ORAL ARGUMENT ON 6/8/2016 AT 10:00 AM IN COURTROOM. A PHONE CONFERENCE IS SCHEDULED FOR 6/1/2016 10:00 AM TO DISCUSS THE AGENDA FOR AND THE STATUS OF ANY ISSUES PERTAINING TO THE UPCOMING ORAL ARGUMENT. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/4/16. 5/5/16 ENTERED AND COPIES MAILED, E-MAILED.(gs) (Entered: 05/05/2016)
06/01/2016	<u>766</u>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Telephone Conference held on 6/1/16. (fdc) (Entered: 06/01/2016)
06/09/2016	<u>767</u>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Motion Hearing held on 6/8/16 re <u>518</u> MOTION for Summary Judgment filed by M.D. BASCIANI & SONS, INC., <u>514</u> MOTION to Certify Class filed by MARKET FAIR, INC., ROBERT ALTMAN, M.L. ROBERT, II, L.L.C., WM. ROSENSTEIN & SONS CO., ASSOCIATED GROCERS, INC., M. ROBERT ENTERPRISES, INC., DIVERSIFIED FOODS & SEASONINGS, INC. Court Reporter: ESR. (fdc, ) (Entered: 06/09/2016)
06/24/2016	<u>768</u>	TRANSCRIPT of MOTION HEARING held on 6/8/2016, before Judge O'Neill. Court Reporter/Transcriber VERITEXT TRANSCRIPTION SERVICES. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 7/15/2016. Redacted Transcript Deadline set for 7/25/2016. Release of Transcript Restriction set for 9/22/2016. (sg, ) Modified on 6/27/2016 (lisad, ). (Entered: 06/24/2016)
06/24/2016	<u>769</u>	Notice of Filing of Official Transcript with Certificate of Service re <u>768</u> Transcript - PDF, 6/8/2016 Entered and Copies Emailed and Mailed. (sg, ) (Entered: 06/24/2016)
08/03/2016	<u>770</u>	JOINDER in Defendant M.D. Basciani & Sons, Inc.'s Response to Direct Purchasers' Class Plaintiffs' Notice of Supplemental Authority filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GIORGI MUSHROOM COMPANY, KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Certificate of Service.(DESTEFANO, WILLIAM) Modified on 8/4/2016 (lisad, ). (Entered: 08/03/2016)
08/09/2016	<u>771</u>	NOTICE of Appearance by JENNIFER E. MACNAUGHTON on behalf of BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. with Certificate of Service(MACNAUGHTON, JENNIFER) (Entered: 08/09/2016)
08/16/2016	<u>772</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. re <u>514</u> MOTION to Certify Class Notice of Supplemental Authority (Attachments: # <u>1</u> Letter to J. O'Neill from B. Refsin)(REFSIN, BARRY) (Entered: 08/16/2016)

08/29/2016	<a href="#"><u>773</u></a>	Defendants' Notice of Supplemental Authority for Harnish v. Widener University and Response to Plaintiffs' Supplemental Authority Filing. (Filed under Seal) (fdc) (Entered: 08/29/2016)
09/06/2016	<a href="#"><u>774</u></a>	Response of Direct Purchaser Class Plaintiffs to Certain Defendants' Notice of Supplemental Authority re <a href="#"><u>773</u></a> Notice (Other) by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 09/06/2016)
09/14/2016	<a href="#"><u>775</u></a>	<i>Letter to The Honorable Thomas N. O'Neill, Jr. from Certain Defendants re Wallach v. Eaton Corp., No. 15-3320 (3d Cir. Sept. 14, 2016)</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (Attachments: # <a href="#"><u>1</u></a> Wallach v. Eaton Corp)(MONTAGUE, H.) Modified on 9/15/2016 (lisad, ). (Entered: 09/14/2016)
09/19/2016	<a href="#"><u>776</u></a>	NOTICE by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., ROBERT A. FERANTO, JR, GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. <i>of Supplemental Authority for September 6 and September 8 Decisions in In Re Processed Egg Products Antitrust Litigation</i> (Attachments: # <a href="#"><u>1</u></a> Exhibit 1, # <a href="#"><u>2</u></a> Exhibit 2)(DESTEFANO, WILLIAM) (Entered: 09/19/2016)
09/22/2016	<a href="#"><u>777</u></a>	Response of Direct Purchaser Class Plaintiffs to Certain Defendants' Notice of Supplemental Authority From In re Processed Egg Products Antitrust Litigation re <a href="#"><u>776</u></a> Notice (Other),, by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 09/22/2016)
11/22/2016	<a href="#"><u>778</u></a>	ORDER THAT THE ENCLOSED MEMORANDUM AND ORDER, ALSO DATED 11/22/16, ARE SEALED AND IMPOUNDED. THE CLERK OF COURT IS DIRECTED TO SERVE COPIES OF THE MEMORANDUM AND ORDER UPON COUNSEL OF RECORD. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/22/16. 11/22/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/22/2016)
11/22/2016	<a href="#"><u>779</u></a>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/22/16. 11/22/16 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (Additional attachment(s) added on 11/29/2016: # <a href="#"><u>1</u></a> SEALED DOCUMENT) (lvj, ). (Entered: 11/22/2016)
11/22/2016	<a href="#"><u>780</u></a>	MEMORANDUM AND ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/22/16. 11/22/16 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (lvj, ). (UNSEALED PER ORDER #790) Modified on 12/22/2016 (md). (Entered: 11/22/2016)
11/22/2016		Set/Reset Hearings: STATUS CONFERENCE SET FOR 1/4/2017 10:00 AM IN COURTROOM BEFORE HONORABLE THOMAS N. ONEILL JR.. (fdc, ) (Entered: 11/22/2016)
11/22/2016	<a href="#"><u>781</u></a>	ORDER THAT THE ORDER SET FORTH AT DOCKET NUMBER 780 IS AMENDED ON PAGE 4 TO REFLECT THAT THE PARTIES SHALL APPEAR ON WEDNESDAY, 1/4/17 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILADELPHIA, PA FOR A STATUS CONFERENCE IN THIS MATTER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/22/16. 11/23/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/23/2016)
11/22/2016	<a href="#"><u>791</u></a>	REDACTED MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/22/16. 12/22/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/22/2016)
11/28/2016	<a href="#"><u>782</u></a>	ORDER THAT THE COURT APPOINTS GARWIN GERSTEIN & FISHER LLP AS LEAD COUNSEL FOR THE CLASS AND HANGLEY ARONCHIK SEGAL PUDLIN & SCHILLER AS

		LIAISON COUNSEL FOR THE CLASS, FINDING IN ACCORDANCE WITH RULE 23(G) OF THE FRCP THAT THEY HAVE AND WILL FAIRLY AND ADEQUATELY PROTECT THE INTERESTS OF THE CLASS. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 11/28/16. 11/28/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 11/28/2016)
12/05/2016	<u>783</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>Letter to J. O'Neill from B. Refsin</i> (Attachments: # <u>1</u> Stipulation for Extension of Time to File Motion for Reconsideration)(REFSIN, BARRY) (Entered: 12/05/2016)
12/06/2016	<u>784</u>	STIPULATION AND ORDER THAT THE PARTIES SHALL HAVE UNTIL 12/20/16 TO FILE ANY MOTIONS FOR RECONSIDERATION OF THE COURT'S 11/22/16 OPINION [#779] AND ORDER [#780]. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/6/16. 12/6/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/06/2016)
12/09/2016	<u>785</u>	NOTICE by KITCHEN PRIDE MUSHROOMS (KINT, BRIAN) (Entered: 12/09/2016)
12/13/2016	<u>786</u>	ORDER THAT THE <u>518</u> MOTION FOR SUMMARY JUDGMENT OF DEFENDANT M.D. BASCIANI & SONS, INC. IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/13/16.12/13/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/13/2016)
12/13/2016	<u>789</u>	MEMORANDUM AND OPINION FILED UNDER SEAL. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/13/16. 12/22/16 ENTERED AND COPIES MAILED. (FILED UNDER SEAL)(fdc) (fb). Modified on 12/27/2016 (fb). (Entered: 12/22/2016)
12/13/2016	<u>793</u>	REDACTED MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/13/16. 12/22/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/22/2016)
12/20/2016	<u>787</u>	MOTION for Reconsideration re <u>779</u> Memorandum and/or Opinion filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Memorandum, # <u>2</u> Text of Proposed Order, # <u>3</u> Certificate of Service)(REFSIN, BARRY) (Entered: 12/20/2016)
12/21/2016	<u>788</u>	ORDER THAT THE DEADLINE FOR THE PARTIES TO SUBMIT AN AGREED-UPON PROPOSED NOTICE PROGRAM AND PROPOSED FORM OF NOTICE TO CLASS MEMBERS IS EXTENDED FROM 12/22/16 TO 1/5/17. IT IS FURTHER ORDERED THAT THE STATUS CONFERENCE SCHEDULED FOR WEDNESDAY, 1/4/17 AT 10:00 AM IS RESCHEDULED FOR WEDNESDAY, 1/11/17 AT 10:00 AM IN COURTROOM 4-A, U.S. COURTHOUSE, PHILA., PA. THE PARTIES SHALL SUBMIT A PROPOSED AGENDA FOR THE STATUS CONFERENCE TO THE COURT ON OR BEFORE 1/5/17. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/21/16. 12/21/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/21/2016)
12/22/2016	<u>790</u>	ORDER THAT THE ATTACHED REDACTED VERSION OF THE MEMORANDUM WHICH WAS FILED UNDER SEAL ON 11/22/16 (DKT.NO.779), SHALL BE DEEMED FILED OF RECORD AS OF 11/22/16. IT IS FURTHER ORDERED THAT THE ORDER WHICH WAS FILED UNDER SEAL ON 11/22/16 (DKT. NO.780) SHALL BE UNSEALED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/22/16. 12/22/16 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 12/22/2016)
12/22/2016	<u>792</u>	ORDER THAT THE ATTACHED REDACTED VERSION OF THE MEMORANDUM WHICH WAS FILED UNDER SEAL ON 12/13/16 (DKT.NO.789), SHALL BE DEEMED FILED OF RECORD AS OF 12/13/16. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/22/16. 12/22/16 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 12/22/2016)
12/27/2016	<u>794</u>	ORDER THAT THE TIME FOR DEFENDANTS TO FILE A RESPONSE TO PLAINTIFFS' MOTION FOR RECONSIDERATION <u>787</u> IS EXTENDED UNTIL 1/17/2017. THE STATUS CONFERENCE SET FOR 1/11/17 HAS BEEN RESCHEDULED TO 1/24/2017 AT 10:30 AM IN COURTROOM 4-A. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 12/27/16. 12/27/16 ENTERED AND COPIES MAILED, E-MAILED.(gs) (Entered: 12/27/2016)
01/04/2017	<u>795</u>	NOTICE by ASSOCIATED GROCERS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>Letter to J. O'Neill from B. Refsin re Stipulation for Extension of Time to Submit Proposed Class Notice</i> (Attachments: # <u>1</u>

		Stipulation for Extension of Time to Submit Proposed Class Notice)(REFSIN, BARRY) (Entered: 01/04/2017)
01/04/2017	<u>796</u>	STIPULATION AND ORDER THAT THE PARTIES SHALL HAVE UNTIL 1/17/17 TO SUBMIT TO THE COURT AN AGREED-UPON, OR SEPARATE PROPOSAL FOR A NOTICE PROGRAM PURSUANT TO PARAGRAPH 3 OF THE COURT'S 11/22/16 ORDER (D.E. 780); AND THE PARTIES SHALL ALSO HAVE UNTIL 1/17/17 TO SUBMIT A PROPOSED AGENDA FOR 1/24/17 STATUS CONFERENCE. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/4/17. 1/4/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/04/2017)
01/17/2017	<u>797</u>	NOTICE by ASSOCIATED GROCERS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>Plan for Notifying Class Members of Pendency of Class Action</i> (REFSIN, BARRY) (Entered: 01/17/2017)
01/17/2017	<u>798</u>	NOTICE by ASSOCIATED GROCERS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>of Joint Proposed Agenda for Status Conference on January 24, 2017</i> (REFSIN, BARRY) (Entered: 01/17/2017)
01/17/2017	<u>799</u>	RESPONSE in Opposition re <u>787</u> MOTION for Reconsideration re <u>779</u> Memorandum and/or Opinion filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (MONTAGUE, H.) (Entered: 01/17/2017)
01/17/2017		Copy of Order dated 12/13/16 and envelope returned from the U.S. Postal Service addressed to FRANCIS P. NEWELL for the following reason: ATTEMPTED - NOT KNOWN. (ti, ) (Entered: 01/23/2017)
01/24/2017	<u>800</u>	Minute Entry for proceedings held before HONORABLE THOMAS N. ONEILL, JR Status Conference held on 1/24/17. Court Reporter: ESR. (fdc, ) (Entered: 01/24/2017)
01/24/2017	<u>816</u>	Certified Copy of Order from USCA. Re: Order that the foregoing Petitions for leave to file appeals pursuant to FRCP 23(f) are denied, the motions for leave to file a reply brief are granted, and the motions to file the Petitions under seal are granted in part to permit the parties to seal only the information the disclosure of which would cause a clearly defined and serious injury. (fdc) (Entered: 03/09/2017)
01/30/2017	<u>801</u>	MOTION for Leave to File <i>Reply in Support of Plaintiffs' Motion for Reconsideration of the Court's Dismissal of Class Representative Diversified Food &amp; Seasonings, Inc.</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO... (Attachments: # <u>1</u> Exhibit A Proposed Reply, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order) (REFSIN, BARRY) (Entered: 01/30/2017)
01/31/2017	<u>802</u>	ORDER THAT PLAINTIFFS' <u>801</u> MOTION FOR LEAVE TO FILE A REPLY IN FURTHER SUPPORT OF THEIR MOTION FOR RECONSIDERATION OF THE COURT'S DISMISSAL OF DIVERSIFIED FOODS & SEASONINGS, INC. IS GRANTED AND THE PROPOSED REPLY FILED WITH PLAINTIFFS' MOTION FOR LEAVE TO FILE IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 1/31/17.1/31/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 01/31/2017)
01/31/2017	<u>803</u>	Reply of Direct Purchaser Class Plaintiffs in Further Support of their Motion for Reconsideration of the Court's Dismissal of Class Representative Diversified Foods & Seasonings, Inc. (fdc) (Entered: 01/31/2017)
02/02/2017	<u>804</u>	NOTICE by ASSOCIATED GROCERS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>of Settlement Agreement with Defendant Kitchen Pride Mushroom Farms, Inc.</i> (REFSIN, BARRY) (Entered: 02/02/2017)
02/07/2017	<u>805</u>	MOTION for Entry of Judgment under Rule 54(b) <i>and/or Certification of Appeal Pursuant to 28 U.S.C. § 1292(b)</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS &

		SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Memorandum. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 02/07/2017)
02/16/2017	<u>806</u>	STIPULATION re <u>805</u> MOTION for Entry of Judgment under Rule 54(b) <i>and/or Certification of Appeal Pursuant to 28 U.S.C. § 1292(b) and Proposed Order</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) Modified on 2/21/2017 (lvj, ). (FILED IN ERROR BY ATTY; FORWARD TO JUDGE FOR APPROVAL) (Entered: 02/16/2017)
02/16/2017	<u>807</u>	STIPULATION AND ORDER THAT THE TIME FOR FILING BY DEFENDANTS OF A RESPONSE TO THE MOTION OF DIRECT PURCHASER CLASS PLAINTIFFS FOR ENTRY OF FINAL JUDGMENT UNDER FRCP 54(B) AND/OR CERTIFICATION OF APPEAL PURSUANT TO 28 USC 1292(B), SHALL BE EXTENDED TO ON OR BEFORE 3/3/17. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/16/17. 2/16/17 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 02/16/2017)
02/22/2017	<u>808</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/22/17. 2/22/17 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 02/22/2017)
02/22/2017	<u>809</u>	MEMORANDUM AND ORDER THAT PLAINTIFF'S MOTION FOR RECONSIDERATION OF THE COURT'S DISMISSAL OF CLASS REPRESENTATIVE DIVERSIFIED FOODS & SEASONINGS, INC. [DKT.NO.787] IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 2/22/17. 2/22/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/22/2017)
03/03/2017	<u>810</u>	RESPONSE in Opposition re <u>805</u> MOTION for Entry of Judgment under Rule 54(b) <i>and/or Certification of Appeal Pursuant to 28 U.S.C. § 1292(b)</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LEONE PIZZINI AND SON, INC., LOUIS M. MARSON, JR., INC., LRP MUSHROOMS INC., LRP-M MUSHROOMS LLC, MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC., UNITED MUSHROOM FARMS COOPERATIVE, INC.. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(MONTAGUE, H.) (Entered: 03/03/2017)
03/03/2017	<u>811</u>	RESPONSE in Opposition re <u>805</u> MOTION for Entry of Judgment under Rule 54(b) <i>and/or Certification of Appeal Pursuant to 28 U.S.C. § 1292(b)</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Text of Proposed Order)(SCHINDLER, THOMAS) (Entered: 03/03/2017)
03/06/2017	<u>812</u>	MEMORANDUM AND OPINION. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/6/17. 3/7/17 ENTERED AND COPIES MAILED & E-MAILED. (fdc) (Entered: 03/07/2017)
03/06/2017	<u>813</u>	MEMORANDUM AND ORDER THAT DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT ON THE ISSUE OF ENTITLEMENT TO IMMUNITY FROM PLAINTIFFS' CLAIMS UNDER PARAGRAPH 1 OF THE SHERMAN ACT AND FOR RECONSIDERATION OF THE COURT'S 3/2/09 OPINION IS DENIED TO THE EXTENT THAT IS SEEKS SUMMARY JUDGMENT IN DEFENDANTS' FAVOR WITH RESPECT TO PLAINTIFFS' CLAIMS AGAINST JOHN PIA. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/6/17. 3/7/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/07/2017)
03/06/2017	<u>814</u>	ORDER THAT PLAINTIFFS' <u>805</u> MOTION FOR ENTRY OF JUDGMENT UNDER RULE 54(b) IS DENIED. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 3/6/17.3/7/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/07/2017)



03/08/2017	<u>815</u>	NOTICE of Withdrawal of Appearance by BRIAN KINT on behalf of KITCHEN PRIDE MUSHROOMS(KINT, BRIAN) (Entered: 03/08/2017)
03/10/2017	<u>817</u>	NOTICE of Change of Address by KEVIN T. KERNS(KERNS, KEVIN) (Entered: 03/10/2017)
03/22/2017	818	TRANSCRIPT of Hearing held on 1/24/17 before Judge O'Neill. Court Reporter: Catherine Aldrich. (fdc) (Entered: 03/22/2017)
04/12/2017	<u>819</u>	ORDER THAT, IN ACCORDANCE WITH RULE 42(A) OF THE FRCP, WINN DIXIE STORES, INC. V. EASTERN MUSHROOM MARKETING COOPERATIVE, CIV.A.NO. 15-6480, SHALL BE CONSOLIDATED FOR FURTHER PRE-TRIAL PROCEEDINGS AND FOR TRIAL WITH THE ACTIONS PENDING IN THE MASTER FILE FOR THE IN RE MUSHROOM DIRECT PURCHASER ANTITRUST LITIGATION AT CIVIL ACTION NO. 06-620. IF ANY PARTY OBJECTS TO THE CONSOLIDATION OF THIS ACTION, IT SHALL FILE A MOTION SEEKING RELIEF FROM THIS ORDER ON OR BEFORE 4/26/17. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/12/17. 4/12/17 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 04/12/2017)
04/12/2017	<u>820</u>	ORDER THAT ON OR BEFORE 4/26/17, THE PARTIES SHALL FILE WITH THE COURT A JOINT REPORT REGARDING THE STATUS OF THEIR DISCUSSIONS REGARDING THEIR NOTICE PROPOSALS. IT IS FURTHER ORDERED THAT ON OR BEFORE 4/26/17, THE PARTIES SHALL FILE WITH THE COURT A JOINT PROPOSED SCHEDULE FOR ANY REMAINING MOTIONS TO BE DECIDED IN ADVANCE OF THE TRIAL OF THE CLASS CLAIMS IN THIS LITIGATION AND A JOINT PROPOSED SCHEDULE FOR THE TRIAL OF THE CLASS CLAIMS WITH PROPOSED DATES FOR MILESTONES IN ADVANCE OF TRIAL INCLUDING, FOR EXAMPLE, THE EXCHANGE OF TRIAL EXHIBITS, TRIAL WITNESSES, DEPOSITION DESIGNATIONS, PROPOSED JURY INSTRUCTIONS AND VERDICT FORMS, AND THE SUBMISSION OF PRETRIAL MEMORANDA. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/12/17. 4/12/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/12/2017)
04/13/2017	<u>821</u>	NOTICE of Appearance by CLIFFORD E. HAINES on behalf of EASTERN MUSHROOM MARKETING COOPERATIVE, INC. (HAINES, CLIFFORD) (Entered: 04/13/2017)
04/21/2017	<u>822</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>Letter to J. O'Neill Requesting Stay of Deadlines in Order of April 12, 2017</i> (Attachments: # <u>1</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 04/21/2017)
04/24/2017	<u>823</u>	ORDER THAT THE DEADLINES SET FORTH IN THE COURT'S 4/12/17 ORDER ARE HEREBY STAYED TO PERMIT CLASS PLAINTIFFS AND CERTAIN DEFENDANTS TO ENGAGE IN MEDIATION; AND ON OR BEFORE 8/1/17, CLASS PLAINTIFFS AND CERTAIN DEFENDANTS SHALL PROVIDE A STATUS REPORT THAT ADVISES THE COURT AS TO THE STATUS OF THE PARTIES' MEDIATION EFFORTS AND PROPOSES A NEW DATE FOR THE DEADLINES IN THE 4/12/17 ORDER TO THE EXTENT NECESSARY. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 4/24/17. 4/24/17 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 04/24/2017)
04/26/2017	<u>824</u>	MOTION for Relief <i>FROM THE ORDER CONSOLIDATING THE WINN-DIXIE ACTION</i> by <i>CLASS PLAINTIFFS</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Memorandum, Certificate of Service. (Attachments: # <u>1</u> Memorandum, # <u>2</u> Text of Proposed Order, # <u>3</u> Certificate of Service)(GERSTEIN, BRUCE) (Entered: 04/26/2017)
04/26/2017	<u>825</u>	NOTICE of Appearance by MATTHEW C. MONROE on behalf of KITCHEN PRIDE MUSHROOMS with Certificate of Service(MONROE, MATTHEW) (Entered: 04/26/2017)
04/26/2017	<u>826</u>	RESPONSE to Motion re <u>824</u> MOTION for Relief <i>FROM THE ORDER CONSOLIDATING THE WINN-DIXIE ACTION</i> by <i>CLASS PLAINTIFFS</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS

		MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (MONTAGUE, H.) (Entered: 04/26/2017)
05/01/2017	<u>827</u>	ORDER THAT PLAINTIFFS' <u>824</u> MOTION FOR RELIEF FROM THE ORDER CONSOLIDATING THE WINN-DIXIE ACTION IS DENIED WITHOUT PREJUDICE TO RENEWAL IF AND WHEN, AFTER RECEIVING COURT-APPOINTED NOTICE OF THE CLASS ACTION AND THE COMMENCEMENT OF THE NOTICE AND OPT-OUT PERIOD IN THIS LITIGATION, WINN DIXIE STORES, INC. AND/OR BI-LO HOLDINGS, LLC EXERCISE THEIR RIGHT TO OPT-OUT. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 5/1/17. 5/2/17 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 05/02/2017)
05/03/2017	<u>828</u>	NOTICE of Withdrawal of Appearance by JENNIFER E. MACNAUGHTON on behalf of BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. (MACNAUGHTON, JENNIFER) (Entered: 05/03/2017)
07/31/2017	<u>829</u>	STATUS REPORT <i>on Behalf of Class Plaintiffs and Certain Defendants</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 07/31/2017)
08/01/2017	<u>830</u>	ORDER THAT THE DEADLINES SET FORTH IN THE COURT'S 4/12/17 ORDER ARE STAYED UNTIL 10/13/17. SIGNED BY HONORABLE THOMAS N. ONEILL, JR ON 8/1/17. 8/1/17 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 08/01/2017)
08/24/2017	<u>831</u>	MOTION for Trial <i>Date</i> filed by PUBLIX SUPER MARKETS, INC... (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Errata C)(RODRIGUEZ, ALBERTO) (Entered: 08/24/2017)
08/30/2017	<u>832</u>	RESPONSE in Opposition re <u>831</u> MOTION for Trial <i>Date and Adopt Proposed Scheduling Order</i> filed by COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service) (DESTEFANO, WILLIAM) (Entered: 08/30/2017)
09/07/2017	<u>833</u>	RESPONSE in Opposition re <u>831</u> MOTION for Trial <i>Date</i> filed by M.D. BASCIANI & SONS, INC.. (SCHINDLER, THOMAS) (Entered: 09/07/2017)
09/12/2017	<u>834</u>	ORDER THAT THIS CASE IS REASSIGNED FROM HONORABLE THOMAS N. ONEILL, JR TO HONORABLE BERLE M. SCHILLER FOR ALL FURTHER PROCEEDINGS. SIGNED BY CLERK OF COURT KATE BARKMAN, CLERK OF COURT ON 9/12/17. 9/12/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 09/12/2017)
09/13/2017	<u>835</u>	NOTICE of Appearance by FRANCIS PATRICK NEWELL on behalf of KITCHEN PRIDE MUSHROOMS with certificate of service (Attachments: # <u>1</u> Certificate of Service Certificate of Service)(NEWELL, FRANCIS) (Entered: 09/13/2017)
10/02/2017	<u>836</u>	NOTICE of Appearance by MAURICE R. MITTS on behalf of BROWNSTONE MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC. with Certificate of Service(MITTS, MAURICE) (Entered: 10/02/2017)

10/02/2017	<u>837</u>	NOTICE of Appearance by GEOFFREY PAUL HULING on behalf of BROWNSTONE MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC. with Certificate of Service(HULING, GEOFFREY) (Entered: 10/02/2017)
10/02/2017	<u>838</u>	NOTICE of Appearance by JENNIFER MARIE ADAMS on behalf of BROWNSTONE MUSHROOM FARMS, INC., TO-JO FRESH MUSHROOMS, INC. with Certificate of Service(ADAMS, JENNIFER) (Entered: 10/02/2017)
10/13/2017	<u>839</u>	STATUS REPORT <i>on Behalf of Class Plaintiffs and Certain Defendants</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 10/13/2017)
10/17/2017	<u>840</u>	ORDER THAT THE DEADLINES SET FORTH IN THE COURT'S 4/12/17 ORDER, DKT.NO.820, WHICH WERE STAYED PURSUANT TO THE COURT'S ORDER OF 8/1/17, DKT.NO.830, SHALL REMAIN STAYED UNTIL 11/13/17, WHEN THE PARTIES SHALL SUBMIT A STATUS REPORT TO THE COURT REGARDING THE PARTIES' ABILITY TO SETTLE THIS LITIGATION. THE COURT WILL SCHEDULE A STATUS CONFERENCE WITH ALL PARTIES UPON RECEIPT OF THIS REPORT. SIGNED BY HONORABLE BERLE M. SCHILLER ON 10/13/17. 10/17/17 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 10/17/2017)
11/13/2017	<u>841</u>	STATUS REPORT <i>on Behalf of Class Plaintiffs and Certain Defendants</i> by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (Attachments: # <u>1</u> Certificate of Service)(GERSTEIN, BRUCE) (Entered: 11/13/2017)
11/14/2017	<u>842</u>	ORDER THAT COUNSEL FOR ALL PARTIES SHALL APPEAR ON TUESDAY, 11/28/17 AT 10:30 AM IN COURTROOM 13-B BEFORE HONORABLE BERLE M. SCHILLER. SIGNED BY HONORABLE BERLE M. SCHILLER ON 11/14/17. 11/14/17 ENTERED & E-MAILED.(fdc) (Entered: 11/14/2017)
11/21/2017	<u>843</u>	MOTION for Pro Hac Vice <i>For Maxwell A.H. Kosman</i> ( Filing fee \$ 40 receipt number 0313-12470583.) filed by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC..Certificate of Service.(SARNER, JOSHUA) (Entered: 11/21/2017)
11/22/2017	<u>844</u>	ORDER THAT THE APPLICATION OF MAXWELL A.H. KOSMAN, ESQ. TO PRACTICE IN THIS COURT PURSUANT TO LRCP 83.5.2(B) IS GRANTED. SIGNED BY HONORABLE BERLE M. SCHILLER ON 11/21/17.11/22/17 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 11/22/2017)
11/28/2017	<u>845</u>	ORDER THAT THE PARTIES SHALL SUBMIT TO THE COURT AN AGREED-UPON PROPOSED NOTICE PROGRAM AND PROPOSED FORM OF NOTICE TO CLASS MEMBERS ON OR BEFORE 1/4/18. ANY PARTIES WHO ARE INTERESTED IN A BENCH TRIAL SHOULD LET THE COURT KNOW. SIGNED BY HONORABLE BERLE M. SCHILLER ON 11/28/17. 11/28/17 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 11/28/2017)
11/29/2017	<u>846</u>	Minute Entry for proceedings held before HONORABLE BERLE M. SCHILLER Status Conference held on 11/28/17. (jaa, ) (Entered: 11/29/2017)
01/04/2018	<u>847</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>Direct Purchaser Class Plaintiffs' Plan for Notifying Class Members of Pendency of Class Action</i> (Attachments: # <u>1</u> Letter to J. Schiller re Plan for Class Notice)(REFSIN, BARRY) (Entered: 01/04/2018)
01/05/2018	<u>848</u>	Statement <i>Letter to Judge Schiller</i> by M.D. BASCIANI & SONS, INC.. (SCHINDLER, THOMAS) (Entered: 01/05/2018)
01/08/2018	<u>849</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M.

		ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. re <u>848</u> Statement Letter to J. Schiller from B. Refsin in response to Letter from T. Schindler re Class Notice (REFSIN, BARRY) (Entered: 01/08/2018)
01/16/2018	<u>850</u>	Transcript of Conference held on 11/28/17, before Judge SCHILLER. Court Reporter/Transcriber VERITEXT NATIONAL COURT REPORTING COMPANY.. (rf, ) (Entered: 01/17/2018)
01/26/2018	<u>851</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. re <u>847</u> Notice (Other), Letter to J. Schiller re Amended Plan for Class Notice (Attachments: # <u>1</u> Exhibit 1-26-18 Amended Notice Program_CLEAN, # <u>2</u> Exhibit 1-26-18 Amended Notice Program_redline)(GERSTEIN, JONATHAN) (Entered: 01/26/2018)
01/29/2018	<u>852</u>	MOTION for Approval <i>Direct Purchaser Class Plaintiffs Motion for Preliminary Approval of Settlements, Approval of Form of Notice, and Setting of Final Fairness Hearing</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Memorandum, Certificate of Service. (Attachments: # <u>1</u> Memorandum in Support of Motion for Preliminary Approval of Settlement, # <u>2</u> Declaration of Bruce Gerstein (PUBLIC VERSION), # <u>3</u> Letter to Clerk, # <u>4</u> Letter to The Honorable Berle Schiller)(REFSIN, BARRY) (Entered: 01/29/2018)
01/30/2018	<u>853</u>	RESPONSE in Opposition re <u>852</u> MOTION for Approval <i>Direct Purchaser Class Plaintiffs Motion for Preliminary Approval of Settlements, Approval of Form of Notice, and Setting of Final Fairness Hearing</i> filed by C & C CARRIAGE MUSHROOM CO., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 01/30/2018)
01/30/2018	<u>854</u>	Declaration of Bruce E. Gerstein in Support of Class Plaintiffs' Motion for Preliminary Approval of Proposed Settlements and Approval of the form and Manner of Notice to the Class and Proposed Settlement Schedule. (FILED UNDER SEAL) (fdc) (Additional attachment(s) added on 1/31/2018: # <u>1</u> sealed document, # <u>2</u> sealed document, # <u>3</u> sealed document, # <u>4</u> sealed document, # <u>5</u> sealed document, # <u>6</u> sealed document) (lvj, ). Modified 2/1/18 (fdc). (Entered: 01/31/2018)
02/02/2018	<u>855</u>	Statement Letter to Judge Schiller from Jonathan Gerstein by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (GERSTEIN, JONATHAN) (Entered: 02/02/2018)
02/12/2018	<u>856</u>	RESPONSE in Opposition re <u>852</u> MOTION for Approval <i>Direct Purchaser Class Plaintiffs Motion for Preliminary Approval of Settlements, Approval of Form of Notice, and Setting of Final Fairness Hearing</i> filed by M.D. BASCIANI & SONS, INC.. (Attachments: # <u>1</u> Certificate of Service Certificate of Service)(SCHINDLER, THOMAS) (Entered: 02/12/2018)
02/14/2018	<u>857</u>	ORDER THAT DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENTS, APPROVAL OF FORM OF NOTICE AND SETTING OF FINAL FAIRNESS HEARING <u>852</u> IS GRANTED IN PART. SIGNED BY HONORABLE BERLE M. SCHILLER ON 2/14/18.2/14/18 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/14/2018)
02/14/2018	<u>858</u>	MOTION for Leave to File <i>Direct Purchaser Class Plaintiffs' Reply in Further Support of Their Motion for Preliminary Approval of the Settlements, Approval of Form of Notice, and Setting of Final Fairness Hearing</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order, # <u>3</u> Letter to The Honorable Berle Schiller)(REFSIN, BARRY) (Entered: 02/14/2018)
02/14/2018	<u>859</u>	ORDER THAT PLAINTIFFS' MOTION FOR LEAVE TO FILE A REPLY IN FURTHER SUPPORT OF DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF THE SETTLEMENTS, APPROVAL FORM OF NOTICE AND SETTING OF FINAL FAIRNESS HEARING IS GRANTED. THE REPLY FILED WITH PLAINTIFFS' MOTION FOR LEAVE TO

		FILE IS DEEMED TO BE FILED AS OF THE DATE OF THIS ORDER. SIGNED BY HONORABLE BERLE M. SCHILLER ON 2/14/18. 2/15/18 ENTERED AND COPIES E-MAILED. (mbh, ) (Entered: 02/15/2018)
02/14/2018	<u>860</u>	Direct Purchaser Class Plaintiffs' Reply in Further Support of Motion for Preliminary Approval of Class Settlements, Approval of Form of Notice and Setting of Final Fairness Hearing.(mbh, ) (Entered: 02/15/2018)
02/15/2018	<u>861</u>	MOTION for Leave to File <i>a Reply Memorandum of Law in Support of Preliminary Approval of Settlement</i> filed by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC..Certificate of Service. (Attachments: # <u>1</u> Exhibit A-Reply Memorandum of Law in Support of Preliminary Approval of Settlement, # <u>2</u> Text of Proposed Order, # <u>3</u> Letter to the Honorable Berle M. Schiller) (RUBIN, JACQUELINE) (Entered: 02/15/2018)
02/16/2018	<u>862</u>	Statement / <i>Letter to The Honorable Berle M. Schiller</i> by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 02/16/2018)
02/20/2018	<u>863</u>	ORDER THAT THE COURT WILL HOLD ORAL ARGUMENT WITH RESPECT TO CLASS PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF THE SETTLEMENT AGREEMENT WITH GIORGI MUSHROOM CO. AND GIORGI FOODS, INC. ("GIORGI") ON MONDAY, 2/26/18 AT 10:30 AM IN COURTROOM 13-B, U.S. COURTHOUSE, 601 MARKET ST., PHILA., PA. IT IS FURTHER ORDERED THAT THE REQUEST OF THE "MOST FAVORED NATION DEFENDANTS" FOR LEAVE TO SUBMIT A BRIEF REPLY TO THE MEMORANDA FILED BY CLASS PLAINTIFFS AND GIORGI (DOC.862) IS GRANTED. THEIR REPLY SHALL BE FILED ON 2/21/18. SIGNED BY HONORABLE BERLE M. SCHILLER ON 2/20/18.2/21/18 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 02/21/2018)
02/21/2018	<u>864</u>	REPLY to Response to Motion re <u>861</u> MOTION for Leave to File <i>a Reply Memorandum of Law in Support of Preliminary Approval of Settlement</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM) (Entered: 02/21/2018)
02/21/2018	<u>865</u>	NOTICE by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC. / <i>Letter requesting an adjournment of oral arguments</i> (RUBIN, JACQUELINE) (Entered: 02/21/2018)
02/22/2018	<u>866</u>	ORDER THAT THE ORAL ARGUMENT REGARDING PRELIMINARY APPROVAL OF THE GIORGI SETTLEMENT AGREEMENT IS RESCHEDULED TO TUESDAY, 3/13/18 AT 9:30 AM IN COURTROOM 13B. IT IS FURTHER ORDERED THAT COUNSEL ARE DIRECTED TO REFRAIN FROM ELECTRONICALLY FILING ROUTINE CORRESPONDENCE ON THE DOCKET. SIGNED BY HONORABLE BERLE M. SCHILLER ON 2/22/18. 2/22/18 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 02/22/2018)
02/27/2018	<u>867</u>	MOTION to Stay re <u>857</u> Order on Motion for Approval, <i>Motion of Direct Purchaser Class Plaintiffs to Stay Deadlines in the Court's February 14, 2018 Order Granting Plaintiffs' Motion for Preliminary Approval of the Settlements</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Memorandum, Certificate of Service. (Attachments: # <u>1</u> Memorandum, # <u>2</u> Text of Proposed Order, # <u>3</u> Letter to The Honorable Berle Schiller)(REFSIN, BARRY) (Entered: 02/27/2018)
02/28/2018	<u>868</u>	MOTION for Leave to File <i>a Sur-Reply in Further Support of the Motion for Preliminary Approval</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order, # <u>3</u> Letter to The Honorable Berle Schiller)(REFSIN, BARRY) (Entered: 02/28/2018)
03/01/2018	<u>869</u>	ORDER THAT THE OPT-OUT PLAINTIFFS' <u>831</u> MOTION TO SET TRIAL DATE IS DENIED

		WITHOUT PREJUDICE. SIGNED BY HONORABLE BERLE M. SCHILLER ON 2/28/18.3/1/18 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 03/01/2018)
03/02/2018	<u>870</u>	MOTION for Reconsideration re <u>791</u> Memorandum and/or Opinion, <u>808</u> Memorandum and/or Opinion <i>Direct Purchaser Class Plaintiffs' Motion for Reconsideration of the Court's Dismissal of Class Representative Diversified Foods &amp; Seasonings, Inc.</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Memorandum in Support of Direct Purchaser Class Plaintiffs' Motion for Reconsideration of the Court's Dismissal of Class Representative Diversified Foods & Seasonings, Inc., # <u>2</u> Text of Proposed Order, # <u>3</u> B. Refsin letter to Judge Schiller enclosing courtesy copy) (REFSIN, BARRY) (Entered: 03/02/2018)
03/08/2018	<u>871</u>	Memorandum in Opposition re <u>870</u> MOTION for Reconsideration re <u>791</u> Memorandum and/or Opinion, <u>808</u> Memorandum and/or Opinion <i>Direct Purchaser Class Plaintiffs' Motion for Reconsideration of the Court's Dismissal of Class Representative Diversified Foods &amp; Seasonings, Inc.</i> , <i>RESPONSE in Opposition filed by C &amp; C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, TO-JO FRESH MUSHROOMS, INC.. (DESTEFANO, WILLIAM)</i> (Entered: 03/08/2018)
03/08/2018		Copy of Order dated 2/20/2018 and envelope returned from the U.S. Postal Service addressed to AMY RICHTER for the following reason: NOT DELIVERABLE AS ADDRESSED. (amas) (Entered: 03/08/2018)
03/14/2018	<u>872</u>	Minute Entry for proceedings held before HONORABLE BERLE M. SCHILLER. Oral Argument was held on 3/13/18. Court Reporter: ESR. (fdc) (Entered: 03/14/2018)
03/14/2018	<u>873</u>	ORDER THAT, CONSISTENT WITH THE TERMS OF THIS ORDER, CLASS PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL IS GRANTED IN PART AND THE COURT PRELIMINARILY APPROVES THE TERMS OF THE GIORGI SETTLEMENT SUBJECT TO FURTHER CONSIDERATION AT A HEARING ON FINAL SETTLEMENT APPROVAL ("FAIRNESS HEARING"). IT IS FURTHER ORDERED THAT ALL PROCEEDINGS IN THE DIRECT PURCHASER CLASS ACTION AGAINST GIORGI ARE HEREBY STAYED UNTIL SUCH TIME AS THE COURT RENDERS A FINAL DECISION REGARDING THE APPROVAL OF THE GIORGI SETTLEMENT AND, IF THE COURT APPROVES THE GIORGI SETTLEMENT, ENTERS FINAL JUDGMENT AS AND IN THE FORM PROVIDED IN THE GIORGI SETTLEMENT AND DISMISSES THIS ACTION AGAINST GIORGI WITH PREJUDICE. THIS ORDER SHALL NOT ACT AS A STAY TO ANY OTHER CONTINUING PROCEEDINGS IN 'IN RE: DIRECT PURCHASER MUSHROOM ANTITRUST LITIGATION.' IT IS FURTHER ORDERED THAT A FAIRNESS HEARING FOR THE GIORGI, KITCHEN PRIDE AND CREEKSIDE SETTLEMENTS IS SCHEDULED FOR MONDAY, 9/24/18 AT 9:30 AM IN COURTROOM 13B AT THE U.S. DISTRICT COURT FOR THE EDPA, JAMES A. BYRNE U.S. COURTHOUSE, 601 MARKET ST., PHILADELPHIA, PA. 19106. PLAINTIFFS SHALL FILE A MOTION FOR APPROVAL OF THE GIORGI, KITCHEN PRIDE AND CREEKSIDE SETTLEMENTS ON OR BEFORE FRIDAY, 9/7/18. ANY NOTICE OF INTENTION TO APPEAR AND SUMMARY STATEMENT OF OBJECTIONS TO THE PROPOSED GIORGI, KITCHEN PRIDE AND/OR CREEKSIDE SETTLEMENTS FILED BY A CLASS MEMBER MUST BE POSTMARKED NO LATER THAN SATURDAY, 8/25/18, 30 DAYS PRIOR TO THE FAIRNESS HEARING. CLASS PLAINTIFFS' MOTION TO STAY DEADLINES IN THE COURT'S 2/14/18 ORDER GRANTING PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF THE SETTLEMENTS WITH KITCHEN PRIDE MUSHROOM FARMS, INC. AND CREEKSIDE MUSHROOMS LTD. <u>867</u> IS GRANTED AND THE DEADLINES SET FORTH IN THE COURT'S 2/14/18 ORDER ARE MODIFIED TO BE CONSISTENT WITH THE DATES SET FORTH IN THIS ORDER. IT IS FURTHER ORDERED THAT THE PARTIES SHALL SUBMIT REVISED AGREED-UPON PROPOSED FORMS OF NOTICE TO THE COURT FOR APPROVAL ON OR BEFORE FRIDAY, 3/16/18. SIGNED BY HONORABLE BERLE M. SCHILLER ON 3/14/18.3/14/18 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/14/2018)

03/14/2018		Set/Reset Hearings: SETTLEMENT CONFERENCE SET FOR 9/24/2018 09:30 AM IN COURTROOM BEFORE HONORABLE BERLE M. SCHILLER. (fdc, ) (Entered: 03/14/2018)
03/14/2018		Set/Reset Scheduling Order Deadlines: MOTIONS DUE BY 9/7/2018. (fdc, ) (Entered: 03/14/2018)
03/15/2018	<u>874</u>	ORDER THAT CLASS PLAINTIFFS' <u>870</u> MOTION FOR RECONSIDERATION IS DENIED. SIGNED BY HONORABLE BERLE M. SCHILLER ON 3/14/18.3/15/18 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/15/2018)
03/16/2018	<u>875</u>	NOTICE by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO. <i>NOTICE OF FILING OF DIRECT PURCHASER CLASS PLAINTIFFS REVISED LONG AND SHORT FORM NOTICE DOCUMENTS</i> (Attachments: # <u>1</u> Exhibit A - Long form to be mailed, # <u>2</u> Exhibit B - Short form for publication)(GERSTEIN, JONATHAN) (Entered: 03/16/2018)
03/20/2018	<u>876</u>	MOTION for Order <i>BY DIRECT PURCHASER CLASS PLAINTIFFS' TO APPOINT RUST CONSULTING, INC. AS CLASS AND SETTLEMENT NOTICE ADMINISTRATOR</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Exhibit A - Rust Consulting CV, # <u>2</u> Text of Proposed Order)(GERSTEIN, JONATHAN) (Entered: 03/20/2018)
03/23/2018	<u>877</u>	ORDER THAT CLASS PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENTS, APPROVAL OF FORMS OF NOTICE AND SETTING OF FINAL FAIRNESS HEARING <u>852</u> IS GRANTED IN PART TO THE EXTENT THAT IT SEEKS THE COURT'S APPROVAL OF A PLAN TO DISSEMINATE NOTICE REGARDING CLASS CERTIFICATION AND THE SETTLEMENTS WITH KITCHEN PRIDE MUSHROOM FARMS, INC.; CREEKSIDE MUSHROOMS LTD.; AND GIORGI MUSHROOM CO. AND GIORGIO FOODS, INC. ("GIORGI"). IT IS FURTHER ORDERED THAT DIRECT PURCHASER CLASS PLAINTIFFS' MOTION TO APPOINT RUST CONSULTING, INC. AS CLASS AND SETTLEMENT NOTICE ADMINISTRATOR <u>876</u> IS GRANTED. SIGNED BY HONORABLE BERLE M. SCHILLER ON 3/22/18.3/23/18 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 03/23/2018)
03/27/2018		Copy of Order dated 3/14/18 and envelope returned from the U.S. Postal Service addressed to Amy R. Richter, Esq. for the following reason: Return to Sender, Vacant, Unable to Fwd. (fdc) (Entered: 03/27/2018)
04/03/2018	<u>878</u>	MOTION to Vacate <u>608</u> Memorandum and/or Opinion <i>and Order of March 26, 2009 (Dkt. No. 294)</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Certificate of Service.(DESTEFANO, WILLIAM) (Entered: 04/03/2018)
04/09/2018	<u>879</u>	TRANSCRIPT of Oral Argument held on 3/13/18, before Judge Schiller. Court Reporter/Transcriber eScribers, LLC. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 4/30/2018. Redacted Transcript Deadline set for 5/10/2018. Release of Transcript Restriction set for 7/9/2018. (fdc) (Entered: 04/09/2018)
04/09/2018	<u>880</u>	Notice of Filing of Official Transcript with Certificate of Service re <u>879</u> Transcript - PDF, 4/9/18 Entered and Copies Emailed and Mailed. (fdc) (Entered: 04/09/2018)
04/17/2018	<u>881</u>	RESPONSE in Opposition re <u>878</u> MOTION to Vacate <u>608</u> Memorandum and/or Opinion <i>and Order of March 26, 2009 (Dkt. No. 294)</i> with respect to the Applicability of the Capper-Volstead Act filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., GIANT EAGLE, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., PUBLIX SUPER MARKETS, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 04/17/2018)

04/19/2018	<u>882</u>	ORDER THAT CERTAIN DEFENDANTS' <u>878</u> MOTION TO VACATE THE ORDERS OF 3/26/09 AND 10/14/14 WITH RESPECT TO THE APPLICABILITY OF THE CAPPER-VOLSTEAD ACT <u>878</u> IS DENIED. SIGNED BY HONORABLE BERLE M. SCHILLER ON 4/19/18.4/19/18 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 04/19/2018)
04/23/2018	<u>883</u>	NOTICE of Appearance by BRIAN KINT on behalf of KITCHEN PRIDE MUSHROOMS with Certificate of Service(KINT, BRIAN) (Entered: 04/23/2018)
04/23/2018	<u>884</u>	NOTICE by KITCHEN PRIDE MUSHROOMS of <i>Change of Firm</i> (KERNS, KEVIN) (Entered: 04/23/2018)
07/05/2018	<u>885</u>	NOTICE of Change of Address by DONALD M. BARNES(BARNES, DONALD) (Entered: 07/05/2018)
08/08/2018	<u>886</u>	MOTION to Extend the Stay of the Winn-Dixie Case and Upon the Lifting of the Stay, to Renew the Motions to Dismiss filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC..Memorandum, Certificate of Service. (Attachments: # <u>1</u> Memorandum)(MONTAGUE, H.) (Entered: 08/08/2018)
08/08/2018	<u>887</u>	STIPULATION of Dismissal <i>With Prejudice</i> by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC.. (RODRIGUEZ, ALBERTO) (Entered: 08/08/2018)
08/09/2018	<u>888</u>	STIPULATION AND ORDER THAT PLAINTIFFS' RESPECTIVE CLAIMS AGAINST CARDILE IN THE ABOVE CAPTIONED ACTIONS BE DISMISSED, WITH PREJUDICE AND WITHOUT COSTS, ETC. SIGNED BY HONORABLE BERLE M. SCHILLER ON 8/9/18. 8/10/18 ENTERED AND COPIES MAILED AND E-MAILED.(ti, ) (Entered: 08/10/2018)
08/13/2018	<u>889</u>	Joinder <i>DIRECT PURCHASER CLASS PLAINTIFFS JOINDER IN CERTAIN DEFENDANTS MOTION TO EXTEND THE STAY OF THE WINN-DIXIE ACTION AND RENEWED MOTION TO SEVER AND STAY THE WINN-DIXIE ACTION</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Memorandum, Certificate of Service. (Attachments: # <u>1</u> Memorandum Memorandum in Support of Direct Purchaser Class Plaintiffs' Joinder in Certain Defendants' Motion to Extend the Stay of the Winn-Dixie Action and Renewed Motion to Sever and Stay the Winn-Dixie Action, # <u>2</u> Certificate of Service, # <u>3</u> Text of Proposed Order)(GERSTEIN, JONATHAN) Modified on 8/14/2018 (lvj, ). (Entered: 08/13/2018)
08/24/2018	<u>890</u>	NOTICE by BROWNSTONE MUSHROOM FARMS, INC., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. of <i>Objection of Non-Settling Defendants to the Settlement Agreement Reached with Defendants Giorgi Mushroom Co. and Giorgio Foods, Inc. and of Intent to Appear at the Fairness Hearing</i> (MONTAGUE, H.) (Entered: 08/24/2018)
09/07/2018	<u>891</u>	Joint MOTION to Continue <i>the Scheduled Fairness Hearing or, Alternatively, Hold in Abeyance the Decision on Final Approval</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(REFSIN, BARRY) (Entered: 09/07/2018)
09/07/2018	<u>892</u>	Response re <u>890</u> Notice (Other), <i>Giorgi's Response to Certain Non-Settling Defendants' Notice of Objection to the Settlement Agreement between Giorgi and Class Plaintiffs</i> by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC.. (RUBIN, JACQUELINE) (Entered: 09/07/2018)
09/07/2018	<u>893</u>	RESPONSE to Motion re <u>891</u> Joint MOTION to Continue <i>the Scheduled Fairness Hearing or, Alternatively, Hold in Abeyance the Decision on Final Approval</i> filed by KITCHEN PRIDE



		MUSHROOMS. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(KINT, BRIAN) (Entered: 09/07/2018)
09/07/2018	<u>894</u>	MOTION for Approval <i>Direct Purchaser Class Plaintiffs' Motion for Final Approval of Settlements</i> filed by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO..Certificate of Service. (Attachments: # <u>1</u> Brief, # <u>2</u> Declaration of Bruce E. Gerstein)(REFSIN, BARRY) (Entered: 09/07/2018)
09/11/2018	<u>895</u>	ORDER THAT THE JOINT MOTION <u>891</u> OF SETTLING DEFENDANTS GIORGI AND CREEKSIDE AND DIRECT PURCHASER CLASS PLAINTIFFS TO CONTINUE THE SCHEDULED FAIRNESS HEARING, OR ALTERNATIVELY, HOLD IN ABEYANCE THE DECISION ON FINAL APPROVAL AS TO THE GIORGI AND CREEKSIDE SETTLEMENTS IS GRANTED IN PART AND DENIED IN PART AS FOLLOWS: (I) THE FINAL FAIRNESS HEARING WILL TAKE PLACE AS SCHEDULED ON MONDAY, 9/24/18 AT 9:30 AM IN COURTROOM 13B OF THE U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA, JAMES A. BYRNE U.S. COURTHOUSE, 601 MARKET ST., PHILADELPHIA, PA. 19106; THE COURT WILL HOLD IN ABEYANCE ITS DECISION ON FINAL APPROVAL OF THE GIORGI AND CREEKSIDE SETTLEMENTS UNTIL ON OR AFTER 11/28/18. IT IS FURTHER ORDERED THAT THE COURT WILL HOLD A SCHEDULING CONFERENCE FOLLOWING THE FINAL FAIRNESS HEARING. SIGNED BY HONORABLE BERLE M. SCHILLER ON 9/11/18.9/11/18 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 09/11/2018)
09/21/2018	<u>896</u>	MOTION for Leave to File <i>Supplemental Expert Report of Dr. Leffler on Market Definition</i> filed by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(HILL, BRIAN) (Entered: 09/21/2018)
09/21/2018	<u>897</u>	Memorandum in Support re <u>896</u> MOTION for Leave to File <i>Supplemental Expert Report of Dr. Leffler on Market Definition</i> filed by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC.. (Attachments: # <u>1</u> Exhibit CONFIDENTIAL - FILED UNDER SEAL)(HILL, BRIAN) (Entered: 09/21/2018)
09/25/2018	<u>898</u>	Minute Entry for proceedings held before HONORABLE BERLE M. SCHILLER Scheduling Conference held on 09/24/2018. (nd, ) (Entered: 09/25/2018)
09/25/2018	<u>899</u>	ORDER THAT THE NON-SETTLING DEFTS WHO HAVE OBJECTED TO THE MOST FAVORED NATION CLAUSE IN THE GIORGI SETTLEMENT SHALL FILE A BRIEF IN FURTHER SUPPORT OF THEIR RENEWED OBJECTION ON OR BEFORE 9/28/2018. GIORGI & CLASS PLFFS SHALL FILE THIER RESPONSE ON OR BEFORE 10/5/2018. CERTAIN DEFTS' MOTION TO EXTEND THE STAY OF THE WINN-DIXIE CASE & UPON THE LIFTING OF THE STAY, TO RENEW THE MOTIONS TO DISMISS (DOC. NO. 886) IS GRANTED IN PART & DENIED IN PART AS FOLLOWS: ANY DEFT WHO WISHES TO FILE A RENEWED MOTION TO DISMISS THE WINN-DIXIE PLFFS' CLAIM SHALL FILE SUCH A MOTION ON OR BEFORE 10/9/2018, ETC. SIGNED BY HONORABLE BERLE M. SCHILLER ON 9/25/18. 9/26/18 ENTERED AND COPIES MAILED AND E-MAILED.(kw, ) (Entered: 09/26/2018)
09/28/2018	<u>900</u>	ORDER THAT THIS FINAL JUDGMENT AND ORDER HEREBY INCORPORATES BY REFERENCE THE DEFINITIONS IN THE SETTLEMENT AGREEMENT BETWEEN THE CLASS AND KITCHEN PRIDE AND ALL CAPITALIZED TERMS USED AND NOT OTHERWISE DEFINED HEREIN SHALL HAVE THE MEANINGS SET FORTH IN THE SETTLEMENT AGREEMENT, ETC. SIGNED BY HONORABLE BERLE M. SCHILLER ON 9/28/18. 9/28/18 ENTERED AND COPIES MAILED & E-MAILED.(fdc) (Entered: 09/28/2018)
09/28/2018	<u>901</u>	TRANSCRIPT of Scheduling Conference held on 9/24/18, before Judge Schiller. Court Reporter/Transcriber eScribers, LLC. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 10/19/2018. Redacted Transcript Deadline set for 10/29/2018. Release of Transcript Restriction set for 12/27/2018. (fdc) (Entered: 09/28/2018)
09/28/2018	<u>902</u>	Notice of Filing of Official Transcript with Certificate of Service re <u>901</u> Transcript - PDF, 9/28/18

		Entered and Copies Emailed and Mailed. (fdc) (Entered: 09/28/2018)
09/28/2018	<u>903</u>	NOTICE of Appearance by DAVID LANGER on behalf of BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., ROBERT A. FERANTO, JR, FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, MICHAEL PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC. with Certificate of Service(LANGER, DAVID) (Entered: 09/28/2018)
09/28/2018	<u>904</u>	Statement /Supplement to Objection [DE 890] of Non-Settling Defendants to the Settlement Agreement Reached with Defendants Giorgi Mushroom Co. and Giorgio Foods, Inc. by BROWNSTONE MUSHROOM FARMS, INC., KAOLIN MUSHROOM FARMS, INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., PHILLIPS MUSHROOMS FARMS, LP., SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(MONTAGUE, H.) (Entered: 09/28/2018)
09/28/2018	<u>905</u>	EXHIBIT 1 by GIANT EAGLE, INC., PUBLIX SUPER MARKETS, INC. re: supplemental expert report of Keith Leffler, PH.D on market definition. (lvj, ) (FILED UNDER SEAL) (lvj, ). (Entered: 10/01/2018)
10/05/2018	<u>906</u>	RESPONSE to Motion re <u>896</u> MOTION for Leave to File <i>Supplemental Expert Report of Dr. Leffler on Market Definition Defendants' Response to Plaintiff Giant Eagle, Inc and Publix Supermarkets, Inc.'s Motion for Leave to Serve Supplemental Expert Report of Keith Leffler, PH.D.</i> filed by BROWNSTONE MUSHROOM FARMS, INC., C & C CARRIAGE MUSHROOM CO., CARDILE BROS. MUSHROOMS PACKAGING, CARDILE MUSHROOMS, INC., COUNTRY FRESH MUSHROOM CO., EASTERN MUSHROOM MARKETING COOPERATIVE, INC., FOREST MUSHROOM INC., GASPARI BROS. INC., GINO GASPARI & SONS, INC., KAOLIN MUSHROOM FARMS, INC., LOUIS M. MARSON, JR., INC., MODERN MUSHROOM FARMS, INC., MONTEREY MUSHROOMS, INC., OAKSHIRE MUSHROOM FARM, INC., PHILLIPS MUSHROOMS FARMS, LP., JOHN PIA, SHER-ROCKEE MUSHROOM FARM, SOUTH MILL MUSHROOM SALES, INC., TO-JO FRESH MUSHROOMS, INC.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(DESTEFANO, WILLIAM) (Entered: 10/05/2018)
10/05/2018	<u>907</u>	Statement in Response to the Supplement of Non-Settling Defendants to Their Objection to the Class Settlement with Giorgi Mushroom Co. and Giorgio Foods, Inc. by ASSOCIATED GROCERS, INC., DIVERSIFIED FOODS & SEASONINGS, INC., M. ROBERT ENTERPRISES, INC., M.L. ROBERT, II, L.L.C., MARKET FAIR, INC., WM. ROSENSTEIN & SONS CO.. (REFSIN, BARRY) (Entered: 10/05/2018)
10/05/2018	<u>908</u>	Response in Opposition re <u>904</u> Statement, / <i>Giorgi's Response to Certain Non-Settling Defendants' Objection Supplement to the Giorgi Settlement Agreement</i> by GIORGI MUSHROOM COMPANY, GIORGIO FOODS, INC.. (RUBIN, JACQUELINE) (Entered: 10/05/2018)
10/24/2018	<u>909</u>	ORDER THAT PLAINTIFFS' <u>896</u> MOTION FOR LEAVE TO SERVE THE SUPPLEMENTAL EXPERT REPORT OF KEITH LEFFLER, PH.D. IS GRANTED WITH THE FOLLOWING CONDITIONS: 1) DR. LEFFLER SHALL, WITHIN 5 BUSINESS DAYS FROM THE DATE OF THIS ORDER, TURN OVER TO DEFENDANTS' EXPERT WITNESSES WHO RESPONDED TO HIS EARLIER REPORTS ALL ELECTRONIC DATA FILES OR DATABASES ON WHICH THE OPINIONS IN HIS SUPPLEMENTAL EXPERT REPORT WERE BASED; AND 2) COUNSEL FOR DEFENDANTS MAY, WITHIN 30 DAYS FROM RECEIPT OF THE ELECTRONIC DATA FILES OR DATABASES REFERENCED IN PARAGRAPH 1 ABOVE, SERVE COUNSEL FOR PLAINTIFFS WITH REPORTS FROM THEIR EXPERT WITNESSES RESPONDING TO DR. LEFFLER'S SUPPLEMENTAL EXPERT REPORT, AND TO ITS EFFECT ON THE OTHER OPINIONS THAT HE WILL OFFER AT TRIAL. SIGNED BY HONORABLE BERLE M. SCHILLER ON 10/24/18.10/24/18 ENTERED & E-MAILED.(fdc) (Entered: 10/24/2018)
10/24/2018	<u>910</u>	ORDER THAT THE MOTION FOR LEAVE TO FILE A REPLY IN SUPPORT OF ITS RENEWED MOTION TO DISMISS PLAINTIFFS' COMPLAINT WITH PREJUDICE FILED BY DEFENDANT KITCHEN PRIDE MUSHROOM FARMS, INC. IS GRANTED. IT IS FURTHER ORDERED THAT THE CLERK OF COURT SHALL DOCKET THE BRIEF ATTACHED TO

		KITCHEN PRIDE'S MOTION FOR LEAVE AS EXHIBIT A, AS A REPLY IN FURTHER SUPPORT OF KITCHEN PRIDE'S RENEWED MOTION TO DISMISS. SIGNED BY HONORABLE BERLE M. SCHILLER ON 10/24/18. 10/24/18 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 10/24/2018)
10/24/2018	<u>911</u>	DEFENDANT KITCHEN PRIDE MUSHROOM FARMS, INC.'S REPLY IN SUPPORT OF ITS RENEWED MOTION ( <u>74</u> IN 15-6480) TO DISMISS PLAINTIFFS' COMPLAINT WITH PREJUDICE.(fdc) (Entered: 10/24/2018)
11/09/2018		Copy of Order dated 10/23/18 and envelope returned from the U.S. Postal Service addressed to AMY R. RICHTER for the following reason: UNABLE TO FORWARD. (jaa, ) (Entered: 11/09/2018)
11/13/2018	<u>912</u>	STIPULATION of Dismissal of <i>Defendant Kitchen Pride Mushroom Farms, Inc.</i> by WINN-DIXIE STORES, INC.. (AHERN, PATRICK) Modified on 11/13/2018 (lvj, ). (FILED IN ERROR BY ATTORNEY; FORWARD TO JUDGE FOR APPROVAL) (Entered: 11/13/2018)
11/13/2018	<u>913</u>	STIPULATION AND ORDER THAT ALL CLAIMS IN THE ABOVE-CAPTIONED MATTER AS TO KITCHEN PRIDE ARE DISMISSED WITH PREJUDICE WITH EACH PARTY TO BEAR ITS RABLE BERLE M. AILED.(fdc)