

State of Wisconsin

Circuit Court

Milwaukee County

Geoff Davidian

Plaintiff

Versus

J P Morgan Chase Bank et al
Defendants

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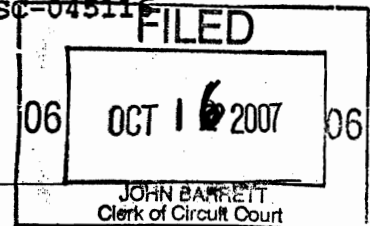
ORDER #5 on MOTIONS

Case Numbers

06-CV-011909

and

06-SC-045116



WHEREAS THE ABOVE MATTERS came on for Hearing on 16 October 2007, and

WHEREAS APPEARANCES WERE made as follows:

Plaintiff appeared personally and by Attorney Michael Mishlove, and

Defendants appeared by Attorney Kevin Long, and

WHEREAS Motions were presented and written and oral arguments were made by Mr. Davidian and Attorney Mishlove for Plaintiff and Attorney Long for Defendants.

NOW THEREFORE IT IS ORDERED, for the reasons stated on the record, that:

A. Plaintiff's Petition for a Writ/Order Allowing Depositions of New York Non-Parties is GRANTED. This will allow Plaintiff to attempt to secure discovery depositions in New York state. The Ordered presented by Plaintiff was signed in court and provided to Plaintiff.

B. Defendants Motion for a Protective Order or For Reconsideration or For Clarification of a Prior Order is GRANTED and DENIED as follows:

1. Defendants' request to limit discovery regarding similarly situated customers to the number 221 is DENIED.

2. Plaintiff's request to obtain the names and identifying information as to all 221 similarly situated customers is GRANTED.

3. Defendants' request to have the names and identifying information as to the 221 similarly situated customers is GRANTED, but that list is determined to be a protected customer list. Plaintiff may use the customer list and identifying information only for purposes of prosecuting his cause of action and this data may not be otherwise used for any reason.

C. Plaintiff's Motion to have Defendants found in contempt is DENIED.

D. Plaintiff's Motion for costs is DENIED.

E. Plaintiff's Motion to extend Discovery for an additional 60 days for obtaining the depositions of Mr. Harrison and Mr. Dimon is GRANTED.

F. Defendants' request for a Stay regarding its providing the list of 221 names of similarly situated persons and identifying information as to each name is GRANTED, but the disclosure of the noted information is ordered STAYED until 4:00 P.M. on Friday, 19 October 2007, to allow Defendants to consider filing an interlocutory appeal and then have that higher court consider this matter and any further STAY.

G. PLAINTIFF'S Motion to have Defendants be required to disclose the home addresses of Mr. Harrison and Mr. Dimon is DENIED.

The Clerk is to provide a copy of this signed Order to Mr. Davidian and Attorneys Long and Mishlove.