

Docket as of December 29, 1993 0:08 am

Web PACER (v2.4)

U.S. District Court

Northern District of Illinois (Chicago)

CIVIL DOCKET FOR CASE #: 91-CV-5525

Bonny, et al v. Society of Lloyd's, et al

Filed: 08/30/91
 Assigned to: Hon. Charles R. Norgle, Sr
 Jury demand: Both
 Demand: \$0,000
 Nature of Suit: 850
 Lead Docket: None
 Jurisdiction: Federal Question
 Dkt# in other court: None
 Cause: 15:77 Securities Fraud

KENNETH F BONNY
 plaintiff

Theodore William Grippo, Jr.
 [COR LD NTC]
 Roy T. Simmons
 [COR]
 Grippo & Simmons
 225 West Washington
 Suite 2200
 Chicago, Il 60606
 (312) 419-7160

FRANCESCA B BONNY
 plaintiff

Theodore William Grippo, Jr.
 (See above)
 [COR LD NTC]
 Roy T. Simmons
 (See above)
 [COR]

ROBERT D FLESVIG
 plaintiff

Theodore William Grippo, Jr.
 (See above)
 [COR LD NTC]
 Roy T. Simmons
 (See above)
 [COR]

v.

SOCIETY OF LLOYD'S
defendant

Joseph E. Coughlin
[COR LD NTC A]
Timothy M. Maggio
[COR]
Lord, Bissell & Brook
115 South LaSalle Street
Suite 3300
Chicago, IL 60603

(312)443-0700

HARRIS BANK GLENCOE-NORTHBROOK,
N.A.
defendant

Taylor R. Briggs
[COR LD NTC]
Leboeuf, Lamb, Lieby & MacRae
520 Madison Avenue
New York, NY
(212) 715-8000

Richard Alan Wohlleber
[COR LD NTC]
George F. Venci, Jr.
[COR]
Chapman & Cutler
111 West Monroe Street
Suite 1600
Chicago, IL 60603
(312) 845-3000

defendant

Richard Alan Wohlleber
(See above)
[COR LD NTC]
George F. Venci, Jr.
(See above)
[COR]

BANK OF MONTREAL
defendant

Richard Alan Wohlleber
(See above)
[COR LD NTC]
George F. Venci, Jr.
(See above)
[COR]

NORTHFIELD VENTURE, INC.
defendant

Bruce Frederick Hoffman
[COR]
Jay M. Pollak
[COR LD NTC]
Pollak & Hoffman, Ltd.
150 North Wacker Drive
1450
Chicago, IL 60606
(312) 726-0001

ROBERT B KING
defendant

Bruce Frederick Hoffman
(See above)
[COR]
Jay M. Pollak
(See above)
[COR LD NTC]

LIME STREET UNDERWRITING
AGENCIES LTD.
defendant

Joseph E. Coughlin
[term 10/24/91]
(See above)
[COR]
Timothy M. Maggio
[term 10/24/91]
(See above)
[COR]

John Patrick McGahey
[COR LD NTC]
James Raymond Denniston
[COR]
Wilson, Elser, Moskowitz,
Edelman & Dicker
120 North LaSalle Street
Chicago, IL 60602
(312) 704-0550

Taylor R. Briggs
[term 10/24/91]
(See above)
[COR LD NTC]

Thomas W. Wilson
[COR LD NTC]
Jonathan C. Thau
[COR]
Wilson, Elser, Moskowitz,
Edelman & Dicker
150 East 42nd Street
New York, NY 10017-5639
(212) 490-3000

ROBIN C KINGSLEY
defendant

Joseph E. Coughlin
[term 10/24/91]
(See above)
[COR]
Timothy M. Maggio
[term 10/24/91]
(See above)
[COR]

John Patrick McGahey
(See above)
[COR LD NTC]
James Raymond Denniston
(See above)
[COR]

Taylor R. Briggs
[term 10/24/91]
(See above)
[COR LD NTC]

Thomas W. Wilson
(See above)
[COR LD NTC]

Jonathan C. Thau
(See above)
[COR]

ROBERT C HALLAM
defendant

Joseph E. Coughlin
[term 10/24/91]
(See above)
[COR]
Timothy M. Maggio
[term 10/24/91]
(See above)
[COR]

John Patrick McGahey
(See above)
[COR LD NTC]
James Raymond Denniston
(See above)
[COR]

Taylor R. Briggs
[term 10/24/91]
(See above)
[COR LD NTC]

Thomas W. Wilson
(See above)
[COR LD NTC]
Jonathan C. Thau
(See above)
[COR]

PATRICK M CORBETT
defendant

John Patrick McGahey
(See above)
[COR LD NTC]
James Raymond Denniston
(See above)
[COR]

Taylor R. Briggs
[term 10/24/91]
(See above)
[COR LD NTC]

Thomas W. Wilson

(See above)
[COR LD NTC]
Jonathan C. Thau
(See above)
[COR]

BANKSIDE UNDERWRITING AGENCIES,
LTD.
defendant

John Patrick McGahey
(See above)
[COR LD NTC]
James Raymond Denniston
(See above)
[COR]

Taylor R. Briggs
 [term 10/24/91]
 (See above)
 [COR LD NTC]

Thomas W. Wilson
 (See above)
 [COR LD NTC]
 Jonathan C. Thau
 (See above)
 [COR]

ALAN J HUNKEN
 defendant

Gary Kostow
 [COR LD NTC]
 Suanne P. Hirschhaut
 [COR]
 Kostow & Daar
 200 South Wacker Drive
 38th Floor
 Chicago, IL 60606
 (312) 474-1400

DOCKET PROCEEDINGS

DATE	#	DOCKET ENTRY
8/30/91	1	COMPLAINT; jury demand - Civil cover sheet - Appearance(s) of Roy T. Simmons, Theodore William Grippo Jr. as attorney(s) for plaintiffs with Rule 39 affidavits (Documents: 1-1 through 1-5) (km) [Entry date 09/03/91]
8/30/91	--	RECEIPT regarding payment of filing fee paid; on 8/30/91 in the amount of \$ 120.00, receipt # 358785. (km) [Entry date 09/03/91]
8/30/91	2	TEMPORARY RESTRAINING ORDER (km) [Entry date 09/03/91]
8/30/91	3	MINUTE ORDER of 8/30/91 before Hon. James F. Holderman : re [2-1] Plaintiffs' motion for a temporary restraining order is granted.... this order shall expire on 09/04/91 at 9:30 a.m. Plaintiffs are ordered to file and serve any motion for preliminary injunction no later than 09/03/91. Hearing on plaintiffs' motion for preliminary injunction is set before Judge Bua. Status hearing set for 09/03/91 at 9:30 a.m. (For further detail see order attached to the original minute order form.) Notice mailed 09/03/91. (km) [Entry date 09/03/91]
9/3/91	4	MINUTE ORDER of 9/3/91 before Hon. Nicholas J. Bua :

Attorney Taylor Briggs is admitted to the bar of this court pro hac vice. Notice mailed 09/04/91. (ksl)
[Entry date 09/04/91]

9/3/91 -- SUMMONS issued as to defendants. (ksl) [Entry date 09/04/91]

9/3/91 6 MOTION by plaintiffs for preliminary injunction (ksl)
[Entry date 09/06/91]

9/3/91 7 MEMORANDUM by plaintiffs in support of motion for preliminary injunction [6-1] (ksl) [Entry date 09/06/91]

9/3/91 8 MOTION by plaintiffs for extension of temporary restraining order (ksl) [Entry date 09/06/91]

9/3/91 9 MINUTE ORDER of 9/3/91 before Hon. Joan B. Gottschall : Hearing on motion for preliminary injunction [6-1] held and continued to 9:30 a.m. on 9/4/91. Notice not mailed. (ksl) [Entry date 09/06/91]

9/4/91 10 MINUTE ORDER of 9/4/91 before Hon. Joan B. Gottschall : Hearing on motion for preliminary injunction [6-1] held and continued to 9:00 a.m. on 9/6/91. Parties agree to have matters remain status quo. Notice not mailed. (ksl) [Entry date 09/06/91]

9/5/91 5 REFERRAL ORDER of 09/03/91: Case referred to the calendar of Hon. Joan B. Gottschall pursuant to local General Rule 2.41(b) (For further detail see order). Notice mailed 09/05/91. (cmp)

9/6/91 14 MEMORANDUM by The Society of Lloyd's regarding issues arising in the hearing on 09/04/91. (dk)
[Entry date 09/11/91]

9/6/91 15 MINUTE ORDER of 9/6/91 by Hon. Joan B. Gottschall : Hearing held and continued. Defendants to fill all relevant materials concerning English Law on or before 09/13/91. Mailed notice (dk) [Entry date 09/11/91]

9/9/91 11 ATTORNEY APPEARANCE for defendant Harris Bk Glencoe, defendant Harris Trst & Saving by Richard Alan Wohlleber, George F. Venci Jr. (cmp)

9/9/91 12 RULE 39 Affidavit of Richard Alan Wohlleber (cmp)

9/9/91 13 RULE 39 Affidavit of George F. Venci Jr. (cmp)

9/13/91 16 ATTORNEY APPEARANCE for defendant Society of Lloyd's, defendant Lime St Underwriting, defendant Robin C Kingsley, defendant Robert C Hallam by Taylor R. Briggs, Joseph E. Coughlin, Timothy M. Maggio (dk) [Entry date 09/16/91]

9/13/91 17 RULE 39 Affidavit of Taylor R. Briggs (dk)
[Entry date 09/16/91]

9/13/91 18 RULE 39 Affidavit of Joseph E. Coughlin (dk)
[Entry date 09/16/91]

9/13/91 19 RULE 39 Affidavit of Timothy M. Maggio (dk)

[Entry date 09/16/91]

9/16/91 20 MOTION by defendant Society of Lloyd's for leave to file memorandum in excess of fifteen pages. (dk)
[Entry date 09/18/91]

9/16/91 21 MINUTE ORDER of 9/16/91 by Hon. Nicholas J. Bua : granting Lloyd's defendants motion for leave to file memorandum in excess of fifteen pages, instanter, is granted. [20-1] No Notice (dk) [Entry date 09/18/91]

9/16/91 22 MEMORANDUM of law by defendant The Society of Lloyd's in accordance with 09/06/91 order requiring proffer of evidence regarding foreign law (Exhibits). (dk)
[Entry date 09/18/91]

9/16/91 23 AFFIDAVIT of John Lewis Powell; notice of filing. (dk)
[Entry date 09/18/91]

9/26/91 24 REPORT AND RECOMMENDATION concerning motion for preliminary injunction [6-1] (dk) [Entry date 09/27/91]

9/26/91 25 MINUTE ORDER of 9/26/91 by Hon. Joan B. Gottschall : Enter report and recommendation that plaintiffs' motion for preliminary injunction be granted. All matters relating to this referral having been completed, the case is returned to the District Court for further proceedings. terminating case referral motion for preliminary injunction [6-1] Mailed notice (dk) [Entry date 09/27/91]

10/1/91 26 AGREED MOTION by defendants Society of Lloyd's, Lime Street Underwriting, Robin C Kingsley, Robert Hallam, Patrick M Corbett to extend time to answer or otherwise plead ; notice of motion. (dk) [Entry date 10/02/91]

10/1/91 27 MINUTE ORDER of 10/1/91 by Hon. Nicholas J. Bua : Defendants are granted an extension to answer or otherwise plead until fourteen days after the court has ruled on plaintiffs' motion for preliminary injunction. [26-1] Mailed notice (dk) [Entry date 10/02/91]

10/10/91 28 ATTORNEY APPEARANCE for defendant Northfield Venture, defendant Robert B King by Jay M. Pollak, Bruce Frederick Hoffman (lg) [Entry date 10/11/91]

10/10/91 29 OBJECTIONS by defendant Society of Lloyd's to Magistrate Judge's report and recommendation dated 09/26/91 (Attachments). [24-1] (lg) [Entry date 10/11/91]

10/10/91 30 OBJECTIONS by defendant Harris Bk Glencoe-Northbrook, N.A., defendant Harris Trst & Savings Bank to report and recommendation. [24-1] (lg) [Entry date 10/11/91]

10/11/91 31 MOTION by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside to extend time to file their objections to the 09/26/91 report and recommendations of the Magistrate to 10/24/91, and to extend time of the moving defendants to answer or otherwise plead to

- plaintiffs' complaint to fourteen days after this court has ruled on plaintiffs' motion for preliminary injunction. (lg) [Entry date 10/15/91]
- 10/11/91 32 STIPULATION to extend time. (lg) [Entry date 10/15/91]
- 10/11/91 33 MINUTE ORDER of 10/11/91 by Hon. Nicholas J. Bua : granting motion to extend time to file their objections to the 09/26/91 report and recommendations of the Magistrate to 10/24/91. [31-1] Plaintiffs are to respond to any defendants' objections by 11/07/91. Mailed notice (lg) [Entry date 10/15/91]
- 10/15/91 34 AFFIDAVIT of John Lewis Powell; Notice of filing. (lg) [Entry date 10/16/91]
- 10/24/91 35 OBJECTIONS by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside to Magistrate Judge Gottschall's Report and Recommendation dated 09/26/91 [24-1]; Notice of filing. [24-1] (lg)
- 10/24/91 36 AFFIDAVIT of John P. McGahey (Attachments). (lg)
- 10/24/91 37 MOTIONS by defendant Society of Lloyd's to dismiss the complaint for improper venue and/or lack of subject matter jurisdiction; to dismiss counts I, II and III for failure to state a cause of action; and to dismiss counts III and IV for failure to plead fraud with the requisite specificity ; notice of motion. (lg) [Entry date 10/25/91]
- 10/24/91 38 MINUTE ORDER of 10/24/91 by Hon. Joan B. Gottschall : setting hearing on motion to dismiss the complaint for improper venue and/or lack of subject matter jurisdiction; to dismiss counts I, II and III for failure to state a cause of action; and to dismiss counts III and IV for failure to plead fraud with the requisite specificity [37-1] 9:30 10/31/91 Plaintiff to motion for leave to amend complaint on 10/31/91 at 9:30 a.m. No notice (lg) [Entry date 10/25/91]
- 10/24/91 39 MOTION by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside to substitute attorneys John P. McGahey and James R. Denniston in lieu of Taylor R. Briggs, James E. Coughlin and Timothy M. Maggio, withdrawn ; notice of motion. (lg) [Entry date 10/25/91]
- 10/24/91 40 ATTORNEY SUBSTITUTION by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside (lg) [Entry date 10/25/91]
- 10/24/91 41 MINUTE ORDER of 10/24/91 by Hon. Nicholas J. Bua : granting motion to substitute attorneys John P. McGahey and James R. Denniston in lieu of Taylor R. Briggs, James E. Coughlin and Timothy M. Maggio, withdrawn [39-1] and substituting attorney John Patrick McGahey, James Raymond Denniston. Defendants' oral motion for leave to file brief

in excess of fifteen pages in opposition to report of
magistrate-judge is granted. No notice (lg)
[Entry date 10/25/91]

10/24/91 42 ATTORNEY APPEARANCE for defendant Robin C Kingsley,
defendant Lime St Underwriting, defendant Patrick M
Corbett, defendant Robert C Hallam, defendant Bankside by
John P. McGahey and James R. Denniston. (lg)
[Entry date 10/25/91]

10/24/91 43 RULE 39 Affidavit of John Patrick McGahey (lg)
[Entry date 10/25/91]

10/24/91 44 RULE 39 Affidavit of James Raymond Denniston (lg)
[Entry date 10/25/91]

10/29/91 45 AFFIDAVIT of Adrian Walter Hamilton (Attachments); Notice
of filing. (lg) [Entry date 10/30/91]

10/31/91 46 MOTION by plaintiff Francesca B Bonny, plaintiff Kenneth F
Bonny for leave to file first amended complaint, and
amended motion for preliminary injunction (Attachment) ;
notice of motion. (lg) [Entry date 11/01/91]
[Edit date 11/06/91]

10/31/91 47 MOTION by plaintiff Francesca B Bonny, plaintiff Kenneth F
Bonny for preliminary injunction. (lg) [Entry date 11/01/91]

10/31/91 48 MINUTE ORDER of 10/31/91 by Hon. Nicholas J. Bua :
Plaintiffs are given leave to file an amended complaint and
an amended motion for preliminary injunction. [46-1] [46-2]
[37-1] Defendants to file motions to dismiss by 12/02/91,
and supporting memoranda by 12/13/91. Plaintiffs to file
answers to motions to dismiss by 01/10/92, and defendants
to reply by 01/24/92. Plaintiffs are granted an extension
to file a response to defendants' objections to the
Magistrate Judge's report and recommendation to 01/10/92.
Mailed notice (lg) [Entry date 11/01/91]

11/4/91 49 FIRST AMENDED VERIFIED COMPLAINT [1-1] by plaintiff
Francesca B Bonny, plaintiff Kenneth F Bonny; jury demand;
adding Robert D Flesvig, Alan J Hunken (lg)
[Entry date 11/01/91] [Edit date 11/07/91]

11/4/91 50 ATTORNEY APPEARANCE for defendant Bank of Montreal by
Richard Alan Wohlleber, George F. Venci Jr. (lg)
[Entry date 11/05/91]

11/4/91 51 RULE 39 Affidavit of Richard Alan Wohlleber (lg)
[Entry date 11/05/91]

11/4/91 52 RULE 39 Affidavit of George F. Venci Jr. (lg)
[Entry date 11/05/91]

11/7/91 -- REASSIGNMENT ORDER of 11/07/91: Case reassigned to Hon.
Charles R. Norgle Sr from Hon. Nicholas J. Bua pursuant to
Executive Committee order. No notice (ksl)
[Entry date 11/08/91]

11/8/91 -- SUMMONS issued as to defendant Alan J Hunken (lg)
[Entry date 11/12/91]

11/21/91 53 ATTORNEY APPEARANCE for defendant Alan J Hunken by Gary
Kostow, Suanne P. Hirschhaut (lg) [Entry date 11/22/91]

11/21/91 54 RULE 39 Affidavit of Gary Kostow (lg) [Entry date 11/22/91]

11/21/91 55 RULE 39 Affidavit of Suanne P. Hirschhaut (lg)
[Entry date 11/22/91]

11/21/91 56 NOTICE of filing by defendant Alan J Hunken regarding
attorney appearance and affidavits [53-1] (lg)
[Entry date 11/22/91]

12/2/91 59 MOTION by defendant Society of Lloyd's to dismiss the
first amended complaint for improper venue; to dismiss
counts I, II, III and XI for failure to state a claim upon
which relief may be granted and to dismiss counts III, IV,
VIII, IX, X and XI for failure to plead fraud with the
requisite specificity. (lg) [Entry date 12/09/91]

12/2/91 60 MOTION by defendant Robin C Kingsley, defendant Lime St
Underwriting, defendant Patrick M Corbett, defendant Robert
C Hallam, defendant Bankside to dismiss the amended
complaint. (lg) [Entry date 12/09/91]

12/6/91 57 MOTION by defendant Alan J Hunken to enlarge time to file
responsive pleading ; notice of motion. (lg)
[Entry date 12/09/91]

12/6/91 58 MINUTE ORDER of 12/6/91 by Hon. Charles R. Norgle Sr :
granting defendant Alan J. Hunken's time to answer or
otherwise plead is extended to and until 20 days after this
court has ruled upon the motion to dismiss filed by the
Society of Lloyd's [57-1] Mailed notice (lg)
[Entry date 12/09/91]

12/6/91 61 MOTION by defendant Northfield Venture, defendant Robert B
King to enlarge time to file responsive pleading ;
notice of motion. (lg) [Entry date 12/09/91]

12/6/91 62 MINUTE ORDER of 12/6/91 by Hon. Charles R. Norgle Sr :
Defendant Robert B. King's time to answer or otherwise
plead is extended to and until 20 days after this Court has
ruled upon the motion to dismiss filed by the Society of
Lloyd's. [61-1] Mailed notice (lg) [Entry date 12/09/91]

12/10/91 63 AGREED MOTION by defendant Robin C Kingsley, defendant Lime
St Underwriting, defendant Patrick M Corbett, defendant
Robert C Hallam, defendant Bankside to waive the fifteen
page limitation person to local Rule 9(d). (lg)
[Entry date 12/11/91]

12/10/91 64 AGREED ORDER regarding motion to waive the fifteen page
limitation person to local Rule 9(d). [63-1] (lg)
[Entry date 12/11/91]

12/10/91 65 MINUTE ORDER of 12/10/91 by Hon. Charles R. Norgle Sr : It

is hereby ordered that the fifteen page limitation pursuant to Local Rule 9(d) is waived with respect to all briefs, responses and replies pertaining to the currently pending motions to dismiss the plaintiff's amended complaint.
[63-1] No notice (lg) [Entry date 12/11/91]

- 12/13/91 66 MOTION by defendant Society of Lloyd's pursuant to General Rule 9 to exceed page limitation ; notice of motion. (lg) [Entry date 12/16/91]
- 12/13/91 67 MEMORANDUM by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside in support of motion to dismiss the amended complaint [60-1] ; Notice of filing. (lg) [Entry date 12/16/91]
- 12/13/91 68 EXHIBITS by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside Underwriting Agencies, Ltd. in support of memorandum of law in support of motion to dismiss the amended complaint; Notice of filing. (lg) [Entry date 12/16/91]
- 12/13/91 69 MEMORANDUM by defendant Society of Lloyd's in support of the motions to dismiss the first amended complaint for improper venue; to dismiss counts I, II, III and XI for failure to state a claim upon which relief may be granted and to dismiss counts III, IV, VIII, IX, X and XI for failure to plead fraud with particularity (Attachments) [59-1] ; Notice of filing. (lg) [Entry date 12/16/91]
- 12/13/91 70 AFFIDAVIT of Susan Kay Robinson (Exhibits); Notice of filing. (lg) [Entry date 12/16/91]
- 12/17/91 71 AFFIDAVIT of Susan Kay Robinson regarding memorandum [69-1]; Notice of filing. (lg) [Entry date 12/18/91]
- 12/23/91 72 REFERRAL ORDER of 12/17/91: Case referred to Hon. Joan B. Gottschall pursuant to local General Rule (2.41(b). Mailed notice (lg) [Entry date 12/24/91]
- 12/23/91 72 REFERRAL ORDER of 12/17/91: Case referred to the calendar of Hon. Joan B. Gottschall for (all pretrial issues) pursuant to local General Rule (2.41(b). (For further detail see order). Mailed notice (lg) [Entry date 12/24/91]
- 1/10/92 73 AGREED MOTION by plaintiffs for an extension of time to file answers to defendants' motions to dismiss and to file a response to defendants' objections to the magistrate Judge's report and recommendation ; notice of motion. (lg) [Entry date 01/13/92]
- 1/10/92 74 MINUTE ORDER of 1/10/92 by Hon. Joan B. Gottschall : granting plaintiffs' agreed motion for an extension of time to file answers to defendants' motions to dismiss to 01/31/92. Defendants granted extension of time to file reply to motions to dismiss to 02/21/92. [73-1] Initial status hearing set for 03/06/92 at 10:00 a.m. Mailed notice (lg) [Entry date 01/13/92]

1/28/92 75 NOTICE by defendant Robin C Kingsley, defendant Lime St Underwriting, defendant Patrick M Corbett, defendant Robert C Hallam, defendant Bankside of change of address; Notice of filing. (lg) [Entry date 01/29/92]

1/31/92 76 NOTICE of filing by plaintiff (lg) [Entry date 02/04/92]

1/31/92 77 CONSOLIDATED MEMORANDUM of law by plaintiff in opposition to defendants' motion to dismiss [60-1] and support of plaintiffs' cross motion to convert to summary judgment. [59-1] [37-1] (lg) [Entry date 02/04/92]

1/31/92 78 CONSOLIDATED REPLY by plaintiff to the objections to the Magistrate Judge's report and recommendation dated 09/26/91 (Attachments). [35-1] (lg) [Entry date 02/04/92]

2/21/92 79 CONSOLIDATED reply memorandum of law by defendant Society of Lloyd's in support of the motions to dismiss the first amended complaint for improper venue; to dismiss counts I, II, III and XI for failure to state a claim upon which relief may be granted and to dismiss III, IV, VIII, IX, X and XI for failure to plead fraud with particularity [59-1]; Notice of filing. (lg) [Entry date 02/24/92]

2/21/92 80 REPLY memorandum of law by defendant Bankside, defendant Robert C Hallam, defendant Patrick M Corbett, defendant Lime St defendant Robert B King in further support of motion to dismiss the amended complaint [60-1]; Notice of filing. (lg) [Entry date 02/24/92]

2/24/92 81 ORDER (lg) [Entry date 02/25/92]

2/24/92 82 MINUTE ORDER of 2/24/92 by Hon. Charles R. Norgle Sr : The recommendation of the Magistrate Judge is rejected, and the Bonnys' motion for preliminary injunction is denied [6-1] Mailed notice (lg) [Entry date 02/25/92]

2/27/92 83 MINUTE ORDER of 2/27/92 by Hon. Joan B. Gottschall : On court's motion, status hearing set for 03/06/92 is reset to 03/20/92 at 10:00 a.m. Mailed notice (lg) [Entry date 03/02/92]

3/20/92 86 MOTION by defendant Bankside, defendant Robert C Hallam, defendant Patrick M Corbett, defendant Lime St Underwriting, defendant Robin C Kingsley for attorney to appear pro hac vice ; notice of motion; Notice of filing. (lg) [Entry date 03/26/92]

3/20/92 87 MINUTE ORDER of 3/20/92 by Hon. Joan B. Gottschall : Granting defendants Lime Street Underwriting Agencies, Ltd., Robin C. kingsley, Robert C. Hallam, Patrick M. Corbett and Bankside Underwriting Agencies, Ltd.'s motion to admit Thomas W. Wilson, Jonathan C. Thau and Nicholas J. Conca to appear pro hac vice [86-1] Mailed notice (lg) [Entry date 03/26/92]

3/20/92 88 MINUTE ORDER of 3/20/92 by Hon. Joan B. Gottschall : Status hearing held. Plaintiffs report to court that they

intend to appeal Judge Norgle's opinion. Defendants' to file a three-page brief as to why Judge Norgle's opinion justifies dismissal of the case by 03/27/92; plaintiffs' response due 04/03/92; defendants' reply, if any, due 04/10/92. Ruling will be by mail. Mailed notice (lg) [Entry date 03/26/92]

- 3/23/92 84 NOTICE OF APPEAL by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny, plaintiff Robert D Flesvig from motion minute order [82-1], from order [81-1] (\$105.00 Paid) (pp) [Entry date 03/24/92]
- 3/23/92 85 JURISDICTIONAL STATEMENT by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny, plaintiff Robert D Flesvig regarding appeal [84-1] . (pp) [Entry date 03/24/92]
- 3/24/92 -- TRANSMITTED: Short record on appeal to the 7th Circuit comprising of transmittal letter, copy of notice of appeal, Circuit Information Sheet, copy of order entered 02/24/92, (Items #81 and #82) also Original Jurisdictional Statement and copy of docket entries. (pp)
- 3/24/92 -- MAILED: Copies of notice of appeal, Circuit Rule 10 letter to all counsel of record with USCA 7th Circuit transcript information sheet, and docket entries to: Theodore W. Grippo. (pp)
- 3/24/92 -- Forwarded 03/24/92: Copy of notice of appeal to Hon. Charles R. Norgle Sr . (pp)
- 3/26/92 89 PRO HAC VICE ATTORNEY APPEARANCE for defendant Bankside, defendant Robert C Hallam, defendant Patrick M Corbett, defendant Lime St Underwriting, defendant Robin C Kingsley by Thomas W. Wilson, Jonathan C. Thau. (lg) [Entry date 03/27/92]
- 3/26/92 91 RULE 39 Affidavit of jonathan C. Thau. (lg) [Entry date 03/27/92]
- 3/26/92 92 NOTICE of filing by defendant Bankside, defendant Robert C Hallam, defendant Patrick M Corbett, defendant Lime St defendant Robin C Kingsley regarding affidavit [90-1], regarding affidavit [91-1], regarding attorney [89-1] (lg) [Entry date 03/27/92]
- 3/27/92 90 RULE 39 Affidavit of Thomas W. Wilson. (lg)
- 3/27/92 93 MEMORANDUM by defendant Society of Lloyd's regarding the law of the case as established by Judge Norgle's order dated 02/24/92 [82-1]; Notice of filing. (lg) [Entry date 03/30/92]
- 3/27/92 94 SUPPLEMENTAL memorandum by defendant in further support of motion of Lime Street Underwriting Agencies, Ltd., Robin C. Kingsley, Robert C. Hdallam, Patrick Corbett, and Bankside Underwriting Agencies, Ltd. to dismiss the amended complaint. [60-1] (lg) [Entry date 03/30/92]
- 3/31/92 95 SEVENTH circuit transcript information sheet. (lg)

[Entry date 04/01/92]

3/31/92 96 ACKNOWLEDGEMENT of receipt of short record on appeal USCA 92-1662 (lg) [Entry date 04/01/92]

4/3/92 97 CONSOLIDATED RESPONSE by plaintiffs to defendants' briefs regarding the effect of Judge Norgle's order dated 02/24/92; Notice of filing. (cmp) [Entry date 04/06/92]

4/3/92 98 TRANSCRIPT of proceedings for the following date(s): 09/03/91, 09/04/91, 09/06/91 Before Honorable Magistrate Judge Gottschall (3 volumes: 98-1; 98-2; 98-3). (cmp) [Entry date 04/06/92]

4/6/92 -- TRANSMITTED 04/06/92 complete record on appeal to USCA for the 7th Circuit consisting of transmittal letter, certificate, list of documents consisting of Four Volumes of Pleadings, One Small Volume of Exhibits and Five Volumes of Loose Pleading, filed under separate certificate. (92-1662) (pp)

4/6/92 -- MAILED: Copy of certificates and transmittal letter with list of documents, regarding appeal [84-1] to counsel of record. (pp)

4/10/92 99 REPLY memorandum by defendant Society of Lloyd's regarding law of the case; Notice of filing. (lg) [Entry date 04/17/92]

4/10/92 100 SUPPLEMENTAL reply memorandum of law by defendant Bankside, defendant Robert C Hallam, defendant Patrick M Corbett, defendant Lime St defendant Robin C Kingsley in further support of motion to dismiss the amended complaint [60-1]; Notice of filing. (lg) [Entry date 04/17/92]

4/14/92 -- TRANSMITTED supplement to the record on appeal to the USCA 7th comprising of transmittal letter, certificates, three volume of transcripts (98-1 through 98-3), appeal no. 92-1662. (lg)

4/20/92 101 REPORT AND RECOMMENDATION on defendants' motions to dismiss [60-1] [59-1] [37-1] (lg) [Entry date 04/21/92]

4/20/92 102 MINUTE ORDER of 4/20/92 by Hon. Joan B. Gottschall : Enter Report and Recommendation to the Honorable Charles R. Norgle, Sr. recommending that the forum selection clauses of the parties' agreements be upheld, and that accordingly, the motions to dismiss the amended complaint of defendant The Society of Lloyd's and defendants Lime Street Underwriting Agencies Ltd., Robin C. Kingsley, Robert C. Hallam, Patrick M. Corbett and Bankside Underwriting Agencies Ltd., be granted. All matters relating to the referral of this action having been resolved, this case is being returned to Judge Norgle. [60-1] [59-1] [37-1] terminating case referral to Hon. Joan B. Gottschall [66-1] [8-1] Mailed notice (lg) [Entry date 04/21/92]

5/4/92 103 OBJECTIONS by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny, plaintiff Robert D Flesvig to Magistrate

Judge Gottschall's report and recommendation dated 04/20/92 [101-1]; Notice of filing. (lg) [Entry date 05/05/92]

5/15/92 104 MOTION by defendant Alan J Hunken for change of address ; notice of motion. (lg)

5/15/92 105 MINUTE ORDER of 5/15/92 by Hon. Charles R. Norgle Sr : Granting defendant's motion for change of address [104-1] Telephone notice (lg)

5/15/92 106 REPLY by the members' agents to plaintiffs' objections to Magistrate Judge Gottschall's report and recommendation of 04/20/92 [103-1]; Notice of filing. (lg) [Entry date 05/18/92]

5/18/92 107 RESPONSE by defendant Society of Lloyd's to plaintiffs' objections to Magistrate Judge Gottschall's report and recommendation dated 04/20/92; Notice of filing. (lg) [Entry date 05/19/92]

5/29/92 108 ORDER (Attachment) (lg) [Entry date 06/01/92]

5/29/92 109 ENTERED JUDGMENT (lg) [Entry date 06/01/92]

5/29/92 110 MINUTE ORDER of 5/29/92 by Hon. Charles R. Norgle Sr : The report and recommendation is adopted and the defendants' motion to dismiss the amended complaint is granted. terminating case Mailed notice (lg) [Entry date 06/01/92]

6/3/92 111 NOTICE OF APPEAL by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny and plaintiff Robert D Flesvig from motion minute order [110-2], from judgment entered [109-1], from order [108-1], from motion minute order [102-2] and from [101-1] (\$105.00 paid); notice of filing. (ps) [Entry date 06/04/92]

6/3/92 112 JURISDICTIONAL STATEMENT by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny and plaintiff Robert D Flesvig regarding appeal [111-1]. (ps) [Entry date 06/04/92]

6/4/92 -- TRANSMITTED: Short record on appeal to the 7th Circuit comprising of transmittal letter, copy of notice of appeal, 7th Circuit Appeal Information Sheet, copy of orders entered 05/29/92 & 04/20/92 (Item Nos. 110/108/109 & 102/101), original jurisdictional statement and copy of docket entries. (ps)

6/4/92 -- MAILED: Copies of notice of appeal, Circuit Rule 10 letter to all counsel of record, with copy of orders, docket entries and 7th Circuit Transcript Information Sheet to plaintiffs attorney Theodore W. Grippo, Jr. (ps)

6/4/92 -- Forwarded 06/04/92: Copy of notice of appeal to Hon. Charles R. Norgle Sr. (ps)

6/4/92 113 MOTION by defendants Robin C Kingsley, Lime St Underwriting, Patrick M Corbett, Robert C Hallam, Bankside to supplement record [113-1] (Exhibit) ; notice of filing. (lg)

6/4/92 114 AFFIDAVIT of James R. Denniston. (lg)

6/5/92 115 COPY of Order from the USCA for the 7th Circuit Court regarding appeal [84-1] It is ordered that said motion is denied. (lg) [Entry date 06/09/92]

6/12/92 116 MOTION by plaintiffs Robert D Flesvig, Francesca B Bonny, Kenneth F Bonny to clarify order of 05/29/92 and, for a determination pursuant to rule 54(b) ; notice of motion. (lg) [Entry date 06/15/92]

6/12/92 117 MINUTE ORDER of 6/12/92 by Hon. Charles R. Norgle Sr : Response to plaintiff's motion to clarify order of 05/29/92 and [116-1] for a determination pursuant to rule 54(b) due 06/19/92 [116-2] Plaintiff's reply to answer brief due 6/26/92 Mailed notice (lg) [Entry date 06/15/92]

6/12/92 118 SEVENTH circuit transcript information sheet. (lg) [Entry date 06/15/92]

6/17/92 -- TRANSMITTED 06/17/92 complete record on appeal to USCA for the 7th Circuit consisting of transmittal letter, certificate, and list of documents, consisting of one volume of pleadings (92-2328). (fp)

6/17/92 -- MAILED: Copy of certificates and transmittal letter with list of documents, regarding appeal [111-1] to counsel of record. (fp)

6/19/92 119 MEMORANDUM by defendants Alan J Hunken, Northfield Venture, Robert B King to plaintiffs' in opposition to motion to clarify order of 05/29/92 and [116-1], motion for a determination pursuant to rule 54(b) (Exhibits) [116-2]; Notice of filing. (lg) [Entry date 06/22/92]

6/26/92 120 REPLY by plaintiffs Kenneth F Bonny, Francesca B Bonny, Robert D Flesvig in support of motion to clarify order of 05/29/92 and [116-1] for a determination pursuant to rule 54(b) [116-2] (Exhibits); Notice of filing. (lg) [Entry date 06/29/92]

6/26/92 121 MINUTE ORDER of 6/26/92 by Hon. Charles R. Norgle Sr : The court's 05/29/92 order dismissing the plaintiff's amended complaint applied to all defendants. The defendants who did not move for dismissal were dismissed sua sponte under Rosser v. Chrysler Corp., 864 F.2d 1299, 1304 (7th Cir. 1988). Granting plaintiffs' motion to clarify order of 05/29/92 to that extent, and [116-1], Denying the motion as moot with regard to its request for a determination pursuant to Fed. R. Civ. P. 54(b) [116-2] Mailed notice (lg) [Entry date 06/29/92]

7/20/92 122 COPY of Order from the USCA for the 7th Circuit Court regarding appeals [111-1] [84-1]: It is ordered that the "Emergency motion of appellants for injunction pending appeal" is denied. (lg) [Entry date 07/21/92]

7/24/92 123 NOTICE OF APPEAL by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny and plaintiff Robert D Flesvig from

motion minute order [121-1], from motion minute order [110-2], judgment entered [109-1] and from order [108-1] (\$105.00 paid); notice of filing. (ps) [Entry date 07/27/92]

7/24/92 124 JURISDICTIONAL STATEMENT by plaintiff Kenneth F Bonny, plaintiff Francesca B Bonny and plaintiff Robert D Flesvig regarding appeal [123-1]. (ps) [Entry date 07/27/92]

7/27/92 -- TRANSMITTED: Short record on appeal to the 7th Circuit comprising of transmittal letter, copy of notice of appeal, 7th Circuit Appeal Information Sheet, copy of orders entered 06/26/92 & 05/29/92 (Item No. 121 - #110/109/108 have been transmitted under #92-2328 & 92-1662), original jurisdictional statement and copy of docket entries. (ps)

7/27/92 -- MAILED: Copies of notice of appeal, Circuit Rule 10 letter to all counsel of record, with copy of order, docket entries and 7th Circuit Transcript Information Sheet to plaintiffs attorney Theodore W. Grippo Jr. (ps)

7/27/92 -- Forwarded 07/27/92: Copy of notice of appeal to Hon. Charles R. Norgle Sr. (ps)

7/31/92 125 ACKNOWLEDGEMENT of receipt of short record on appeal USCA 92-2771 (lg) [Entry date 08/03/92]

8/3/92 126 SEVENTH Circuit transcript information sheet. (lg) [Entry date 08/04/92]

8/4/92 127 Defendant's notice to District Court RE: Record on Appeal; notice of filing. (fp)

8/5/92 128 LETTER of designation from defendants Robert B King, Northfield Venture; Notice of filing. (lg) [Entry date 08/07/92] [Edit date 08/07/92]

8/7/92 -- TRANSMITTED 08/07/92 complete record on appeal to USCA for the 7th Circuit consisting of transmittal letter, certificate and one volume pleadings. (92-2771) (fp)

8/7/92 -- MAILED: Copy of certificates and transmittal letter with list of documents, regarding appeal [123-1] to counsel of record. (fp)

8/11/92 129 CERTIFIED COPY of order from the USCA for the 7th Circuit entered 07/17/92: It is ordered and adjudged that appeal 92-2328 is dismissed for lack of appellate jurisdiction [123-1] [111-1] [84-1] It is ordered that the "Emergency motion of appellants for injunction pending appeal" is denied. (lg) [Entry date 08/12/92]

9/29/92 130 MOTION by defendants Alan J Hunken, Northfield Venture, Robert B King to supplement record on appeal ; notice of filing. (lg) [Entry date 09/30/92]

3/2/93 131 MINUTE ORDER of 3/2/93 by Hon. Charles R. Norgle Sr : Defendant's motion to supplement record on appeal, filed 09/29/92 and shown as pending on 01/03/93 on Clerk Cunningham's "Court Report of Motions Pending Over 6

Months," is granted [130-1]. The Clerk's records shall so show. Mailed notice (lg) [Entry date 03/03/93]

- 8/6/93 132 MINUTE ORDER of 8/6/93 by Hon. Charles R. Norgle Sr : The Seventh Circuit having affirmed the trial court in its order of 08/05/93, and having directed that the district court qualify its dismissal on the condition that the local defendants agree to appear voluntarily in England if suit is refiled there, the district court qualifies its order of dismissal to comply with the direction of the Seventh Circuit Court of Appeals. It is so ordered. Mailed notice (lg) [Entry date 08/09/93]
- 8/27/93 133 CERTIFIED COPY of order from the USCA for the 7th Circuit entered 08/05/93: It is ordered and adjudged Affirming the decision of the District Court (92-2771) [123-1], Affirming the decision of the District Court (92-1662) [84-1]. (lg) [Entry date 09/02/93]
- 8/27/93 134 OPINION from the USCA for the 7th Circuit argued 12/04/92 ; decided 08/05/93 appeal (92-2771) [123-1], appeal (92-1662) [84-1]. (lg) [Entry date 09/02/93]
- 8/27/93 135 BILL OF COSTS submitted by plaintiffs-appellees, Northfield Venture Inc., Robert B. King, and Allan J. Hunken (92-1662). (lg) [Entry date 09/02/93] [Edit date 09/02/93]
- 8/27/93 -- COSTS taxed for defendants Alan J Hunken, Northfield Venture, Robert B King in the amount of \$ 116.25 against plaintiffs Robert D Flesvig, Francesca B Bonny, Kenneth F Bonny (92-1662). (lg) [Entry date 09/02/93]
- 8/27/93 136 BILL OF COSTS submitted by defendants-appellee, The Society of Lloyd's, Lime Street Underwriting Agency, Ltd., Robin C. Kingsley, Robert C. Hallam, Patrick M. Corbett, Bankside Underwriting Agencies (92-1662). (lg) [Entry date 09/02/93]
- 8/27/93 -- COSTS taxed for defendants Society of Lloyd's, Robin C Kingsley, Lime St Underwriting, Patrick M Corbett, Robert C Hallam, Bankside in the amount of \$ 342.00 against plaintiffs Robert D Flesvig, Francesca B Bonny, Kenneth F Bonny (92-1662). (lg) [Entry date 09/02/93]
- 8/27/93 137 LETTER from the USCA for the 7th Circuit Court informing the Clerk's Office that the record on appeal, regarding appeal (92-2771) [123-1], regarding appeal (92-1662) [84-1] will be forwarded at a later date. (lg) [Entry date 09/02/93]
- 11/16/93 138 LETTER from the USCA for the 7th Circuit Court returning the complete record on appeal, regarding appeal (92-2771) [123-1] consisting of: 1 volume of pleadings. (lg) [Entry date 11/17/93]
- 11/16/93 139 LETTER from the USCA for the 7th Circuit Court returning the complete record on appeal, regarding appeal (92-2771) [123-1], regarding appeal (92-1662) [84-1] consisting of: 5 volumes of pleadings, 5 loose pleadings, 3 volumes of transcripts, 1 volume exhibits. (lg) [Entry date 11/18/93]

Case Flags:
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