

US District Court Civil Docket as of October 2, 2015  
Retrieved from the court on October 4, 2015

**U.S. District Court  
Southern District of New York (Foley Square)  
CIVIL DOCKET FOR CASE #: 1:15-cv-07759-LAK**

Howard Randall, Trustee, Howard & Gale Randall Trust FBO  
Kimberly Randall Irrevocable Trust UA FEB 15, 2000 v. Fifth  
Street Finance Corp. et al  
Assigned to: Judge Lewis A. Kaplan  
Cause: 15:78j(b)ss Stockholder Suit

Date Filed: 10/01/2015  
Jury Demand: Plaintiff  
Nature of Suit: 850  
Securities/Commodities  
Jurisdiction: Federal Question

**Plaintiff**

**Howard Randall**

*Trustee, Howard & Gale Randall Trust  
FBO Kimberly Randall Irrevocable Trust  
UA FEB 15, 2000, Individually and on  
behalf of al others similarly situated*

represented by **Samuel Howard Rudman**  
Robbins Geller Rudman & Dowd LLP(LI)  
58 South Service Road  
Suite 200  
Melville, NY 11747  
(631) 367-7100  
Fax: (631) 367-1173  
Email: [srudman@rgrdlaw.com](mailto:srudman@rgrdlaw.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Fifth Street Finance Corp.**

**Defendant**

**Fifth Street Asset Management, Inc.**

**Defendant**

**Leonard M. Tannenbaum**

**Defendant**

**Bernard D. Berman**

**Defendant**

**Alexander C. Frank**

**Defendant**

**Todd G. Owens**

**Defendant**

**Ivelin M. Dimitrov**

**Defendant**

**Richard A. Petrocelli**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
10/01/2015	<u>1</u>	COMPLAINT against Alexander C. Frank, Bernard D. Berman, Fifth Street Asset Management, Inc., Fifth Street Finance Corp., Ivelin M. Dimitrov, Leonard M. Tannenbaum, Richard A. Petrocelli, Todd G. Owens. (Filing Fee \$ 400.00, Receipt Number 0208-11458120) Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000.(Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>2</u>	CIVIL COVER SHEET filed. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Bernard D. Berman, re: <u>1</u> Complaint,,. Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>4</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Ivelin M. Dimitrov, re: <u>1</u> Complaint,,. Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>5</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Fifth Street Finance Corp., re: <u>1</u> Complaint,,. Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>6</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Fifth Street Asset Management, Inc., re: <u>1</u> Complaint,,. Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>7</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Alexander C. Frank, re: <u>1</u> Complaint,,. Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>8</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Todd G. Owens, re: <u>1</u> Complaint,,. Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000,

		Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>9</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Richard A. Petrocelli, re: <u>1</u> Complaint,, Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/01/2015	<u>10</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Leonard M. Tannenbaum, re: <u>1</u> Complaint,, Document filed by Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Howard Randall, Trustee, Howard & Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. (Rudman, Samuel) (Entered: 10/01/2015)
10/02/2015		<b>***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Samuel Howard Rudman. The party information for the following party/parties has been modified: Howard Randall, Trustee, Howard &amp; Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. The information for the party/parties has been modified for the following reason/reasons: party name contained a typographical error; party text was omitted; For class action suits parties can be entered once individually and on behalf of.... (dgo) (Entered: 10/02/2015)</b>
10/02/2015		<b>***NOTICE TO ATTORNEY REGARDING REMOVAL OF PARTY. Notice to attorney Samuel Howard Rudman. The following party/parties has been removed from this case: Howard Randall, Trustee, Howard &amp; Gale Randall Trust FBO Kimberly Randall Irrevocable Trust UA FEB 15, 2000, Individually and on Behalf of All Others Similarly Situated. The party was added to the case in error. (dgo) (Entered: 10/02/2015)</b>
10/02/2015		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Lewis A. Kaplan. Please download and review the Individual Practices of the assigned District Judge, located at <a href="http://nysd.uscourts.gov/judges/District">http://nysd.uscourts.gov/judges/District</a> . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at <a href="http://nysd.uscourts.gov/ecf_filing.php">http://nysd.uscourts.gov/ecf_filing.php</a> . (dgo) (Entered: 10/02/2015)
10/02/2015		Magistrate Judge James L. Cott is so designated. (dgo) (Entered: 10/02/2015)
10/02/2015		Case Designated ECF. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>11</u>	ELECTRONIC SUMMONS ISSUED as to Bernard D. Berman. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>12</u>	ELECTRONIC SUMMONS ISSUED as to Ivelin M. Dimitrov. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>13</u>	ELECTRONIC SUMMONS ISSUED as to Fifth Street Finance Corp.. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>14</u>	ELECTRONIC SUMMONS ISSUED as to Fifth Street Asset Management, Inc.. (dgo) (Entered: 10/02/2015)

10/02/2015	<u>15</u>	ELECTRONIC SUMMONS ISSUED as to Alexander C. Frank. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>16</u>	ELECTRONIC SUMMONS ISSUED as to Todd G. Owens. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>17</u>	ELECTRONIC SUMMONS ISSUED as to Richard A. Petrocelli. (dgo) (Entered: 10/02/2015)
10/02/2015	<u>18</u>	ELECTRONIC SUMMONS ISSUED as to Leonard M. Tannenbaum. (dgo) (Entered: 10/02/2015)

Note: Links in this docket are stored in the PACER system (Public Access to Court Electronic Records). PACER is a service of United States Judiciary. To view and retrieve the linked documents from PACER, you must be a registered user. To register, fill out one of the registration forms available on the PACER site. The United States Congress has given the Judicial Conference of the United States, the judicial governing body of the U.S. Federal Courts, authority to impose user fees for electronic access to case information. For more information visit the PACER site at <http://pacer.psc.uscourts.gov/pacerdesc.html>