

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

LAWRENCE E. JAFFE PENSION PLAN, ON)	}	Lead Case No. 02-C-5893 (Consolidated)
BEHALF OF ITSELF AND ALL OTHERS SIMILARLY)		
SITUATED,)		
Plaintiffs,)		
- against -)		Judge Ronald A. Guzman
HOUSEHOLD INTERNATIONAL, INC., ET AL.,)		
Defendants.)		

**HOUSEHOLD DEFENDANTS' MOTION FOR SUMMARY
JUDGMENT DISMISSING ALL REMAINING CLAIMS OF
THE CLASS**

Defendants Household International Inc., Household Finance Corp., William F. Aldinger, David A. Schoenholz and Gary Gilmer ("Defendants") hereby move this Court for an Order pursuant to Rule 56(c) of the Federal Rules of Civil Procedure granting summary judgment in their favor on all remaining claims of the Class, dismissing all remaining claims of the Class, and for such other and further relief as the Court deems just and proper. In support of this Motion, Defendants submit herewith and incorporate by reference (i) Defendants' Statement Pursuant to Local Rule 56.1(a)(3) in Support of Their Motion for Summary Judgment; (ii) Defendants' Appendix in Support of Their Motion for Summary Judgment; and (iii) Defendants' Memorandum of Law in Support of Their Motion for Summary Judgment Dismissing All Remaining Claims of the Class, being filed under separate motion today. Defendants further state as follows:

1. As set forth more fully in the accompanying Memorandum of Law and Statement Pursuant to Local Rule 56.1(a)(3), there is no genuine issue as to any material fact on the dispositive issue of loss causation, and the undisputed facts as to this essential

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- element of the Class's securities fraud claims entitle Defendants to judgment as a matter of law under the Securities Exchange Act of 1934.
2. The Class has failed to present evidence sufficient to show "both that defendants' alleged misrepresentations artificially inflated the price of [Household International Inc.] stock and that the value of the stock declined once the market learned of the deception" as required to prevail on a "fraud on the market" theory of securities fraud under § 10(b) of the Securities Exchange Act. *Ray v. Citigroup Global Markets, Inc.*, 482 F.3d 991, 995 (7th Cir. 2007).
 3. The Class's alternative theory of loss causation is barred by this Court's Order of February 28, 2006, "dismiss[ing] with prejudice the § 10(b) claims based on any misrepresentation or omission that occurred before July 30, 1999 in connection with the sale or purchase of a security." (Doc. 434) Because the Class admits that all of the alleged artificial inflation on which they base their claims was introduced into Household's stock price by statements or omissions made prior to July 30, 1999, all of its remaining claims are barred by the statute of repose.
 4. A ruling in Defendants' favor on any of the foregoing grounds will entitle Defendants to judgment as a matter of law on all remaining claims of the Class.

WHEREFORE, for the reasons stated above, Defendants respectfully request that this Court enter summary judgment in their favor on all remaining claims of the Class.

Dated: May 12, 2008

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By: /s/ Thomas J. Kavalier

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