

## APPENDIX TWO

### Table of Prior and Related Cases

*Medical Supply Chain, Inc. v. US Bancorp, NA, et al*, case no. 02-2539-CM (“*Medical Supply I*”) Case 2:05-cv-02299-CM-GLR ( All federal claims dismissed, state claims expressly dismissed without prejudice. No discovery or evidentiary hearings. Medical Supply’s counsel admonished for failing to research facts or law, including asserting an express private right of action under the USA PATRIOT Act.)

*Medical Supply Chain, Inc. v. US Bancorp, NA, et al* 112 Fed. Appx. 730 (10th Cir. 2004) (Medical Supply’s counsel sanctioned double attorney’s fees and costs \$23, 956.00 for asserting the existence of an express private right of action under the USA PATRIOT Act and asserting co-conspirators identified in the complaint need not be named defendants.)

*Medical Supply Chain, Inc. v. General Electric Company, et al.*, KS Dist. case no. 03-2324-CM (“*Medical Supply II*”) (All federal claims dismissed, state claims expressly dismissed without prejudice. No discovery or evidentiary hearings. Medical Supply’s counsel admonished for failing to research facts or law including asserting that co-conspirators identified in the complaint need not be named defendants.)

*Medical Supply Chain, Inc. v. General Electric Company, et al.* 144 Fed. Appx. 708 (10th Cir. 2005) (Trial court overturned for ruling against sanctions based on merits of state contract claims.)

*In re Landrith*, 124 P.3d 467, 485-86 (Kan. 2005) ( Medical Supply’s counsel disbarred for taking *Bolden v. City of Topeka, Kan.*, 441 F.3d 1129 at 1145 (10th Cir., 2006) to federal court and for representation James Bolden’s witness David Price.)

*Bolden v. City of Topeka, Kan.*, 441 F.3d 1129 at 1145 (10th Cir., 2006) ( Trial court overturned on dismissal of federal civil rights claims after Bret Landrith is disbarred.)

*In the Matter of Bret D. Landrith* Kansas District Court reciprocal disbarment action continued at request of the respondent until *Bolden v. City of Topeka, Kan.*, 441 F.3d 1129 (10th Cir., 2006) and *Medical Supply Chain, Inc. v. Neoforma et al* KS Dist. Court Case No.: 05-2299 were decided.

The Kansas District court reciprocally disbarred Bret D. Landrith after the trial court ordered dismissal and sanctions in *Medical Supply Chain, Inc. v. Neoforma et al* KS Dist. Court Case No.: 05-2299 without waiting for the Tenth Circuit decision in *Bolden v. City of Topeka, Kan.*, 441 F.3d 1129.

*Samuel Lipari v. General Electric Company, et al.* 16<sup>th</sup> Cir Mo. Case no. 0616-CV07421. (Defendant's Motion for Dismissal overruled, then removed to W.D. of Missouri by defendants.)

*In Re Samuel K. Lipari*, ( Petition for Writ of Mandamus to require remanding of *Samuel Lipari v. General Electric Company, et al.* Denied), (8<sup>th</sup> Cir. 2006)

*Samuel Lipari v. General Electric Company, et al.* W.D. MO. Case no. 06-0573-CV-W-FJG Remanded for lack of federal jurisdiction.

*Samuel Lipari v. US Bancorp, NA, et al*, 16<sup>th</sup> Cir Mo. Case no. 0616-CV32307. (Defendants removed to W.D. of Missouri asserting diversity.)

*Samuel Lipari v. US Bancorp, NA, et al*, United States District Court, Western District of Missouri Case No. 06-1012-CV-W-FJG. (Plaintiff petitioned for remand arguing removal is improper due to existence of diversity when the same claims were filed under supplementary jurisdiction in *Medical Supply Chain, Inc. v. Neoforma et al* W.Dist. of MO Case No. 05-0210- CV-W-ODS which are now *Medical Supply Chain, Inc. v. Neoforma et al* KS Dist. Court Case No.: 05-2299.)

*Rochester v. C.R. Bard, Inc., Tyco International Inc., Tyco Healthcare Group LP, Novation LLC, VHA Inc., Premier and Premier Purchasing.* United States District Court, Eastern District of Texas Civil Action No. 304 CV 060, ( A lawsuit brought by hospital supply manufacturer Rochester. C.R. Bard settled for \$49 million dollars. Premier has been dismissed from the antitrust claim in an agreement to pay Rochester \$8.8 million dollars. )