

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. **'09 - CV - 00752 - CMA - CBS**

ERIC D. WEINSTEIN,
individually, and on behalf of all others similarly situated,

Plaintiff,

v.

FISERV, INC.,
FISERV TRUST COMPANY,
NTC & CO.,
TRUST INDUSTRIAL BANK,
ROBERT BERIAULT HOLDINGS, INC.,
LINCOLN TRUST COMPANY,
TD AMERITRADE ONLINE HOLDINGS CORP., and
TD AMERITRADE HOLDING CORPORATION,

Defendants.

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

APR -2 2009

GREGORY C. LANGHAM
CLERK

CLASS ACTION COMPLAINT AND JURY DEMAND

Plaintiff, by and through his attorneys, files this Class Action Complaint against Fiserv Inc. ("Fiserv"), Fiserv Trust Company ("FTC"), NTC & Co. ("NTC"), Trust Industrial Bank ("TIB"), Lincoln Trust Company ("LTC"), Robert Beriault Holdings, Inc. ("Robert Beriault"), TD Ameritrade Online Holdings Corp. ("TD Online") and TD Ameritrade Holding Corporation ("TD Holdings")(collectively the "Defendants"), on behalf of himself and other similarly situated individuals or businesses who held pension and/or individual retirement accounts of any type of kind in custody and trust with Defendants that were invested at Bernard L. Madoff Securities LLC ("Plaintiffs" or