



**DENIED**

EFiled: Sep 29 2012 12:12PM EDT  
Transaction ID 46720799  
Case No. 7788-CS



**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE**

CITY OF MONROE EMPLOYEES  
RETIREMENT SYSTEM, and LOUISIANA  
MUNICIPAL POLICE EMPLOYEES  
RETIREMENT SYSTEM, on behalf of  
themselves and all other similarly situated  
shareholders of AMERIGROUP  
CORPORATION,

Plaintiffs,

v.

THOMAS E. CAPPS, JAMES G.  
CARLSON, JEFFREY B. CHILD,  
EMERSON U. FULLWOOD, KAY COLES  
JAMES, WILLIAM J. MCBRIDE, HALA  
MODELMOG, JOSEPH W. PRUEHER,  
UWE E. REINHARDT, RICHARD D.  
SHIRK, JOHN W. SNOW, JAMES W.  
TRUETT, RICHARD C. ZORETIC,  
GOLDMAN, SACHS & CO., WELLPOINT,  
INC., AND WELLPOINT MERGER SUB,  
INC.,

Defendants.

C.A. No. 7788-CS

**[PROPOSED] ORDER**

Plaintiffs having moved this Court for an Order authorizing them to file their opening brief of up to 60 pages in length in support of their motion for a preliminary injunction, and the Court having found good cause therefore,

IT IS HEREBY ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2012, that Plaintiffs may file their opening brief of up to 60 pages in length in support of their motion for a preliminary injunction.

---

Chancellor Strine

This document constitutes a ruling of the court and should be treated as such.

**Court:** DE Court of Chancery Civil Action

**Judge:** Leo E Strine

**File & Serve  
Transaction ID:** 46702293

**Current Date:** Sep 29, 2012

**Case Number:** 7788-CS

**Case Name:** CONF ORD ON DISC - City of Monroe Employees Retirement System vs Thomas E Capps

**Court Authorizer:** Strine, Leo E

**Court Authorizer  
Comments:**

The Court was made aware yesterday afternoon while engaged in other judicial duties out of chambers that this motion had been filed. No explanation was given as to why it was filed so late, no indication is given as to whether the defendants consent, and the indication of why more pages are needed is cursory. Most troubling, the Court is concerned that no opening brief was filed yesterday and none has been received by the Court.

The Court always tries to give filing parties slack, but false emergencies that should be anticipated are ones that the party creating them have to bear them, not other parties or the Court. I have no idea what the status of the motion is, and perhaps the plaintiffs have abandoned their application. If they have not, they had best get their brief filed. Any delay will be compensated by giving the defendants additional time to respond if need be.

If there is some confusion on my part about the status of things, that is because they have not been explained in any way by the plaintiffs. Given that the plaintiffs are no doubt working very hard in an expedited case, sometimes these things happen. Please work together with each other and get things on track.

/s/ Judge Strine, Leo E