

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FRANCESCO CAVALIERE,  
Derivatively and on Behalf  
Of Altair Nanotechnologies, Inc.,

Plaintiff,

-against-

JAMES T. ZAHN, GUOHUA SUN,  
YINGCANG WEI, JUN LIU,  
CHING CHUEN CHAN, GUOHUA  
WEI, CANON INVESTMENT  
HOLDINGS, INC.,

Defendants.

-and-

ALTAIR NANOTECHNOLOGIES, INC.

Nominal Defendant.

DAVID HELFENBEIN, Derivatively and on Behalf of  
Nominal Defendant, ALTAIR  
NANOTECHNOLOGIES, INC.,

Plaintiff,

-against-

ALEXANDER LEE, RICHARD W. LEE,  
GUOHUA SUN, JAMES T. ZAHN, STEPHEN  
HUANG, PAULA CONROY, KAREN WERNER,  
LIMING (ALBERT) ZOU, VICTOR SZE, HONG  
GUO, YINCANG WEI, GUOHUA WEI,  
ZHINGANG ZHAO, EQBAL AL YOUSUF,  
YUHONG LI, DR. CHIN CHUEN CHAN, JUN  
LIU, LI YANG and CANON INVESTMENT  
HOLDINGS LIMITED,

Defendants,

-and-

ALTAIR NANOTECHNOLOGIES, INC.

Nominal Defendant.

ANALISA TORRES, District Judge:

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 5/15/15

14 Civ. 9418 (AT)  
*Related Case*

14 Civ. 9958 (AT)  
*Related Case*

**ORDER**

Before the Court is an unopposed motion to consolidate the two above-captioned related cases. Federal Rule of Civil Procedure 42(a) allows for consolidation of actions if they involve “common questions of law or fact.” Fed. R. Civ. Pro. 42(a); *See In re Bank of Am. Corp. Sec., Derivative & ERISA Litig.*, 258 F.R.D. 260, 268 (S.D.N.Y. 2009) (consolidating shareholder derivative actions based on the same series of events). The complaints allege violations based on the same pattern of conduct, and they seek similar relief. Accordingly, the actions are consolidated.

Plaintiffs also requests the appointment of Faruqi & Faruqi, LLP and Lifshitz & Miller as co-lead counsel for Plaintiffs. “[A]ppointment of multiple counsel is routine and widely accepted.” *In re Bank of Am. Corp. Sec., Derivative & ERISA Litig.*, 258 F.R.D. at 273. Both firms have significant experience in the area of shareholder derivative and securities class action litigation, *see* Faruqi Decl., Exs. C, D, and both are well-qualified to pursue this litigation. Accordingly, the Court appoints Faruqi & Faruqi, LLP and Lifshitz & Miller as co-lead counsel.

The Clerk of Court is directed to amend the caption to read “In re Altair Nanotechnologies Shareholder Derivative Litigation” and to terminate all pending motions in the related actions.

SO ORDERED.

Dated: May 15, 2015  
New York, New York



---

ANALISA TORRES  
United States District Judge