

## IN THE UNITED STATES DISTRICT COURT

# FOR THE NORTHERN DISTRICT OF ILLINOIS

#### EASTERN DIVISION

MICHAEL W. DOBBINS CLERK, U.S. DISTRICT COURT

LAWRENCE E. JAFFE PENSION PLAN, ON BEHALF OF ITSELF AND ALL OTHERS SIMILARLY SITUATED,

Plaintiff,

- against -

HOUSEHOLD INTERNATIONAL, INC., ET AL.,

Defendants.

Lead Case No. 02-C-5893 (Consolidated)

Judge Ronald A. Guzman Magistrate Judge Nan R. Nolan

# HOUSEHOLD DEFENDANTS' MOTION PURSUANT TO THE SEVENTH CIRCUIT'S RECENT DECISION IN FOSS v. BEAR, STEARNS CO. TO DISMISS THE COMPLAINT IN PART

For the reasons set forth in the accompanying memorandum of law, defendants Household International, Inc. and Household Finance Corp. and its former officers and directors William F. Aldinger, David A. Schoenholz, Gary Gilmer, and J.A. Vozar ("Defendants") hereby move pursuant to Federal Rule of Civil Procedure 12(b)(6) and 12(c) to dismiss Plaintiffs' claims that arose prior to July 30, 1999 as time-barred. Defendants respectfully request an Order dismissing the claims of all Class members who purchased Household securities before July 30, 1999.

Dated: June 30, 2005

Chicago, Illinois

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#### CERTIFICATE OF SERVICE

Adam B. Deutsch, an attorney, certifies that on June 30, 2005, he served copies of Household Defendants' Motion Pursuant to the Seventh Circuit's Recent Decision in Foss v. Bear, Stearns Co., to Dismiss the Complaint in Part, and Memorandum of Law in support thereof, to the parties listed below in the manner stated

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