Case: 1:02-cv-05893 Document #: 136 Filed: 04/08/04 Page 1 of 9 PageID #:1247

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

F	Ê	Marie .	Parent . Franken	
---	---	---------	---------------------	--

LAWRENCE E. JAFFE, Pension Plan and on behalf of all others similarly situated,	MICHAEL OLEAK, U.S. KARAMARA PROVIN
Plaintiff,))
$\mathbf{v}.$) No. 02 C 5893
HOUSEHOLD INTERNATIONAL, INC. ARTHUR ANDERSEN, L.L.P,) Judge Ronald A. Guzman) Magistrate Judge Nan R. Nolan
Defendants.)) _)

NOTICE OF FILING

To: Counsel on the Attached Service List

PLEASE TAKE NOTICE that on April 8, 2004, we filed with the Clerk of the United States District Court for the Northern District of Illinois, Eastern Division, 219 South Dearborn Street, Chicago, Illinois, the *Plaintiffs' Status Report*, a copy of which is hereby served upon you.

Dated: April 8, 2004

Respectfully submitted,

By:

Marvin A. Miller Jennifer W. Sprengel Lori A. Fanning

MILLER FAUCHER and CAFFERTY LLP

30 North LaSalle Street, Suite 3200

Chicago, Illinois 60602

(312) 782-4880

136

Case: 1:02-cv-05893 Document #: 136 Filed: 04/08/04 Page 2 of 9 PageID #:1248

CERTIFICATE OF SERVICE

I, Marvin A. Miller, one of the attorneys for plaintiffs, hereby certify that I caused the *Plaintiff's Status Report* to be served upon all counsel on the attached service list by facsimile transmission and by placing a copy of the same in the United States Mail at 30 North LaSalle Street, Chicago, Illinois this 8th day of April, 2004.

Marvin A. Miller

Case: 1:02-cv-05893 Document #: 136 Filed: 04/08/04 Page 3 of 9 PageID #:1249

SERVICE LIST

Nathan P. Eimer Adam Deutsch

EIMER STAHL KLEVORN & SOLBERG LLP

224 S. Michigan Ave., Suite 110 Chicago, Π. 60605

Stanley Parzen Lucia Nale

MAYER, BROWN, ROWE & MAW

190 South LaSalle Street Chicago, Illinois 60603

Paul Vizcarrondo, Jr.
Warren R. Stern
Jed I. Bergman
WACHTELL, LIPTON, ROSEN & KATZ
51 West 52nd Street
New York, New York 10019

William S. Lerach
Darren J. Robbins
MILBERG WEISS BERSHAD
HYNES & LERACH LLP
401 B Street
Suite 1700
San Dicgo, California 92101
(619) 231-1058

Patrick J. Coughlin Azra Z. Mehdi Luke O. Brooks MILBERG WEISS BERSHAD HYNES & LERACH LLP 100 Pine Street, Suite 2600 San Francisco, California 94111 (415) 288-4545

Lawrence G. Soicher
LAW OFFICES OF LAWRENCE G.
SOICHER
305 Madison Avenue
46th Floor
New York, New York 10165

David R. Scott
Michael A. Swick
SCOTT & SCOTT, LLC
108 Norwich Avenue
Colchester, Connecticut 06415

Case: 1:02-cv-05893 Document #: 136 Filed: 04/08/04 Page 4 of 9 PageID #:1250



APR = 9 2004

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS

CLORE U. LARROWS. CLORE U.S. DISTRICT OCCUR.

EASTERN DIVISION

LAWRENCE E. JAFFE PENSION PLAN, On) Behalf of Itself and All Others Similarly	Lead Case No. 02-C-5893 (Consolidated)
Situated,)	CLASS ACTION
Plaintiff,) vs.	Judge Ronald A. Guzman Magistrate Judge Nan R. Nolan
HOUSEHOLD INTERNATIONAL, INC., et al.,	
Defendants.	

PLAINTIFFS' STATUS REPORT

- A. A status hearing has been set for April 14, 2004. Plaintiffs hereby submit this Status Report, which is due by April 9, 2004, pursuant to the Order Setting Initial Status Report for Cases Assigned to Judge Nolan
- B. Counsel for defendant Arthur Andersen LLP ("Andersen") has informed plaintiffs' counsel that it believes no status report is required. Counsel for Household International, Inc. ("Household") and the remaining defendants are uncertain whether a status report is required and, therefore, do not join plaintiffs' status report. Plaintiffs believe a status report is helpful and necessary to familiarize this Court with the issues in this matter.



Summary of the Claims

- C. This securities class action is brought on behalf of all persons who purchased or otherwise acquired the securities of Household during the period from October 23, 1997 to October 11, 2002 (the "Class Period").
- D. The [Corrected] Amended Consolidated Class Action Complaint for Violation of the Federal Securities Laws (the "Complaint") alleges that during the Class Period, Household and its officers William Aldinger, David Schoenholz and Gary Gilmer (i) engaged in the widespread abuse of their customers through a variety of illegal sales practices and improper lending techniques; (ii) improperly "reaged" or "restructured" delinquent accounts to manipulate Household's publicly reported financial statistics and give the appearance that the credit quality of Household borrowers was more favorable than it was in reality; and (iii) manipulated the manner in which Household accounted for costs associated with its co-branding, affinity and marketing agreements resulting in a restatement of Household's financial results going back to 1994. Household's reported financial results, and defendants' representations concerning these results, were materially false and misleading when made, thereby artificially inflating the price of Household's securities.
- E. The Complaint also alleges that Household raised over \$75 billion during the Class Period through a series of debt offerings conducted through its wholly-owned subsidiary, Household Finance Corporation ("HFC"). Aldinger, Schoenholz, Gilmer and J.A. Vozar, as HFC Directors, participated in the preparation or review or were signatories of the Debt Registration Statements filed with the Securities and Exchange Commission ("SEC") in support of these offerings.
- F. Further, the Complaint alleges that during the Class Period, Household's auditor, Andersen, actively participated in the issuance of Household's false financial statements by

reviewing Household's filings with the SEC, performing audits of the financial statements included in Household's SEC filings as well as in Registration Statements (issued in support of the various debt offerings), and providing other consulting services.

Statement of Relief

G. Plaintiffs seek the following relief: (a) declaring this action to be a class action properly maintained pursuant to Rule 23(a) and (b)(3) of the Federal Rules of Civil Procedurc; (b) awarding compensatory damages in favor of plaintiffs and the other class members against all defendants, jointly and severally, for all damages sustained as a result of defendants' wrongdoing, in an amount to be proven at trial, including interest thereon; (c) as to the §§11, 12(a)(2) and/or 15 claims, awarding rescission or rescissionary measure of damages; (d) awarding plaintiffs and other members of the class costs and expenses of this litigation, including reasonable attorneys' fees, accountants' fees and experts' fees, and other costs and disbursements; and (e) awarding plaintiffs and other members of the class such equitable/injunctive or other and further relief as may be just and proper under the circumstances.

Description of Matter Referred to Magistrate Judge

H. A copy of the Referral Order, signed by Chief Judge Charles P. Kocoras and dated November 4, 2002, is attached hereto as Exhibit A.

Status of Any Briefing

- I. Plaintiffs filed the Complaint on March 7, 2003. By August 1, 2003, briefing on all defendants' motions to dismiss and Andersen's motion to strike was complete.
- J. On March 19, 2004, Judge Ronald A. Guzman denied Household, Household Officers, and Andersen's motion to dismiss Count I (§10(b) of the Securities Exchange Act of 1934 ("Exchange Act")), denied Household and Household Officers' motion to dismiss Count II

(§20(a) of the Exchange Act); granted Household, Household Officers, Household Directors, Andersen, Goldman Sachs & Co., Inc., and Merrill Lynch, Pierce, Fenner & Smith, Inc.'s motions to dismiss Count III (§§11, 12(a)(2) and 15 of the Securities Act of 1933 ("Securities Act")); granted in part and denied in part Household, Household Directors, and Andersen's motions to dismiss Count IV (§§11 and 15 of the Securities Act); and denied Andersen's motion to strike.

Description of Discovery

- K. Pursuant to the Private Securities Litigation Reform Act of 1995 ("PSLRA"), discovery in this action was stayed during the pendency of defendants' motions to dismiss.
- L. Although no discovery has been served, plaintiffs intend to serve discovery requests within the next several weeks. Plaintiffs contemplate using all types of discovery allowed by the Federal Rules of Civil Procedure, including propounding requests for production of documents, interrogatories, and requests for admissions, and taking of depositions. Because this case involves multiple, complex issues and discovery has not yet commenced, the parties are uncertain as to the specific number of depositions required at this time.
- M. Currently, no scheduling or pretrial conference date has currently been set by Judge Guzman. The Referral Order explicitly excludes the Discovery Conference under Rule 26(f) as a matter to be addressed by this Court. Accordingly, plaintiffs seek guidance with respect to this matter.
- N. The parties intend to confer prior to the status hearing on April 14, 2004 and expect to submit an Agreed Scheduling Order at the hearing.

Trial Status

O. Plaintiffs have requested a jury trial. At this time, however, parties cannot anticipate a date for trial or the length of such trial.

No Consent to Trial Before a Magistrate Judge

P. The parties do not consent to trial before a Magistrate Judge.

<u>Settlement Negotiations</u>

Q. No settlement negotiations have been commenced.

DATED: April 8, 2004

Respectfully submitted,

MARVIN A. MILLER

JENNIFER W. SPRENGEL

LORJ A. FANNING

MILLER FAUCHER AND CAFFERTY LLP

30 North LaSalle Street, Suite 3200

Chicago, IL 60602

Telephone: 312/782-4880

312/782-4485 (fax)

Liaison Counsel

MILBERG WEISS BERSHAD HYNES & LERACH LLP WILLIAM S. LERACH 401 B Street, Suitc 1700 San Diego, CA 92101 Telephone: 619/231-1058 619/231-7423 (fax)

MILBERG WEISS BERSHAD HYNES & LERACH LLP PATRICK J. COUGHLIN AZRA Z. MEHDI (90785467) SUSAN K. ALEXANDER LUKE O. BROOKS (90785469) SYLVIA SUM 100 Pinc Street, Suite 2600 San Francisco, CA 94111 Telcphone: 415/288-4545 415/288-4534 (fax)

Lead Counsel for Plaintiffs

T:\casesSt\household Intl\mis00007961.doc

SEE CASE FILE FOR EXHIBITS