UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, *et al.*, Plaintiffs, v. BANK OF AMERICA CORPORATION, *et al.*, Defendants.	Case No. 17-cv-6221 (KPF) (SLC) Hon. Katherine Polk Failla

DECLARATION OF CAMERON R. AZARI, ESQ., REGARDING IMPLEMENTATION OF NOTICE PLAN

I, Cameron R. Azari, Esq., hereby declare and state as follows:

1. My name is Cameron R. Azari, Esq. I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.

2. I am a nationally recognized expert in the field of legal notice, and I have served as an expert in hundreds of federal and state cases involving class action notice plans.

3. I am a Senior Vice President of Epiq Class Action and Claims Solutions, Inc. ("Epiq") and the Director of Legal Notice for Hilsoft Notifications, a firm that specializes in designing, developing, analyzing, and implementing large-scale, un-biased, legal notification plans. Hilsoft Notifications is a business unit of Epiq. References to Epiq in this declaration include Hilsoft Notifications.

4. I previously executed my *Declaration of Cameron R. Azari, Esq. Regarding Notice Plan* ("Notice Plan Declaration") on February 22, 2024, which described the Notice Plan, detailed Hilsoft's class action notice experience, and attached Hilsoft's *curriculum vitae.* I also provided my educational and professional experience relating to class actions and my ability to render opinions on overall adequacy of notice plans.

5. On March 8, 2024, the Court approved the "Notice Plan" in the above-captioned action, and appointed Epiq as the Settlement Administrator in the *Order Providing for Notice to the Settlement Classes and Preliminary Approving the Plans of Allocation* ("Preliminary Approval Order").

6. This declaration details the notice activities undertaken to date and explains how and why the Notice Plan was comprehensive and well-suited to reach the Settlement Classes. This declaration also discusses the settlement administration activity to date.

CAFA NOTICE

7. On February 21, 2022, Epiq sent 66 CAFA Notice Packages ("CAFA Notice"). The CAFA Notice was mailed via United States Postal Service ("USPS") Certified Mail to 64 officials, including the Attorneys General of each of the 50 states, the District of Columbia, and

the United States Territories, one office of the NY Department of Financial Services, and seven state offices of the Federal Reserve. The CAFA Notice was also sent via United Parcel Service ("UPS") to two officials, including the Attorney General of the United States and one office of the Federal Reserve. Details regarding the CAFA Notice mailing are provided in the *Declaration of Stephanie J. Fiereck, Esq, on Implementation of CAFA Notice*, dated February 22, 2022, which is included as **Attachment 1**.

INDIVIDUAL NOTICE

8. From October 30, 2023, through March 8, 2024, Epiq received 11 files from Defendants, which contained 186,519 records of Defendants' counterparties and clients in Stock Loan Transactions. The data included names and physical address information. Epiq deduplicated and rolled-up the records and loaded 151,118 unique, identified Settlement Class Member records into its database for this case. This resulted in 150,757 identified Settlement Class Member records with valid mailing addresses (361 records did not contain a valid mailing address and were not sent notice).

9. In addition, Epiq has developed and maintains a proprietary database with names and addresses of the largest and most common nominee holders, which consists of U.S. banks, brokerage firms, and nominees, including national and regional offices of certain nominees (the "Nominee Database"). Epiq's Nominee Database is continually monitored and updated as brokerage firms change addresses, merge, go out of business, and/or come into existence. It includes 988 names and addresses of nominees, many of which deal in securities of all types, acting either as the executing broker or introducing broker for their customers' transactions. Epiq has developed strong working relationships over the past 30 years with these banks, brokerage firms, and nominees.

10. Instructions were provided with the Claim Packet that directed nominees and/or counterparties to identify individuals and institutions for whom they purchased, sold and/or held Stock Loan Transactions during the Settlement Class Period, and either (a) request from Epiq additional copies of the Claim Packet for each such beneficial owners, and send a copy of the

Claim Packet to all such beneficial owners promptly upon receipt from Epiq, or (b) provide Epiq with the names and addresses of such beneficial owners for direct mailing of the Claim Packet.

11. Using data from the Defendants and from Epiq's Nominee database, from April 5, 2024, to April 8, 2024, Epiq sent 151,745 Claim Packets to banks, brokerage firms, nominees, and/or counterparties as requested, or directly to the identified members of the Settlement Classes with an associated physical mailing address. The Claim Packets were sent via USPS first-class mail. The Notice is included as **Attachment 2**. The Claim Form is included as **Attachment 3**.

12. The return address on the Claim Packets is a post office box that Epiq maintains for this Action. The USPS automatically forwards Claim Packets with an available forwarding address order that has not expired ("Postal Forwards"). Claim Packets returned as undeliverable are re-mailed to any new address available through USPS information—for example, to the address provided by the USPS on returned mail pieces for which the automatic forwarding order has expired, but is still within the time period in which the USPS returned the piece with the address indicated. Upon successfully locating better addresses, Claim Packets are promptly remailed. As of May 6, 2024, Epiq has remailed 74 Claim Packets.

13. As of May 6, 2024, a Claim Packet was delivered to 136,974 of the 151,118 unique, identified Settlement Class Members. This means the individual notice efforts reached approximately 90.6% of the identified potential Settlement Class Members.

PUBLICATION NOTICE

14. To supplement direct notice, Epiq designed and implemented a media plan. The publication component of the Notice Plan was designed to target members of the Settlement Classes who may not have been identified pursuant to the information received from Defendants and/or Epiq's outreach to nominees, while also providing additional outreach to banks, brokers, other nominees, and counterparties. A Publication Notice was published for one business day in the following print publications:

Print	*Circulation*	*Distribution*	*Ad Size*	*Run Date*	*Page Number*
IBD Weekly	24,891	National	1/3 Page	4/15/24	A12
Financial Times	139,405	Worldwide	1/4 Page	4/15/24	8
The Wall Street Journal	609,654	National	1/3 Page	4/15/24	B8

15. These publications were selected to best target businesses and investors generally. *The Wall Street Journal* is one of the country's leading business publications, *Financial Times* is one of the world's leading business, politics, and world-affairs news and information sources, and *IBD Weekly* targets brokers, institutions, and individual investors. The Publication Notice is included as **Attachment 4**. The tear sheets for each publication are included as **Attachment 5.**

INTERNET NOTICE CAMPAIGN

16. Internet advertising has become a standard component in legal notice programs. The internet has proven to be an efficient and cost-effective method to target and provide measurable reach of persons covered by a lawsuit. According to MRI-Simmons data,[1] 98% of all adults in the United States with a mobile device are online and 86% of all adults in the United States with a mobile device use social media.[2]

17. The Notice Plan included Banner Notice advertising on targeted business, finance, and investor related websites. The Banner Notices provided a direct link to the settlement website, where interested parties could obtain additional information and required documents to file a claim if eligible. The Banner Notices are currently running on desktop, mobile, and tablet devices. Information regarding the targeted websites is provided in the following chart:

[1] MRI-Simmons is a leading source of publication readership and product usage data for the communications industry. MRI-Simmons is a joint venture of GfK Mediamark Research & Intelligence, LLC ("MRI") and Simmons Market Research. MRI-Simmons offers comprehensive demographic, lifestyle, product usage and exposure to all forms of advertising media collected from a single sample. As the leading U.S. supplier of multimedia audience research, the company provides information to magazines, televisions, radio, internet, and other media, leading national advertisers, and over 450 advertising agencies—including 90 of the top 100 in the United States. MRI-Simmons's national syndicated data is widely used by companies as the basis for the majority of the media and marketing plans that are written for advertised brands in the United States.

[2] MRI-Simmons 2022 Survey of the American Consumer®.

Network/Property	***Distribution***	***Ad Sizes***	***Impressions***
Yahoo! Finance	National	728x90, 300x250, 300x600, 970x250	12,345,000
Investors.com		728x90, 300x250, 300x600, 970x250	4,887,000
WSJ.com		728x90, 300x250, 300x600, 970x250	1,799,000
Targeted Digital Audience Network		728x90, 300x250, 300x600, 970x250	9,613,000
TOTAL			**28,644,000**

18. As the print publications in the Notice Plan targeted investors and included a business and finance emphasis, the websites were selected to similarly target those potential members of the Settlement Classes. *Yahoo! Finance* is a widely followed website, popular with investors and individuals of all ages and economic backgrounds. *Investors.com* is an online companion to the *IBD Weekly* newspaper and targets the same type of individuals as the print publications. *WSJ.com* is the companion to *The Wall Street Journal* newspaper. *Targeted Digital Audience Network* is a network buy (or aggregate of website publishers) that includes behavioral targeting to those interested in finance, investing, and business. Banner Notices are appearing on websites, including *InvestorsHub.com*, *InvestorPlace.com*, *Barchart.com*, and *NASDAQ.com*, among others.

19. Combined, the Banner Notices will generate approximately 28.6 million impressions nationwide.[3] The internet advertising campaign is running from April 15, 2024, through May 14, 2024. Examples of the banner notices are included as **Attachment 6.**

INFORMATIONAL RELEASE

20. To build additional reach and extend exposures, on April 15, 2024, a party-neutral Informational Release was issued broadly over PR Newswire's U.S. Newsline to approximately 5,000 general media (print and broadcast) outlets, including local and national newspapers,

[3] The third-party ad management platform, ClickCease, is being used to audit Banner Notice ad placements. This type of platform tracks all Banner Notice ad clicks to provide real-time ad monitoring, fraud traffic analysis, blocks clicks from fraudulent sources, and quarantines dangerous IP addresses. This helps reduce wasted, fraudulent, or otherwise invalid traffic (*e.g.*, ads being seen by 'bots' or non-humans, ads not being viewable, etc.).

magazines, national wire services, television and radio broadcast media across the United States as well as approximately 4,500 websites, online databases, internet networks and social networking media.

21. The Informational Release included the address of the settlement website and the toll-free telephone number. Although there is no way of knowing exactly how many news stories arose, the Informational Release added significant value by providing additional notice exposures beyond that which was provided by the paid media. The Informational Release is included as **Attachment 7**.

SETTLEMENT WEBSITE

22. On April 5, 2024, Epiq established a website dedicated to the Settlements with a simple domain name, www.StockLoanSettlements.com. The website provides: (i) the claims submission deadline, (ii) the deadline and procedure for excluding oneself from any or all of the Settlements, (iii) the deadline and procedure for objecting to any of the Settlements and/or the request for award of attorneys' fees, expenses, and incentive awards, (iv) information about the Fairness Hearing, and (v) other relevant and helpful information to members of the Settlement Classes about the Action and the Settlements. The website also provides relevant documents, including the Notices, Claim Form, Complaint, relevant Court orders and opinions, including the Preliminary Approval Orders and Settlement Agreements, and provides an email address (info@StockLoanSettlements.com) to contact Epiq with questions or for any additional information. As noted above, the settlement website provides detailed instructions for the filing Claim Forms electronically. As of May 6, 2024, there have been 7,045 unique visitor sessions to the settlement website, and 14,223 web pages have been presented.

TOLL-FREE TELEPHONE NUMBER AND POSTAL MAILING ADDRESS

23. On April 5, 2024, Epiq established and continues to maintain a toll-free telephone number (1-877-606-2315) and interactive voice response system ("IVR") to accommodate inquiries from potential members of the Settlement Classes and to respond to frequently asked questions. The telephone number was displayed on the Notices as well as on the website. The

toll-free telephone number continues to be accessible 24 hours a day, 7 days a week, and is staffed by trained telephone operators familiar with the Settlements. As of May 6, 2024, there have been 341 calls to the toll-free telephone number representing 3,011 minutes of use, and live agents have handled 260 incoming calls representing 3,021 minutes, and six outgoing calls representing 23 minutes.

24. A postal mailing address was established, allowing members of the Settlement Classes to request additional information or ask questions via these channels.

RESPONSES RECEIVED TO DATE

25. The deadline to request exclusion from the Settlements or to object to the Settlements is June 7, 2024. As of May 6, 2024, Epiq has received no requests for exclusion. As of May 6, 2024, Epiq is aware of no objections to the Settlements.

26. The deadline for Settlement Class Members to file a Claim Form is July 8, 2024. As standard practice, Epiq will review and audit all Claim Forms as received.

* * *

I declare under penalty of perjury that the foregoing is true and correct.

Executed May 8, 2024.
Beaverton, OR.

Cameron R. Azari, Esq.

Attachment 1

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, *et al.*, Plaintiffs, v. BANK OF AMERICA CORPORATION, *et al.*, Defendants	Case No. 17-cv-6221 (KPF) Hon. Katherine Polk Failla

DECLARATION OF STEPHANIE J. FIERECK, ESQ. ON IMPLEMENTATION OF CAFA NOTICE

I, STEPHANIE J. FIERECK, ESQ., hereby declare and state as follows:

1. My name is Stephanie J. Fiereck, Esq. I am over the age of 21 and I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.

2. I am a Legal Notice Manager for Epiq Class Action & Claims Solutions, Inc. ("Epiq"). I have been in my position as Legal Notice Manager since 2012. During that time I have overseen and handled Class Action Fairness Action ("CAFA") notice mailings for more than 325 class action settlements.

3. Epiq is a firm with more than 25 years of experience in claims processing and settlement administration. Epiq's class action case administration services include coordination of all notice requirements, design of direct-mail notices, establishment of fulfillment services, receipt and processing of opt-outs, coordination with the United States Postal Service, claims database management, claim adjudication, funds management and distribution services.

4. The facts in this Declaration are based on what I personally know, as well as information provided to me in the ordinary course of my business by my colleagues at Epiq.

CAFA NOTICE IMPLEMENTATION

5. At the direction of counsel for the Defendants Credit Suisse Group AG, Credit Suisse AG, Credit Suisse Securities (USA) LLC, Credit Suisse First Boston Next Fund, Inc., and Credit Suisse Prime Securities Services (USA) LLC, 66 officials, which included the Attorney General of the United States and the Attorneys General of each of the 50 states, the District of Columbia, and the United States Territories, one office of the NY Department of Financial Services, and eight offices of the Federal Reserve were identified to receive the CAFA notice.

6. Epiq maintains a list of these federal and state officials with contact information for the purpose of providing CAFA notice. Prior to mailing, the names and addresses selected from Epiq's list were verified, then run through the Coding Accuracy Support System ("CASS") maintained by the United States Postal Service ("USPS").[1]

7. On February 21, 2022, Epiq sent 66 CAFA Notice Packages ("Notice"). The Notice was mailed via USPS Certified Mail to 64 officials, including the Attorneys General of each of the 50 states, the District of Columbia, and the United States Territories, one office of the NY Department of Financial Services, and seven state offices of the Federal Reserve. The Notice was also sent via United Parcel Service ("UPS") to two officials, including the Attorney General of the United States and one office of the Federal Reserve. The CAFA Notice Service List (USPS Certified Mail and UPS) is included as **Attachment 1**.

8. The materials sent to the federal and state officials included a cover letter, which provided notice of the proposed settlement of the above-captioned case. The cover letter is included as **Attachment 2**.

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[1] CASS improves the accuracy of carrier route, 5-digit ZIP®, ZIP + 4® and delivery point codes that appear on mail pieces. The USPS makes this system available to mailing firms who want to improve the accuracy of postal codes, i.e., 5-digit ZIP®, ZIP + 4®, delivery point (DPCs), and carrier route codes that appear on mail pieces.

9. The cover letter was accompanied by a CD, which included the following:

a. **Per 28 U.S.C. § 1715(b)(1) – Complaint and Any Amended Complaints:** The following complaint amended complaint were included:

   1. Class Action Complaint (Aug. 16, 2017); and
   2. Amended Class Action Complaint (Nov. 17, 2017).

b. **Per 28 U.S.C. § 1715(b)(3) – Notification to Class Members:** The parties have not created, or submitted to the court for approval, notices of settlement at this time.

c. **Per 28 U.S.C. § 1715(b)(4) – Class Action Settlement Agreement:** On January 20, 2022, after extensive arm's length negotiations undertaken in good faith, counsel for plaintiffs Iowa Public Employees' Retirement System; Los Angeles County Employees Retirement Association; Orange County Employees' Retirement System; Sonoma County Employees' Retirement Association; and Torus Capital, LLC (collectively, "Plaintiffs") and the settlement class and counsel for Settling Defendants executed a Settlement Agreement (the "Settlement Agreement"). The Settlement Agreement was filed with the Court on February 11, 2022, together with Plaintiffs' motion for preliminary approval of the settlement. In addition to the Settlement Agreement, the following supporting documents were included:

   1. Notice of Plaintiffs' Motion for Preliminary Approval of the Settlement Agreement with Credit Suisse;
   2. Memorandum of Law in Support of Plaintiffs' Motion for Preliminary Approval of the Settlement Agreement with Credit Suisse;
   3. Declaration of Daniel L. Brockett in Support of Plaintiffs' Motion for Preliminary Approval of the Settlement Agreement with Credit Suisse;
      - Exhibit 1 – Settlement Agreement (with exhibits);
      - Exhibit 2 – Quinn Emanuel Urquhart & Sullivan, LLP's Firm Resume;
      - Exhibit 3 – Cohen Milstein Sellers & Toll PLLC's Firm Resume;
      - Exhibit 4 – Epiq Class Action & Claims Solutions, Inc.'s Firm Resume; and
   4. [Proposed] Order Preliminarily Approving Settlement Agreement.

I declare under penalty of perjury that the foregoing is true and correct. Executed on February 22, 2022.

Stephanie J. Fiereck, Esq.

Attachment 1

CAFA Notice Service List

UPS

Company	FullName	Address1	Address2	City	State	Zip
US Department of Justice	Merrick B. Garland	950 Pennsylvania Ave NW		Washington	DC	20530
Federal Reserve	Michael Gibson	Director of Supervision & Regulation	20th Street and Constitution Ave NW	Washington	DC	20551

CAFA Notice Service List

USPS Certified Mail

Company	FullName	Address1	Address2	City	State	Zip
Office of the Attorney General	Treg Taylor	PO Box 110300		Juneau	AK	99811
Office of the Attorney General	Steve Marshall	501 Washington Ave		Montgomery	AL	36104
Office of the Attorney General	Leslie Carol Rutledge	323 Center St	Suite 200	Little Rock	AR	72201
Office of the Attorney General	Mark Brnovich	2005 N Central Ave		Phoenix	AZ	85004
Office of the Attorney General	CAFA Coordinator	Consumer Law Section	455 Golden Gate Ave Ste 11000	San Francisco	CA	94102
Office of the Attorney General	Phil Weiser	Ralph L Carr Colorado Judicial Center	1300 Broadway 10th Fl	Denver	CO	80203
Office of the Attorney General	William Tong	165 Capitol Ave		Hartford	CT	06106
Office of the Attorney General	Karl A. Racine	400 6th St NW		Washington	DC	20001
Office of the Attorney General	Kathy Jennings	Carvel State Office Bldg	820 N French St	Wilmington	DE	19801
Office of the Attorney General	Ashley Moody	State of Florida	The Capitol PL-01	Tallahassee	FL	32399
Office of the Attorney General	Chris Carr	40 Capitol Square SW		Atlanta	GA	30334
Department of the Attorney General	Holly T. Shikada	425 Queen St		Honolulu	HI	96813
Iowa Attorney General	Thomas J Miller	1305 E Walnut St		Des Moines	IA	50319
Office of the Attorney General	Lawrence G Wasden	700 W Jefferson St Ste 210	PO Box 83720	Boise	ID	83720
Office of the Attorney General	Kwame Raoul	100 W Randolph St		Chicago	IL	60601
Indiana Attorney General's Office	Todd Rokita	Indiana Government Center South	302 W Washington St 5th Fl	Indianapolis	IN	46204
Office of the Attorney General	Derek Schmidt	120 SW 10th Ave 2nd Fl		Topeka	KS	66612
Office of the Attorney General	Daniel Cameron	700 Capitol Avenue	Suite 118	Frankfort	KY	40601
Office of the Attorney General	Jeff Landry	PO Box 94005		Baton Rouge	LA	70804
Office of the Attorney General	Maura Healey	1 Ashburton Pl		Boston	MA	02108
Office of the Attorney General	Brian E. Frosh	200 St Paul Pl		Baltimore	MD	21202
Office of the Attorney General	Aaron Frey	6 State House Station		Augusta	ME	04333
Department of Attorney General	Dana Nessel	PO Box 30212		Lansing	MI	48909
Office of the Attorney General	Keith Ellison	445 Minnesota St	Suite 1400	St Paul	MN	55101
Missouri Attorney General's Office	Eric Schmitt	207 West High Street	PO Box 899	Jefferson City	MO	65102
MS Attorney General's Office	Lynn Fitch	Walter Sillers Bldg	550 High St Ste 1200	Jackson	MS	39201
Office of the Attorney General	Austin Knudsen	215 N Sanders Third Floor	PO Box 201401	Helena	MT	59620
Attorney General's Office	Josh Stein	9001 Mail Service Ctr		Raleigh	NC	27699
Office of the Attorney General	Wayne Stenehjem	State Capitol	600 E Boulevard Ave Dept 125	Bismarck	ND	58505
Nebraska Attorney General	Doug Peterson	2115 State Capitol	PO Box 98920	Lincoln	NE	68509
Office of the Attorney General	John Formella	NH Department of Justice	33 Capitol St	Concord	NH	03301
Office of the Attorney General	Andrew J. Bruck	25 Market Street	PO Box 080	Trenton	NJ	08625
Office of the Attorney General	Hector Balderas	408 Galisteo St	Villagra Bldg	Santa Fe	NM	87501
Office of the Attorney General	Aaron Ford	100 N Carson St		Carson City	NV	89701
Office of the Attorney General	CAFA Coordinator	28 Liberty Street	15th Floor	New York	NY	10005
Office of the Attorney General	Dave Yost	30 East Broad Street	14th Floor	Columbus	OH	43215
Office of the Attorney General	John O'Connor	313 NE 21st St		Oklahoma City	OK	73105
Office of the Attorney General	Ellen F Rosenblum	Oregon Department of Justice	1162 Court St NE	Salem	OR	97301
Office of the Attorney General	Josh Shapiro	16th Fl Strawberry Square		Harrisburg	PA	17120
Office of the Attorney General	Peter F Neronha	150 S Main St		Providence	RI	02903
Office of the Attorney General	Alan Wilson	PO Box 11549		Columbia	SC	29211
Office of the Attorney General	Jason Ravnsborg	1302 E Hwy 14 Ste 1		Pierre	SD	57501
Office of the Attorney General	Herbert H. Slatery III	PO Box 20207		Nashville	TN	37202
Office of the Attorney General	Ken Paxton	300 W 15th St		Austin	TX	78701
Office of the Attorney General	Sean D. Reyes	PO Box 142320		Salt Lake City	UT	84114
Office of the Attorney General	Mark R. Herring	202 North Ninth Street		Richmond	VA	23219
Office of the Attorney General	TJ Donovan	109 State St		Montpelier	VT	05609
Office of the Attorney General	Bob Ferguson	800 Fifth Avenue	Suite 2000	Seattle	WA	98104
Office of the Attorney General	Josh Kaul	PO Box 7857		Madison	WI	53707
Office of the Attorney General	Patrick Morrisey	State Capitol Complex	Bldg 1 Room E 26	Charleston	WV	25305
Office of the Attorney General	Bridget Hill	109 State Capital		Cheyenne	WY	82002
Department of Legal Affairs	Fainu'ulei Falefatu Ala'ilima-Utu	Executive Office Building 3rd Floor	PO Box 7	Utulei	AS	96799
Attorney General Office of Guam	Leevin T Camacho	Administration Division	590 S Marine Corps Dr Ste 901	Tamuning	GU	96913
Office of the Attorney General	Edward Manibusan	Administration Bldg	PO Box 10007	Saipan	MP	96950
PR Department of Justice	Domingo Emanuelli Hernández	PO Box 9020192		San Juan	PR	00902
Department of Justice	Denise N. George	34-38 Kronprindsens Gade	GERS Bldg 2nd Fl	St Thomas	VI	00802
Federal Reserve Bank of Atlanta	Richard A. Jones	Senior VP and General Counsel	1000 Peachtree Street NE	Atlanta	GA	30309
Federal Reserve Bank of Boston	Kenneth C. Montgomery	Interim President and Chief Executive Officer	600 Atlantic Avenue	Boston	MA	02210
Federal Reserve Bank of Chicago	Katherine Schrepfer	Office of the General Counsel	230 South LaSalle Street	Chicago	IL	60604
Federal Reserve Bank of Dallas	David K. Teeples	Vice President - Deputy General Counsel	2200 N. Pearl St.	Dallas	TX	75201
Federal Reserve Bank of New York	Michael Held	General Counsel and Executive VP	33 Liberty Street	New York	NY	10045
Federal Reserve Bank of Richmond	Michelle Gluck	Executive VP - General Counsel and CRO	PO Box 27622	Richmond	VA	23261
Federal Reserve Bank of San Francisco	Laura Monfredini	General Counsel and Senior VP	101 Market Street PO Box 7702	San Francisco	CA	94120
NY Department of Financial Services	Adrienne Harris	Acting Superintendent	One State Street	New York	NY	10004

Attachment 2

CAFA NOTICE ADMINISTRATOR
HILSOFT NOTIFICATIONS
10300 SW Allen Blvd
Beaverton, OR 97005
P 503-350-5800
DL-CAFA@epiqglobal.com

February 21, 2022

VIA UPS OR USPS CERTIFIED MAIL

Class Action Fairness Act – Notice to Federal and State Officials

Dear Federal and State Officials:

Pursuant to the Class Action Fairness Act of 2005 ("CAFA"), codified at 28 U.S.C. § 1715, please find enclosed information from Defendants Credit Suisse Group AG, Credit Suisse AG, Credit Suisse Securities (USA) LLC, Credit Suisse First Boston Next Fund, Inc., and Credit Suisse Prime Securities Services (USA) LLC (collectively, "Settling Defendants") relating to the proposed settlement of a class action lawsuit.

- **Case:** *Iowa Public Employees' Retirement System, et al.* v. *Bank of America Corporation, et al.* (17-CV-06221) (KPF).

- **Court:** United States District Court for the Southern District of New York.

- **Defendants:** Credit Suisse Group AG, Credit Suisse AG, Credit Suisse Securities (USA) LLC, Credit Suisse First Boston Next Fund, Inc., and Credit Suisse Prime Securities Services (USA) LLC.

- **Documents Enclosed:** In accordance with the requirements of 28 U.S.C. § 1715, please find copies of the following documents associated with this action on the enclosed CD:

  1. **Per 28 U.S.C. § 1715(b)(1) – Complaint and Any Amended Complaints:** The following complaint and amended complaint are included:

     - Class Action Complaint (Aug. 16, 2017); and

     - Amended Class Action Complaint (Nov. 17, 2017).

  2. **Per 28 U.S.C. § 1715(b)(2) – Notice of Any Scheduled Judicial Hearing:** The Court has not scheduled a preliminary approval hearing or a final approval hearing or any other judicial hearing concerning the settlement agreement at this time.

  3. **Per 28 U.S.C. § 1715(b)(3) – Notification to Class Members:** The parties have not created, or submitted to the court for approval, notices of settlement at this time.

  4. **Per 28 U.S.C. § 1715(b)(4) – Class Action Settlement Agreement:** On January 20, 2022, after extensive arm's length negotiations undertaken in good faith, counsel for plaintiffs Iowa Public Employees' Retirement System; Los Angeles County Employees Retirement Association; Orange County Employees' Retirement System; Sonoma County Employees' Retirement Association; and Torus Capital, LLC (collectively, "Plaintiffs") and the settlement class and counsel for Settling Defendants executed a Settlement

CAFA NOTICE ADMINISTRATOR
HILSOFT NOTIFICATIONS
10300 SW Allen Blvd
Beaverton, OR 97005
P 503-350-5800
DL-CAFA@epiqglobal.com

Agreement (the "Settlement Agreement"). The Settlement Agreement was filed with the Court on February 11, 2022, together with Plaintiffs' motion for preliminary approval of the settlement. In addition to the Settlement Agreement, the following supporting documents are included:

- Notice of Plaintiffs' Motion for Preliminary Approval of the Settlement Agreement with Credit Suisse;
- Memorandum of Law in Support of Plaintiffs' Motion for Preliminary Approval of the Settlement Agreement with Credit Suisse;
- Declaration of Daniel L. Brockett in Support of Plaintiffs' Motion for Preliminary Approval of the Settlement Agreement with Credit Suisse;
  - Exhibit 1 – Settlement Agreement (with exhibits);
  - Exhibit 2 – Quinn Emanuel Urquhart & Sullivan, LLP's Firm Resume;
  - Exhibit 3 – Cohen Milstein Sellers & Toll PLLC's Firm Resume;
  - Exhibit 4 – Epiq Class Action & Claims Solutions, Inc.'s Firm Resume; and
- [Proposed] Order Preliminarily Approving Settlement Agreement.

5. **Per 28 U.S.C. § 1715(b)(5) – Any Settlement or Other Agreements:** There is no other Settlement or Agreement.

6. **Per 28 U.S.C. § 1715(b)(6) – Final Judgment or Notice of Dismissal:** To date, the Court has not issued a final order, judgment or dismissal in the above-referenced action.

7. **Per 28 U.S.C. § 1715(b)(7) – Estimate of Class Members:** Settling Defendants cannot feasibly identify the names of all class members who reside in each state and the estimated proportionate share of the claims of such members to the entire settlement. Because the class includes persons or entities who entered into one or more transactions with all defendants, Settling Defendants do not have an independent basis to provide a reasonable estimate of the number of class members residing in each state or the estimated proportionate share of the claims of such members to the entire settlement.

8. **28 U.S.C. § 1715(b)(8) – Judicial Opinions Related to the Settlement:** To date, the Court has not issued a final order or judgment in the above-referenced action.

If you have questions or concerns about this notice or the enclosed materials, please contact this office.

Very truly yours,

CAFA Notice Administrator

Enclosures

Attachment 2

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM; LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION; ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM; SONOMA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION; and TORUS CAPITAL, LLC, on behalf of themselves and all others similarly situated, Plaintiffs, v. MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED; MERRILL LYNCH L.P. HOLDINGS, INC.; MERRILL LYNCH PROFESSIONAL CLEARING CORP.; CREDIT SUISSE AG; CREDIT SUISSE SECURITIES (USA) LLC; CREDIT SUISSE FIRST BOSTON NEXT FUND, INC.; CREDIT SUISSE PRIME SECURITIES SERVICES (USA) LLC; GOLDMAN, SACHS & CO. LLC; GOLDMAN SACHS EXECUTION & CLEARING, L.P.; J.P. MORGAN SECURITIES LLC; J.P. MORGAN PRIME, INC.; J.P. MORGAN STRATEGIC SECURITIES LENDING CORP.; J.P. MORGAN CHASE BANK, N.A.; MORGAN STANLEY; MORGAN STANLEY CAPITAL MANAGEMENT, LLC; MORGAN STANLEY & CO. LLC; MORGAN STANLEY DISTRIBUTION, INC.; PRIME DEALER SERVICES CORP.; STRATEGIC INVESTMENTS I, INC.; UBS AG; UBS AMERICAS INC.; UBS SECURITIES LLC; UBS FINANCIAL SERVICES INC.; EQUILEND LLC; EQUILEND EUROPE LIMITED; and EQUILEND HOLDINGS LLC, Defendants.	Case No.: 17-cv-6221 (KPF-SLC)

NOTICE OF PROPOSED CLASS ACTION SETTLEMENTS, FAIRNESS HEARING AND CLASS MEMBERS' RIGHTS

This Notice of Proposed Class Action Settlements, Fairness Hearing and Class Members' Rights ("Notice") is given pursuant to Rule 23 of the Federal Rules of Civil Procedure and an Order of the United States District Court for the Southern District of New York (the "Court"). It is not junk mail, an advertisement, or a solicitation from a lawyer. You have not been sued.

PLEASE READ THIS ENTIRE NOTICE CAREFULLY. YOUR RIGHTS MAY BE AFFECTED BY THE PROCEEDINGS IN THE ABOVE-CAPTIONED ACTION ("ACTION"). THIS NOTICE ADVISES YOU OF YOUR RIGHTS AND OPTIONS WITH RESPECT TO THIS ACTION, INCLUDING WHAT YOU MUST DO IF YOU WISH TO SHARE IN THE PROCEEDS OF THE SETTLEMENTS. TO CLAIM YOUR SHARE OF THE SETTLEMENTS, YOU MUST SUBMIT YOUR PROOF OF CLAIM AND RELEASE FORM ("CLAIM FORM") ONLINE NO LATER THAN JULY 8, 2024 OR MAIL YOUR CLAIM FORM TO THE ADDRESS IN QUESTION 9 SO THAT IT IS POSTMARKED NO LATER THAN JULY 8, 2024.

TO: ALL PERSONS WHO, DIRECTLY OR THROUGH AN AGENT, ENTERED INTO STOCK LOAN TRANSACTIONS WITH THE PRIME BROKER DEFENDANTS, DIRECT OR INDIRECT PARENTS, SUBSIDIARIES, OR DIVISIONS OF THE PRIME BROKER DEFENDANTS IN THE UNITED STATES FROM JANUARY 7, 2009 THROUGH AUGUST 22, 2023, INCLUSIVE.

"Stock Loan Transactions" means any transaction, including any transaction facilitated by a prime broker, agent lender, or other Person, in which a holder of a stock temporarily lends the stock in exchange for collateral or in which a borrower of a stock provides collateral to temporarily borrow a stock, and in which the stock is ultimately returned to the lender at a later date, at which time the lender returns the collateral to the borrower. For the avoidance of doubt, "Stock Loan Transactions" include the facilitation of short positions, but do not include non-equity securities lending or stock repurchase (repo) transactions.

The "Prime Broker Defendants" means Goldman Sachs, Morgan Stanley, JPMorgan, UBS, Credit Suisse, and Bank of America Merrill Lynch, as defined in the Settlement Agreements, available on the Settlement Website at www.StockLoanSettlements.com.

The purpose of this Notice is to inform you of two separate proposed settlements in this Action (combined, the "Settlements").

The first settlement agreement is with the "Credit Suisse Settling Defendants," which are: Credit Suisse Group AG, Credit Suisse AG; Credit Suisse Securities (USA) LLC; Credit Suisse First Boston Next Fund, Inc.; and Credit Suisse Prime Securities Services (USA) LLC. This settlement agreement is referred to here as the "Credit Suisse Settlement Agreement." The "Settlement Class Period" for the Credit Suisse Settlement Agreement is January 7, 2009 through January 20, 2022, inclusive.

The second settlement is with the "Newly Settling Defendants," which are: Goldman Sachs & Co. LLC and Goldman Sachs Execution & Clearing, L.P. (merged into Goldman Sachs & Co. LLC as of June 12, 2017) (collectively, the "Goldman Sachs Defendants"); J.P. Morgan Securities LLC; J.P. Morgan Prime, Inc.; J.P. Morgan Strategic Securities Lending Corp.; and JPMorgan Chase Bank, N.A. (collectively, the "JPMorgan Defendants"); Morgan Stanley; Morgan Stanley Capital Management, LLC; Morgan Stanley & Co. LLC; Morgan Stanley Distribution, Inc.; Prime Dealer Services Corp.; and Strategic Investments I, Inc. (collectively, the "Morgan Stanley Defendants"); UBS AG; UBS Americas Inc.; UBS Securities LLC; and UBS Financial Services Inc. (collectively, the "UBS Defendants"); and EquiLend LLC; EquiLend Europe Limited; and EquiLend Holdings LLC (collectively, the "EquiLend Defendants"). This settlement agreement is referred to here as the "New Settlement Agreement." The "Settlement Class Period" for the New Settlement Agreement is January 7, 2009 through August 22, 2023, inclusive. Collectively, the Credit Suisse Settling Defendants and the Newly Settling Defendants are referred to as the "Settling Defendants."

You are receiving this Notice because records indicate that you may have transacted in one or more Stock Loan Transactions during the Settlement Class Period(s) and may be a Class Member in this Action.

Please do not contact the Court regarding this Notice. Inquiries concerning this Notice, the Claim Form, or any other questions by Class Members should be directed to:

Stock Loan Settlements
c/o Epiq
P.O. Box 3546
Portland, OR 97208-3546
Tel: 1-877-606-2315
Email: info@StockLoanSettlements.com
Website: www.StockLoanSettlements.com

If you are a brokerage firm, futures commission merchant, nominee or other person or entity who or which entered into Stock Loan Transactions during the Settlement Class Period(s) for the beneficial interest of persons or organizations other than yourself, Class Counsel requests that you, WITHIN SEVEN (7) DAYS OF YOUR RECEIPT OF THIS NOTICE, either: (i) provide to Epiq Class Action & Claims Solutions, Inc. ("Epiq" or the "Settlement Administrator") the name and last known address of each person or organization for whom or which you made Stock Loan Transactions during the Class Period; or (ii) request from the Settlement Administrator sufficient copies of the Notice to forward directly to beneficial owners of the Stock Loan Transactions. The Settlement Administrator will cause copies of this Notice to be forwarded to each customer identified at the address so designated. You may be reimbursed from the Settlement Fund for your reasonable out-of-pocket expenses. Those expenses will be paid upon request and submission of appropriate supporting documentation. All communications regarding the foregoing should be addressed to the Settlement Administrator at the address listed above.

Plaintiffs allege that Defendants, the dominant intermediary banks in the U.S. stock loan market, conspired to block and boycott new offerings that would have increased competition and improved the efficiency and transparency of the market, in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. The purpose and effect of this alleged conspiracy was to maintain supracompetitive "spreads" between beneficial owners of stock who lend their stock out for a fee and borrowers of stock, who generally sell the borrowed shares as part of a short transaction. As a result, Plaintiffs allege Class Members were damaged by receiving lower fees for lending shares of stock and/or paying higher fees for borrowing stock than they would have if Defendants had not conspired to block efficient new developments in the market. The lawsuit also alleges that Defendants were unjustly enriched under common law. All Defendants deny they did anything wrong.

The Court has preliminarily approved the Settlements with the Settling Defendants. To resolve all Released Claims against all Released Parties, the Settling Defendants have agreed to pay a total of **$580,008,750**. The Credit Suisse Settling Defendants have agreed to pay $81,000,000. The New Settling Defendants have agreed to pay $499,008,750, and agreed to industry reforms designed to prevent anticompetitive collusion through Defendant EquiLend. Class Members who or which do not opt out of the Settlements will release their claims against all Settling Defendants in the Action.

The following table contains a summary of your rights and options regarding the Settlements. More detailed information about your rights and options can be found in the Settlement Agreements and Plans of Allocation, which are available at www.StockLoanSettlements.com (the "Settlement Website").

YOUR LEGAL RIGHTS AND OPTIONS IN THESE SETTLEMENTS	
DO NOTHING	If you do nothing in connection with the Settlements, you will receive no payment from the Settlements *and* you will be bound by past and any future Court rulings, including rulings on the Settlements, if approved, and the settlement releases. *See* question 15.
FILE A CLAIM FORM	The only way to receive your share of either or both of the Net Settlement Funds is to complete and electronically submit a timely and valid Claim Form to the Settlement Administrator online no later than **July 8, 2024**, or to mail your completed Claim Form so that it is postmarked no later than **July 8, 2024**. *See* question 9.
EXCLUDE YOURSELF FROM THE SETTLEMENTS	If you wish to exclude yourself from either or both of the Settlement Classes for the Settlements, you must submit by U.S. first class mail or deliver a written request to the Settlement Administrator so that it is received by **June 7, 2024**. If you exclude yourself from a Settlement, you will not be bound by that Settlement, if approved, or that Settlement's release, and you will not be eligible for any payment from that Settlement. *See* questions 16-20.
OBJECT TO THE SETTLEMENTS	If you wish to object to either or both of the Settlements, you must file a written objection with the Court and serve copies on Class Counsel and Settling Defendants' counsel so that the written objection is received by **June 7, 2024**. You must be and remain within a Settlement Class in order to object to that Settlement. *See* questions 21 and 22.

PARTICIPATE AT THE FAIRNESS HEARING	You may ask the Court for permission to speak about either or both Settlements at the Fairness Hearing by including such a request in your written objection, which you must file with the Court and serve on Class Counsel and Settling Defendants' counsel so that it is received by **June 7, 2024**. The Fairness Hearing is scheduled for **September 4, 2024**. *See* questions 25-27.
APPEAR THROUGH AN ATTORNEY	You may enter an appearance through your own counsel at your own expense. *See* Question 27.

These rights and options and the deadlines to exercise them are explained in this Notice. The capitalized terms used in this Notice are explained or defined below or in the Settlement Agreements, which are available on the Settlement Website, www.StockLoanSettlements.com. Though the Settlement Agreements are broadly similar, there are important differences between them, especially in the definitions of "Settlement Amount" and "Investment Vehicles"; there may be other differences and you should read each Settlement Agreement carefully to ensure you understand them.

The Court has appointed the lawyers listed below ("Lead Counsel") to represent you and the Settlement Class in this Action:

COHEN MILSTEIN SELLERS & TOLL PLLC
Michael B. Eisenkraft
88 Pine Street, 14th Floor
New York, New York 10005
Telephone: 212-838-7797
Email: meisenkraft@cohenmilstein.com

QUINN EMANUEL URQUHART & SULLIVAN
Daniel L. Brockett
51 Madison Avenue, 22nd Floor
New York, New York 10010
Telephone: 212-849-7000
Email: danbrockett@quinnemanuel.com

THE COURT MAY ORDER CHANGES TO THE TIME AND PLACE OF THE FAIRNESS HEARING, THE PLANS OF ALLOCATION, OR ANY OTHER MATTER WITH RESPECT TO THESE SETTLEMENTS, WITHOUT FURTHER NOTICE TO YOU. Any changes will be posted to the Settlement Website as soon as reasonably practicable. Changes to the Plans of Allocation may include not just changes to how the allocation is distributed based on submitted claims, but also on what information class members are required to submit to be recognized. In all instances the changes, including the potential need for additional or different information, may be posted on the Settlement Website only, *i.e.*, without any further individualized notice to class members, other forms of publication, or otherwise. It is imperative that you please regularly visit the Settlement Website, which can be found at www.StockLoanSettlements.com, for updates relating to the Settlements.

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION

1. What Is A Class Action Lawsuit?

A class action is a lawsuit in which one or more representatives bring a lawsuit on behalf of themselves and other similarly situated persons (*i.e.*, a class) who have similar claims against the defendants. The representative plaintiffs, the court, and counsel appointed to represent the class all have a responsibility to make sure that the interests of all class members are adequately represented.

Importantly, class members are NOT individually responsible for payment of attorneys' fees or litigation expenses. In a class action, attorneys' fees and litigation expenses are paid from the settlement fund (or the court-awarded judgment amount) and must be approved by the court. If there is no recovery on behalf of the class, the attorneys do not get paid.

When a representative plaintiff enters into a settlement with a defendant on behalf of a class, such as in these Settlements with the Settling Defendants, the court will require that the members of the class be given notice of the settlement and an opportunity to be heard with respect to the settlement. The court then conducts a hearing (called a Fairness Hearing) to determine, among other things, if the settlement is fair, reasonable, and adequate.

2. Why Did I Get This Notice?

You received this Notice because you requested it or records indicate that you may be a Settlement Class Member. As a potential Settlement Class Member, you have a right to know about the proposed Settlements with the Settling Defendants before the Court decides whether to approve the Settlements.

This Notice explains the Action, the Settlements, your legal rights, what benefits are available, who is eligible for them, and how you can apply to receive your portion of the benefits if you are eligible. The purpose of this Notice is also to inform you of the Fairness Hearing to be held by the Court to consider the fairness, reasonableness, and adequacy of the Settlements and Plans of Allocation and to consider requests for awards of attorneys' fees, litigation expenses, costs, and plaintiff service awards from the Settlement Funds.

3. What Are The Definitions Used In This Notice?

This Notice incorporates by reference the definitions in the Stipulations and Agreements of Settlement with the Settling Defendants (the "Settlement Agreements") and the Court's Preliminary Approval Orders for each of the Settlements.

The Settlement Agreements and the Court's Preliminary Approval Orders are posted on the Settlement Website. All capitalized terms used, but not defined, shall have the same meanings as in the Settlement Agreements and the Court's Preliminary Approval Orders.

In the event of any conflict between the terms herein and in the Settlements, the Settlement's actual terms govern.

4. What Is This Action About?

Plaintiffs allege that Defendants, the dominant intermediary banks in the U.S. stock loan market, conspired to block and boycott new offerings that would have increased competition and improved the efficiency and transparency of the market, in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. The purpose and effect of this alleged conspiracy was to maintain supracompetitive "spreads" between beneficial owners of stock who lend their stock out for a fee and borrowers of stock, who generally sell the borrowed shares as part of a short transaction. As a result, Plaintiffs allege Class Members were damaged by receiving lower fees for lending shares of stock and/or paying higher fees for borrowing stock than they would have if Defendants had not conspired to block efficient new developments in the market. The lawsuit also alleges that Defendants were unjustly enriched under the common law. All Defendants deny they did anything wrong.

The Court supervising the case is the United States District Court for the Southern District of New York. The case is called *Iowa Public Retirement Employees' Retirement System, et al. v. Bank of America Corp., et al.*, No. 17-cv-6221 (KPF-SLC).

The entities that are prosecuting this suit, referred to as "Plaintiffs," are Iowa Public Employees' Retirement System; Los Angeles County Employees Retirement Association; Orange County Employees Retirement System; Sonoma County Employees' Retirement Association; and Torus Capital, LLC.

Plaintiffs allege that, during the Class Periods, the Defendants conspired to prevent the emergence of efficient all-to-all electronic trading platforms in the stock loan market, including by jointly boycotting platforms that offered all-to-all electronic trading. Plaintiffs allege that the Defendants agreed that the Defendant banks would use the electronic platform provided by Defendant EquiLend, a company jointly owned in substantial part by the Defendant banks. Plaintiffs allege the Defendant banks agreed to use their influence over EquiLend to ensure the EquiLend platform never offered efficient all-to-all trading for stock loans. As a result, the stock loan market remained inefficient, with the Defendant banks earning supracompetitive spreads on stock loan transactions.

Plaintiffs also allege that, during the Class Periods, the Defendants conspired to boycott data products that would have provided more transparent pricing in the stock loan market, putting competitive pressure on the spreads earned by the Defendant banks. As a result, Plaintiffs allege Defendants took advantage of the more opaque pricing to which the market was limited to charge supracompetitive spreads.

Plaintiffs allege that, as a result of Defendants' misconduct, they and Class Members suffered harm. Class Members who were beneficial owners of stock and loaned stock into the stock lending market earned lower fees than they would have absent Defendants' alleged misconduct, and Class Members who borrowed stock as end users in the stock loan market (typically as part of a short sale) paid more in fees than they would have absent Defendants' misconduct.

The Settling Defendants maintain that they have good and meritorious defenses to Plaintiffs' claims and would prevail if the case were to proceed. Nevertheless, to settle the claims in this lawsuit, and thereby avoid the expense and uncertainty of further litigation, the Settling Defendants have agreed to pay a total of $580,008,750 in cash for the benefit of the proposed Settlement Classes. If the Settlements are approved, the respective Settlement Amounts, plus any interest earned (the "Settlement Funds"), less any taxes, the reasonable costs of Class Notice and administration, any Court-awarded attorneys' fees, litigation expenses and costs, plaintiff service awards, and any other costs or fees approved by the Court (the "Net Settlement Funds") will be divided among Settlement Class Members for each Settlement who file timely and valid Claim Forms.

5. What Is The History Of This Action?

Plaintiffs filed this Action on August 16, 2017, and filed an Amended Complaint on November 17, 2017. The Defendants moved to dismiss the Action on January 26, 2018, and on September 27, 2018 the Court denied Defendants' motions.

After extensive discovery, Plaintiffs moved to certify the Action as a Class Action on February 22, 2021. Defendants opposed Plaintiffs' motion, and the Court referred Plaintiffs' class certification motion to Magistrate Judge Sarah L. Cave.

On January 20, 2022, while Plaintiffs' motion for class certification was still pending, Plaintiffs reached an agreement with the Credit Suisse Settling Defendants to settle claims against those parties for $81 million. The Court preliminarily approved that settlement on February 25, 2022. The Court's order preliminarily certified a Settlement Class comprised of:

> All Persons or entities who, directly or through an agent, entered into Stock Loan Transactions with the Prime Broker Defendants, direct or indirect parents, subsidiaries, or divisions of the Prime Broker Defendants, or the Released Credit Suisse Parties, in the United States from January 7, 2009 through the Execution Date [January 20, 2022] (the "Settlement Class Period"), inclusive. Excluded from the Settlement Class are Defendants and their employees, affiliates, parents, subsidiaries, and co-conspirators, should any exist, whether or not named in the Amended Complaint, entities which previously requested exclusion from any Class in this Action, the United States Government, and all of the Released Credit Suisse Parties, provided, however, that Investment Vehicles shall not be excluded from the definition of the Settlement Class.

On June 30, 2022, Judge Cave issued a Report and Recommendation recommending that the Court certify the proposed litigation class.

On August 15, 2022, both the remaining Defendants and Plaintiffs filed objections to Judge Cave's Report and Recommendation. Defendants argued that the Court should deny Plaintiffs' motion for class certification completely; Plaintiffs' objections argued only that the Class Period should be extended to February 22, 2021, the date of Plaintiffs' class certification motion, rather than ending August 16, 2017. All briefing on the parties' objections, including the parties' responses, replies, was complete as of November 11, 2022.

With the help of a neutral mediator, retired federal judge Layn R. Phillips of Phillips ADR, Plaintiffs and the Newly Settling Defendants agreed on the New Settlement Agreement on August 22, 2023. The New Settlement Agreement provides that the Newly Settling Defendants will pay $499,008,750 and agree to industry reforms designed to prevent anticompetitive collusion through Defendant EquiLend. The Court preliminarily approved the New Settlement on September 1, 2023, preliminarily certifying a class comprised of:

> All Persons or entities who, directly or through an agent, entered into Stock Loan Transactions with the Prime Broker Defendants, direct or indirect parents, subsidiaries, or divisions of the Prime Broker Defendants, or the Released Credit Suisse Parties, in the United States from January 7, 2009 through the Execution Date [August 22, 2023] (the "Settlement Class Period"), inclusive. Excluded from the Settlement Class are Defendants and their employees, affiliates, parents, subsidiaries, and co-conspirators, should any exist, whether or not named in the Amended Complaint, entities which previously requested exclusion from any Class in this Action, the United States Government, and all of the Released Credit Suisse Parties, provided, however, that Investment Vehicles shall not be excluded from the definition of the Settlement Class.

The Court's preliminary approval order directed Class Counsel to pursue steps to seek final approval of the Settlements, including preparing this Notice.

6. Why Are There Settlements?

Plaintiffs and Class Counsel believe that Settlement Class Members have been damaged by Defendants' conduct. The Settling Defendants believe that they have meritorious defenses to Plaintiffs' allegations and believe that Plaintiffs' claims would have been rejected prior to trial, at trial (had Plaintiffs successfully certified a class and survived summary judgment motions), or on appeal. As a result, Settling Defendants believe that Plaintiffs would have received nothing if the litigation had continued to trial.

The Court has not decided in favor of either Plaintiffs or Defendants. Instead, Class Counsel engaged in negotiations with the Settling Defendants to reach negotiated resolutions of the claims against the Settling Defendants in the Action. The Settlements allow both sides to avoid the risks and costs of lengthy litigation and the uncertainty of pre-trial proceedings, a trial, and appeals, and, if approved, will permit eligible Settlement Class Members who file timely and valid Claim Forms to receive some compensation, rather than risk ultimately receiving nothing. Plaintiffs and Class Counsel believe the Settlements are in the best interest of all Settlement Class Members.

The Settling Defendants have agreed to pay a total of $580,008,750 in cash for the benefit of the proposed Settlement Classes. If the Settlements are approved, the Net Settlement Funds will be divided among all Settlement Class Members who file timely and valid Claim Forms. The Newly Settling Defendants have also agreed to industry reforms designed to prevent anticompetitive collusion through Defendant EquiLend.

If the Settlements are approved, the Action will be resolved against the Settling Defendants and will continue against all other Defendants. If either or both of the Settlements are not approved, the Settling Defendants will remain as defendants in the Action, and Plaintiffs will continue to pursue their claims against all remaining

<u>WHO GETS MONEY FROM THE SETTLEMENTS</u>

7. How Do I Know If I Am A Settlement Class Member?

In both Preliminary Approval Orders, the Court preliminarily approved the following Settlement Class:

> All Persons who, directly or through an agent, entered into Stock Loan Transactions with the Prime Broker Defendants, direct or indirect parents, subsidiaries, or divisions of the Prime Broker Defendants in the United States from January 7, 2009 through the Execution Date (the "Settlement Class Period"), inclusive. Excluded from the Settlement Class are Defendants and their employees, affiliates, parents, and subsidiaries, whether or not named in the Amended Complaint, entities which previously requested exclusion from any Class in this Action, and the United States Government, provided, however, that Investment Vehicles shall not be excluded from the definition of the Settlement Class.

"Entities which previously requested exclusion from any Class in this Action" are Citadel LLC, Two Sigma Investments, PDT Partners, Renaissance Technologies, LLC, TGS Management, Voloridge Investment Management, and the D.E. Shaw Group and their corporate parents, subsidiaries, and wholly-owned affiliates (the "Opt-out Entities").

However, the meaning of defined terms differs slightly between the two Settlement Agreements. With respect to the Credit Suisse Settlement Agreement, the Execution Date is January 20, 2022; with respect to the New Settlement Agreement, the Execution Date is August 22, 2023. The definition of "Investment Vehicles" also differs slightly between the two Settlement Agreements, and if you believe this definition may apply to you, you should review each Settlement Agreement carefully.

If you are still not sure whether you are included, you can ask for free help. You can call 1-877-606-2315 toll-free or visit the Settlement Website, www.StockLoanSettlements.com, for more information.

THE SETTLEMENT BENEFITS

8. What Do The Settlements Provide?

The Settling Defendants have agreed to pay a total **$580,008,750** to be held for disbursement to the Settlement Classes and to pay for Court-approved fees, expenses, and plaintiff service awards if the Settlements are approved. The Credit Suisse Settling Defendants have agreed to pay $81,000,000 and the New Settling Defendants have agreed to pay $499,008,750. The New Settlement Agreement also provides that the Newly Settling Defendants will abide by industry reforms designed to prevent anticompetitive collusion through Defendant EquiLend.

The Settlement Agreements provide that all Settlement Class Members (except those who exercise their right to exclude themselves from their Settlement Class(es), *see* Questions 16-20 below) will release all claims against the Settling Defendants (and their released affiliates) that arise from or relate to the factual predicate of the Action, to the fullest extent allowed by law, from the beginning of time through the Execution Dates (January 20, 2022 for the Credit Suisse Settlement Agreement and August 22, 2023 for the New Settlement Agreement). **Even Settlement Class Members who do not file timely Claim Forms will be bound by this release unless they exclude themselves from the Settlement Class(es).**

The Settlements give the Settling Defendants the right to terminate their respective Settlements in the event that the volume of Stock Loan transactions by Settlement Class Members who timely exercise their right to request exclusion from the Settlement Class represents a material portion of the transactions during the Class Period for that Settlement.

9. How Will I Get A Payment?

If you are a Settlement Class Member of either or both Settlement Classes and do not exclude yourself, you are eligible to file a Claim Form to receive your share of money from the Net Settlement Funds. Claim Forms must be submitted online at the Settlement Website on or before 11:59 p.m. Eastern time on **July 8, 2024, <u>OR</u>** postmarked by **July 8, 2024** and mailed to:

Stock Loan Settlements
c/o Epiq
P.O. Box 3546
Portland, OR 97208-3546

Following the timely submission and receipt of your Claim Form, the Settlement Administrator will send you a "Confirmation of Claim Receipt," which will acknowledge receipt of your Claim and will inform you of important next steps.

If you are eligible to be Member of both Settlement Classes, and you submit a Claim Form, unless you indicate otherwise you will be presumed to be filing a claim to participate in both Settlement Classes and receive funds from both Settlement Funds. If you wish to only receive funds from one Settlement but not the other, you must so indicate on your Claim Form and file a Request for Exclusion for the Settlement Class you wish to exclude yourself from.

Please keep all data and documentation related to your eligible Stock Loan Transactions. Having data and documentation may be important to substantiating your Claim Form.

If you do not file a Claim Form, you will not receive any payments under the Settlements.

10. How Much Will My Payment Be?

At this time, it is not possible to make any determination as to how much any individual Settlement Class Member may receive from the Settlements. Pursuant to the Settlements, the Settling Defendants have agreed to pay or cause to be paid a total of $580,008,750 in cash: $81,000,000 for the Credit Suisse Settlement Agreement, and $499,008,750 for the New Settlement Agreement.

If either or both Settlements are approved by the Court and the Effective Date occurs, each Net Settlement Fund for each Settlement will be distributed to Class Members who submit valid Claim Forms, in accordance with the proposed Plans of Allocation or such other plan of allocation for each Settlement as the Court may approve.

The Plans of Allocation are available for review on the Settlement Website, www.StockLoanSettlements.com. Changes, if any, to either of the Plans of Allocation based on newly available data or information, Court order, or any other reason will be promptly posted on the Settlement Website. Changes may include not just changes to how the allocation is distributed based on submitted claims, but also on what information class members are required to submit to be recognized. In all instances the changes, including the potential need for additional or different information, may be posted on the Settlement Website only, *i.e.*, without any further individualized notice to class members, other forms of publication, or otherwise. It is imperative that you please check the Settlement Website for the most up-to-date information about filing claims and the Plans of Allocation.

Class members should refer to the Plans for Allocation for details. Generally speaking, the qualifying notional value of each transaction will be multiplied by factors estimating the damages for the transaction and accounting for particular legal risks applicable to certain transactions. The product of these values will be the "Credited Claim Value," designed to estimate the proportional value of each claim, had the Settling Defendants proceeded to trial. The different multipliers will be assigned based on such information as (i) the transaction's date, (ii) whether the Class Member was a lender or borrower on that transaction; and (iii) the "temperature" (based on the loan cost expressed as an interest rate) for that transaction.

The Net Settlement Funds of each Class will be distributed *pro rata* to the Class's participating members in proportion to the sum of each participating member's Credited Claim Values. Distributions from the Credit Suisse Settlement Fund and the New Settlement Fund will be calculated separately, though a single eligible transaction may establish your claim to a share of both Funds. You do not need to submit any transactions twice to participate in both Settlement Funds. Submitting duplicate data may result in your claim being rejected in its entirety.

If a Settlement Class Member's total calculated distribution (summed across both Settlements) would be less than the cost of administering the award, the Settlement Class Member will receive an alternative minimum payment as described in the Plans of Allocation. Claims submitted without required data may also receive discounted alternative payments.

11. What Are The Plans of Allocation?

The Plans of Allocation are available for review on the Settlement Website, www.StockLoanSettlements.com. Changes, if any, to the Plans of Allocation based on newly available data or information, Court order, or any other reason will be promptly posted on the Settlement Website. Changes may include not just changes to how the allocation is distributed based on submitted claims, but also on what information class members are required to submit to be recognized. In all instances the changes, including the potential need for additional or different information, may be posted on the Settlement Website only, *i.e.*, without any further individualized notice to class members, other forms of publication, or otherwise. **It is imperative that you please check the Settlement Website for the most up-to-date information about the Plans of Allocation.**

12. When Will I Receive A Payment?

The Court will hold the Fairness Hearing on **September 4, 2024, at 3:00 P.M. (ET)** to decide whether to approve the Settlements and Plans of Allocation. Even if the Court approves the Settlements and Plans of Allocation, there may be appeals after that. It can sometimes take a year or more for the appellate process to conclude.

Please be patient; status updates will be posted on the Settlement Website.

13. What Do I Have To Do After I File A Claim Form?

After you file a Claim Form, the Settlement Administrator will evaluate your Claim Form to determine if you have provided sufficient information to validate your membership in the Settlement Class(es) and your claim(s). If the Settlement Administrator determines that your Claim Form is deficient or defective, or if for any other reason (such as routine audit of submitted claims) more information or documentation is needed, the Settlement Administrator will contact you. If you subsequently provide information that satisfies the Settlement Administrator concerning the validity of your Claim Form, you will not have to do anything else. If any disputes cannot be resolved, Class Counsel will submit them to the Court, and the Court will make a final determination as to the validity of your Claim Form.

Please keep all data and documentation related to your eligible transactions in Stock Loan Transactions. Having data and documentation may be important to substantiating your Claim Form.

14. What Am I Giving Up To Receive A Payment?

If you are a Settlement Class Member of either or both Settlement Classes, and the Court approves the Settlements, you will remain a Settlement Class Member unless you exclude yourself, regardless of whether you file a Claim Form. That means you can't sue, continue to sue, or be part of any other lawsuit about the Released Class Claims in this Action against the Settling Defendants and/or any of the Released Parties. Upon the Effective Date of the Settlements, Plaintiffs and each of the Releasing Parties shall release and be deemed to release and forever discharge and shall be forever enjoined from prosecuting the Released Claims against the Released Parties.

The "Released Class Claims" are any and all manner of claims, including Unknown Claims, causes of action, cross-claims, counter-claims, charges, liabilities, demands, judgments, suits, obligations, debts, setoffs, rights of recovery, or liabilities for any obligations of any kind whatsoever (however denominated), whether class or individual, in law or equity or arising under constitution, statute, regulation, ordinance, contract, or otherwise in nature, for fees, costs, penalties, fines, debts, expenses, attorneys' fees, or damages, whenever incurred, and liabilities of any nature whatsoever (including joint and several), known or unknown, suspected or unsuspected, asserted or unasserted, which the Releasing Class Parties ever had, now have, or hereafter can, shall or may have, individually, representatively, derivatively, or in any other capacity, against the Released Parties, arising from or related in any way to the conduct alleged or that could have been alleged in this Action that also arise from or relate to the factual predicate of the Action, to the fullest extent allowed by law, from the beginning of time through the Execution Date of each Settlement. The Released Class Claims do not include: (i) any claims to enforce the Settlement; and (ii) any claims of a Person that submits a timely Request for Exclusion in connection with this Notice.

Although the releases in the Settlement Agreements are not general releases, the releases do constitute a waiver by the Parties and each Settling Class Member of any and all rights and provisions under Section 1542 of the California Civil Code (to the extent it applies to the Action), which provides as follows:

> A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE, AND THAT IF KNOWN BY HIM OR HER WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

This release also constitutes a waiver of any and all provisions, rights, and benefits of any federal, state or foreign law, rule, regulation, or principle of law or equity that is similar, comparable, equivalent to, or which has the effect of, Section 1542 of the California Civil Code.

Settling Class Members shall be deemed to acknowledge that they are aware that they may hereafter discover facts in addition to, or different from, those facts which they know or believe to be true with respect to the subject matter of the Settlement Agreement, but that it is their intention to release fully, finally, and forever all of the Released Claims, and in furtherance of such intention, the release shall be irrevocable and remain in effect notwithstanding the discovery or existence of any such additional or different facts.

15. What If I Do Nothing?

You are automatically a member of a Settlement Class if you fit the Settlement Class description. However, if you do not submit a timely and valid Claim Form, you will not receive any payment from the Settlements. You will be bound by past and any future Court rulings, including rulings on the Settlements and releases. Unless you exclude yourself, you will not be able to start a lawsuit, continue with a lawsuit, or be a part of any other lawsuit against the Settling Defendants or any of the other Released Parties on the basis of the Released Claims. Please see question 14 for a description of the Released Claims.

EXCLUDING YOURSELF FROM THE SETTLEMENTS

16. What If I Do Not Want To Be In The Settlement Classes?

If you are a Settlement Class Member, do not want to remain in either or both Settlement Class(es), and do not want a payment from the Settlements, then you must take steps to exclude yourself from the Settlements. This is also sometimes referred to as "opting out" of a class. *See* Question 17.

If you act to exclude yourself from the Settlement Class(es) of which you would otherwise be a member, you will be free to sue the Settling Defendants or any of the other Released Parties on your own for the claims being resolved by the Settlements. However, you will not receive any money from the Settlement(s) you opt out of, and Class Counsel will no longer represent you with respect to any claims against the Settling Defendants for the Settlement(s) you opt out of.

If you want to receive money from a Settlement, do not exclude yourself from that Settlement. You must file a Claim Form in order to receive any payment from either Settlement.

17. How Do I Exclude Myself From The Settlement Classes For The Settlements?

You can exclude yourself by sending a written "Request for Exclusion." You cannot exclude yourself by telephone or email. Your written Request for Exclusion must be mailed by U.S. first class mail or delivered so that it is received by **June 7, 2024**, to:

Stock Loan Settlements - EXCLUSIONS
c/o Epiq
PO Box 3546
Portland, OR 97208-3546

The Request for Exclusion must (a) state the name, address, and telephone number of the Person or entity seeking exclusion; (b) be signed by the Person or his, her, or its authorized representative; (c) state whether the Person or entity is seeking exclusion from the Credit Suisse Settlement Class, the New Settlement Class, or both Settlement Classes; (d) provide one or more document(s) sufficient to prove membership in each Settlement Class from which they seek to be excluded, as well as proof of authorization to submit the Request for Exclusion if submitted by an authorized representative; and (e) include a signed statement that "I/we hereby request that I/we be excluded from the Settlement Class in the *Iowa Public Employees' Retirement System v. Bank of America Corp.* litigation."

With respect to the kinds of documents that are requested under subsection (d) in the preceding paragraph, all Class Members seeking to exclude themselves from the Settlement Class will be requested to provide document(s) evidencing eligible Stock Loan transactions during the Class Period (for each transaction, the date, time and location of the transaction, and the total amount transacted). The Parties may seek leave of the Court to ask any Person or entity that seeks to be excluded from the Settlements to provide documents sufficient to prove membership in the Settlement Class.

A Request for Exclusion that does not include all of the required information, does not contain the proper signature, is sent to an address other than the one designated above, or that is not sent within the time specified shall be invalid and the Person or entity filing such an invalid request shall be a Settlement Class Member and shall be bound by the Settlements, if approved.

All Persons or entities who submit valid and timely Requests for Exclusion in the manner set forth above and that are accepted by the Court shall have no rights under the Settlements, shall not share in the distribution of the Net Settlement Funds, and shall not be bound by the Settlements. In addition, such Persons or entities will not be entitled to object to the Settlements or participate at the Fairness Hearing.

18. If I Do Not Exclude Myself, Can I Sue The Settling Defendants And The Other Released Parties For The Same Thing Later?

No. Unless you exclude yourself from a given Settlement, you give up any right to sue the Settling Defendants for that Settlement and the other Released Parties for the Released Claims that that Settlement resolves.

19. If I Exclude Myself, Can I Get Money From The Settlements?

No. You will not get any money from any Settlement that you exclude yourself from.

20. If I Exclude Myself From The Settlements, Can I Still Object?

No. If you exclude yourself from a Settlement, you are no longer a Settlement Class Member for that Settlement and may not object to any aspect of that Settlement.

OBJECTING TO THE SETTLEMENTS

21. How Do I Tell The Court What I Think About The Settlements?

If you are a Class Member and you do not exclude yourself, you can tell the Court what you think about the Settlements. You can object to all or any part of the Settlements, Plans of Allocation, and/or application for attorneys' fees, reimbursement of litigation expenses and costs, or plaintiff service awards. You can give reasons why you think the Court should approve them or not. The Court will consider your views. If you want to make an objection, you may enter an appearance in the Action, at your own expense, individually or through counsel of your own choice, by filing with the Clerk of the United States District Court for the Southern District of New York a notice of appearance and your written objection, and serving copies of your written objection on Class Counsel and the Settling Defendants' counsel such that your written objection is received by **June 7, 2024** to the following addresses:

Class Counsel	
Michael B. Eisenkraft Cohen Milstein Sellers & Toll PLLC 88 Pine Street, 14th Floor New York, New York 10005 Telephone: 212-838-7797 Email: meisenkraft@cohenmilstein.com	Daniel L. Brockett Quinn Emanuel Urquhart & Sullivan 51 Madison Avenue, 22nd Floor New York, NY 10010 Telephone: 212-849-7000 Email: danbrockett@quinnemanuel.com

Settling Defendants' Counsel	
David Januszewski Cahill Gordon & Reindel LLP 32 Old Slip New York, NY 10005 *Counsel for Credit Suisse*	Robert Y. Sperling Staci Yablon Paul, Weiss, Rifkind, Wharton & Garrison LLP 1285 Avenue of the Americas New York, NY 10019 *Counsel for Goldman Sachs*
Robert D. Wick John S. Playforth Covington & Burling LLP One CityCenter 850 Tenth Street, NW Washington, DC 20001 *Counsel for JPMorgan*	Daniel Slifkin Michael A. Paskin Damaris Hernández Lauren M. Rosenberg Cravath, Swaine & Moore LLP Worldwide Plaza 825 Eighth Avenue New York, NY 10019 *Counsel for Morgan Stanley*

Peter G. Wilson Sarah Weber Elliott M. Bacon Katten Muchin Rosenman LLP 525 West Monroe Street Chicago, Illinois 60661-3693 *Counsel for UBS*	Carmine D. Boccuzzi, Jr. Cleary Gottlieb Steen & Hamilton LLP One Liberty Plaza New York, NY 10006 Telephone: (212) 225-2508 *Counsel for EquiLend*

Any Class Member who does not enter an appearance will be represented by Class Counsel. If you choose to object, you must file a written objection. You cannot make an objection by telephone or email. Your written objection must contain: (1) a heading that refers to this Action by case name and case number; (2) the specific legal and factual basis for each objection, including identifying which Settlement Class or Classes the objection pertains to, and whether the objection applies to objecting person, a specific subset of a Class or the entire such Class or Classes; (3) a statement of whether the objecting person or entity intends to appear at the Fairness Hearing, either in person or through counsel and, if through counsel, a statement identifying that counsel by name, address, and telephone number; (4) a description of any and all evidence the objecting person or entity may offer at the Fairness Hearing, including but not limited to the names, addresses, and expected testimony of any witnesses; all exhibits intended to be introduced at the Fairness Hearing; and documentary proof of the objecting person's membership in the Settlement Class; (5) a description of the qualifying stock-loan transactions entered into by the member of a Settlement Class that fall within the relevant Settlement Class definition(s); and (6) a list of other cases in which the objector or counsel for the objector has appeared either as an objector or counsel for an objector in the last five years. Such a written objection must be both filed with the Court no later than June 7, 2024, and mailed to Class Counsel and to Settling Defendants' Counsel at the addresses above and postmarked no later than June 7, 2024. Any Person that fails to object in the manner prescribed herein shall be deemed to have waived his, her, or its objections and will forever be barred from making any such objections in the Action, unless otherwise excused for good cause shown, as determined by the Court.

Check the Settlement Website, www.StockLoanSettlements.com for updates on important dates and deadlines relating to the Settlements.

22. What Is The Difference Between Objecting And Excluding Myself?

Objecting is telling the Court that you do not like something about a Settlement. You can object to a Settlement only if you remain a Class Member and do not exclude yourself from that Settlement. Excluding yourself from a Settlement is telling the Court that you do not want to be a part of the Settlement Class for that Settlement. If you exclude yourself, you have no right to object to that Settlement because it no longer affects you.

THE LAWYERS REPRESENTING YOU

23. Do I Have A Lawyer In This Case?

The Court has preliminarily appointed the lawyers listed below to represent you and the Settlement Class in this Action:

COHEN MILSTEIN SELLERS & TOLL PLLC
Michael B. Eisenkraft
88 Pine Street, 14th Floor
New York, New York 10005
Telephone: 212-838-7797
Email: meisenkraft@cohenmilstein.com

QUINN EMANUEL URQUHART & SULLIVAN
Daniel L. Brockett
51 Madison Avenue, 22nd Floor
New York, New York 10010
Telephone: 212-849-7000
Email: danbrockett@quinnemanuel.com

These lawyers are called Class Counsel. Class Counsel may apply to the Court for payment of attorneys' fees, litigation expenses, costs, and plaintiff service awards from the Settlement Fund. You will not otherwise be charged for Class Counsel's services. If you want to be represented by your own lawyer, you may hire one at your own expense.

24. How Will The Lawyers Be Paid?

To date, Class Counsel have not been paid any attorneys' fees or reimbursed for any out-of-pocket costs. Any attorneys' fees and litigation expenses and costs will be awarded only as approved by the Court in amounts determined to be fair and reasonable. The Settlements provide that Class Counsel may apply to the Court for an award of attorneys' fees and litigation expenses and costs out of the Settlement Funds. Prior to the Fairness Hearing, Class Counsel will move for an award of no more than $105,000,000 in attorneys' fees, which is less than 19% of the cash component of the settlement funds ($580,008,750), plus payment of litigation expenses and costs not to exceed $23,000,000, and for interest on such attorneys' fees and litigation expenses and costs at the same rate as the earnings in the Settlement Fund, accruing from the inception of the Settlement Fund until the attorneys' fees and litigation expenses and costs are paid. Class Counsel may allocate any award of attorneys' fees and payment of litigation expenses and costs among themselves in proportion to their contributions to the case.

Class Counsel may also apply for plaintiff incentive awards from the Court to recognize the lead Plaintiffs' service to the Settlement Class in this Action. Class Counsel may seek plaintiff service awards up to $100,000 per Lead Plaintiff, totaling $500,000. As with attorneys' fees and litigation expenses and costs, Class Counsel may seek interest on plaintiff service awards at the same rate as the earnings in the Settlement Fund, accruing from the inception of the Settlement Fund until the attorneys' fees and litigation expenses and costs are paid.

This is only a summary of the request for attorneys' fees, litigation expenses and costs, and plaintiff service awards. Any motions in support of the requests will be available for viewing on the Settlement Website after they are filed by **May 8, 2024**. If you wish to review the motion papers, you may do so by viewing them at the Settlement Website, www.StockLoanSettlements.com.

The Court will consider the motion for attorneys' fees, litigation expenses and costs, and plaintiff service awards at or after the Fairness Hearing.

THE COURT'S FAIRNESS HEARING

25. When And Where Will The Court Decide Whether To Approve The Settlements?

The Court will hold the Fairness Hearing on **September 4, 2024**, at 3:00 pm ET, from the United States District Court for the for the Southern District of New York, at the Thurgood Marshall U.S. Courthouse, courtroom 618, located at 40 Foley Square, New York, NY 10007. The Fairness Hearing may be moved to a different date, time, or venue without notice to you; any changes to the date, time, or venue of the Fairness Hearing will be posted to the Settlement Website. Although you do not need to participate, if you plan to do so, you should check the Settlement Website for any changes concerning the Fairness Hearing.

At the Fairness Hearing, the Court will consider whether the Settlements are fair, reasonable, and adequate. The Court will also consider whether to approve the Plans of Allocation and requests for attorneys' fees, litigation expenses and costs, and plaintiff service awards. If there are any objections, the Court will consider them at this time. We do not know how long the Fairness Hearing will take or when the Court will make its decision. The Court's decision may be appealed.

26. Do I Have To Participate At The Fairness Hearing?

No. Class Counsel will answer any questions the Court may have. You are, however, welcome to participate at the Fairness Hearing. If you send an objection, you do not have to participate at the Fairness Hearing to talk about it. As long as you file and serve your written objection on time, the Court will consider it. You may also hire your own lawyer to participate, but you are not required to do so.

27. May I Speak At The Fairness Hearing?

You may ask the Court for permission to speak at the Fairness Hearing. If you want to participate at the Fairness Hearing, you may also enter an appearance in the Action at your own expense, individually, or through counsel of your own choice, by filing with the Clerk of Court a notice of appearance and your objection, and serving copies of your objection on Class Counsel and Settling Defendants' counsel at the addresses set forth in question 21, such that they are received no later than **June 7, 2024**, or as the Court may otherwise direct. Any Settlement Class Member who does not enter an appearance will be represented by Class Counsel.

GETTING MORE INFORMATION

28. How Do I Get More Information?

The Court has appointed Epiq as the Settlement Administrator. Among other things, the Settlement Administrator is responsible for providing this Notice of the Settlements and processing Claim Forms.

This Notice summarizes the Settlement Agreements. More details are in the Settlement Agreements and Plans of Allocation, which are available for your review at the Settlement Website, www.StockLoanSettlements.com. The Settlement Website also has answers to common questions about the Settlements, Claim Form, and other information to help you determine whether you are a Class Member and whether you are eligible for a payment. You may also call toll-free 1-877-606-2315 or write to the Settlement Administrator at:

Stock Loan Settlements
c/o Epiq
P.O. Box 3546
Portland, OR 97208-3546
Tel: 1-877-606-2315
Email: info@StockLoanSettlements.com
Website: www.StockLoanSettlements.com

If this Notice reached you at an address other than the one on the mailing label, or if your address changes, please send your current information to the Settlement Administrator at the address/email set forth above in the event the Settlement Administrator needs to contact you.

*******Please do not contact the Court or the Clerk's Office regarding this Notice or for additional information about the Settlements.*******

DATED: APRIL 8, 2024 BY ORDER OF THE COURT

Attachment 3

PROOF OF CLAIM AND RELEASE FORM

I. GENERAL INSTRUCTIONS

1. If you, directly or through an agent, entered into Stock Loan Transactions with Goldman Sachs, Morgan Stanley, JPMorgan, UBS, Credit Suisse, or Bank of America Merrill Lynch (collectively, "Prime Broker Defendants"), direct or indirect parents, subsidiaries, or divisions of the Prime Broker Defendants in the United States from January 7, 2009 through August 22, 2023 (the "Settlement Class Period"), you may be eligible to receive a payment from the settlements in this Action (the "Settlements") with (i) Credit Suisse Group AG, Credit Suisse AG; Credit Suisse Securities (USA) LLC; Credit Suisse First Boston Next Fund, Inc.; and Credit Suisse Prime Securities Services (USA) LLC (collectively, the "Credit Suisse Settling Defendants"); and (ii) Goldman Sachs & Co. LLC and Goldman Sachs Execution & Clearing, L.P. (merged into Goldman Sachs & Co. LLC as of June 12, 2017) (collectively, the "Goldman Sachs Defendants"); J.P. Morgan Securities LLC; J.P. Morgan Prime, Inc.; J.P. Morgan Strategic Securities Lending Corp.; and JPMorgan Chase Bank, N.A. (collectively, the "JPMorgan Defendants"); Morgan Stanley; Morgan Stanley Capital Management, LLC; Morgan Stanley & Co. LLC; Morgan Stanley Distribution, Inc.; Prime Dealer Services Corp.; and Strategic Investments I, Inc. (collectively, the "Morgan Stanley Defendants"); UBS AG; UBS Americas Inc.; UBS Securities LLC; and UBS Financial Services Inc. (collectively, the "UBS Defendants"); and EquiLend LLC; EquiLend Europe Limited; and EquiLend Holdings LLC (collectively, the "EquiLend Defendants"). Goldman Sachs, JPMorgan, Morgan Stanley, UBS, and EquiLend are collectively referred to as the "Newly Settling Defendants." Together, the Credit Suisse Settling Defendants and the Newly Settling Defendants are referred to as the "Settling Defendants." Combined, the Settling Defendants have paid Settlement Funds totaling $580,008,750 ($81,000,000 for the Credit Suisse Settlement and $499,008,750 for the New Settlement). The action is *Iowa Public Employees' Retirement System, et al., v. Bank of America Corp. et al.*, Case No. 17-cv-6221 (KPF-SLC) (the "Action").

2. "Stock Loan Transactions" means any transaction, including any transaction facilitated by a prime broker, agent lender, or other Person, in which a holder of a stock temporarily lends the stock in exchange for collateral or in which a borrower of a stock provides collateral to temporarily borrow a stock, and in which the stock is ultimately returned to the lender at a later date, at which time the lender returns the collateral to the borrower. For the avoidance of doubt, "Stock Loan Transactions" include the facilitation of short positions, but do not include non-equity securities lending or stock repurchase (repo) transactions. Covered Stock Loan Transactions include only securities with primary listings on the NYSE, NYSE American, NASDAQ, NYSE Area and BATS exchanges as listed in the CRSP U.S. Stock database.

3. The "Settlement Class Period" for the Credit Suisse Settlement Agreement is January 7, 2009 through January 20, 2022, inclusive; the "Settlement Class Period" for the New Settlement Agreement is January 7, 2009 through August 22, 2023, inclusive.

4. Unless otherwise defined herein, all capitalized terms contained in this Proof of Claim and Release Form ("Claim Form") have the same meaning as in the accompanying **Notice of Proposed Class Action Settlements, Fairness Hearing and Class Members' Rights** ("Notice") and the Settlement Agreements between Plaintiffs and the respective Settling Defendants, which are available at www.StockLoanSettlements.com (the "Settlement Website").

5. To recover as a Class Member based on your claims in the Settlements, you must complete this Claim Form fully and accurately and sign the release and declaration on Pages 6-7. If you fail to submit a properly completed and addressed (as set forth in paragraph 6 below) Claim Form, your claim may be rejected, and you may be precluded from any recovery from the Net Settlement Funds created in connection with the proposed Settlements of the Action.

6. Submission of this Claim Form, however, does not assure that you will share in the proceeds of the Settlements in the Action. To share in the proceeds, the Settlement Administrator must determine, based on the information in your Claim Form, that you are eligible to participate as a result of your Stock Loan Transactions during the period from January 7, 2009, through January 20, 2022, inclusive (for the Credit Suisse Settlement) and August 22, 2023 (for the New Settlement).

THIS CLAIM FORM MUST BE SUBMITTED ONLINE AT WWW.STOCKLOANSETTLEMENTS.COM OR VIA EMAIL TO INFO@STOCKLOANSETTLEMENTS.COM NO LATER THAN JULY 8, 2024, OR, IF MAILED, BE POSTMARKED OR RECEIVED NO LATER THAN JULY 8, 2024, ADDRESSED AS FOLLOWS:

Stock Loan Settlements
c/o Epiq
PO Box 3546
Portland, OR 97208-3546

7. If you are a Class Member, you are bound by the terms of any judgment entered in the Action for a given Settlement, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM OR RECEIVE A PAYMENT, unless you timely and validly request exclusion from that Settlement Class pursuant to the Notice. If you request exclusion from both Settlement Classes, do not submit a Claim Form because you will no longer be eligible to do so.

II. CLAIMANT IDENTIFICATION

8. If you, directly or through an agent, entered into Stock Loan Transactions with the Prime Broker Defendants, direct or indirect parents, subsidiaries, or divisions of the Prime Broker Defendants in the United States from January 7, 2009 through January 20, 2022, inclusive (for the Credit Suisse Settlement) or August 22, 2023, inclusive (for the New Settlement), and the share(s) borrowed or lent were held in your name during the transaction, you are the beneficial lender or borrower as well as the record lender or borrower. If, however, the share(s) were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial lender or borrower and the third party is a record lender or borrower.

9. Use Part I of this form below entitled "Claimant Identification" to identify each beneficial lender or borrower of the Stock Loan Transactions that forms the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL LENDER(S) OR BORROWER(S), OR THE LEGAL REPRESENTATIVE OF SUCH LENDER(S) OR BORROWER(S) OF THE STOCK LOAN TRANSACTIONS UPON WHICH THIS CLAIM IS BASED.

10. All joint lenders or joint borrowers must sign this Claim Form. Executors, administrators, guardians, conservators, and trustees must complete and sign this Claim Form on behalf of Persons represented by them; their authority must accompany this Claim Form, and their titles or capacities must be stated. The Social Security (or taxpayer identification) number and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

III. IDENTIFICATION OF STOCK LOAN TRANSACTIONS

11. Use Part II of this form below entitled "Schedule of Stock Loan Transactions" to supply all required details of your transaction(s). If you need more space or additional schedules, attach separate sheets giving all of the required information in substantively the same form. Sign and print or type your name on each additional sheet.

12. **NOTICE REGARDING ELECTRONIC FILES:** Many claimants will have large numbers of Stock Loan Transactions during the Class Period(s). Claimants submitting more than 20 transactions must submit information regarding their transactions in electronic files. To ensure the Settlement Administrator can timely process claims, electronic files must follow filing requirements and file layout formats. To obtain the mandatory electronic filing requirements and file layout, you may visit the Settlement website at www.StockLoanSettlements.com. Any file not in accordance with the required electronic filing format will be subject to rejection. **You must ensure electronic files you submit match the required format; DO NOT SEND THE TRANSACTION RECORDS YOU KEEP IN THE ORDINARY COURSE OF BUSINESS WITHOUT CLEANING DATA TO MATCH THE REQUIRED FORMAT.**

13. On the schedules, provide all of the requested information with respect to ***all*** of your Stock Loan Transactions that took place at any time from January 7, 2009, through August 22, 2023, inclusive.

14. List each Stock Loan Transaction in the Settlement Class Period separately by transaction date with all requested characteristics of the transaction. **Treat each day that a stock loan or borrow remained open as a separate Stock Loan Transaction, even if the loan or borrow is for a set term. Treat each stock instrument borrowed or loaned as a separate transaction.**

15. For each day of each eligible Stock Loan Transaction, you must:

(i) List the date of the transaction;

(ii) Indicate whether you were the borrowing party in the transaction (B) or the lending party (L);

(iii) Identify the corporate family of Prime Broker Defendant who was your counterparty to the transaction (BAML for Bank of America/Merrill Lynch, CS for Credit Suisse, GS for Goldman Sachs, JPM for JPMorgan, MS for Morgan Stanley, UBS for UBS);

(iv) List the CUSIP or CINS identifier for the stock that is the subject of the transaction;

(v) List the quantity of shares of stock that are the subject of the transaction;

(vi) List the value of collateral posted by you or your counterparty, expressed in U.S. Dollars at cash value (for cash and cash-equivalent collateral) or end-of-day mark-to-market value (for non-cash securities) (for example, 500,000.00 for $500,000 cash collateral or 492,100.00 for a loan secured by 5,000 10-year treasury securities valued at $98.42 at the end of the listed date); and

(vii) Indicate whether the loan cost term of the transaction is expressed as a rebate (R) or fee (F).

16. For rebate terms, list the rebate rate expressed as an interest rate in annualized basis points (bps) on the amount of posted collateral. Rebates should be expressed as positive terms for transactions in which the lender returns a portion (the rebate) of interest on the collateral (e.g., 8 bps or 10.5 bps), and as negative terms when the lender must return no interest on the borrower's collateral and the borrower must pay additional interest calculated based on the value of posted collateral (e.g., -40 bps). For fee terms, you must express any fee paid by the borrower to the lender as annualized basis points of interest on the value of the loaned stock, regardless of how the terms of the transaction express the fee (e.g., 355 bps). You must calculate the fee expression yourself if it is not so expressed in the transaction terms.

17. Each of the above pieces of information is mandatory for each day of each Stock Loan Transaction. Incomplete claims may be rejected as to the transactions that lack required terms.

18. If requested by the Settlement Administrator, you must provide copies of loan documentation or other documentation of your Stock Loan Transactions. Failure to promptly provide this documentation as requested could delay verification of your claim or result in rejection of your claim in whole or in part. **The parties do not have information about your Stock Loan Transactions.**

19. Additional information may be requested by the Settlement Administrator, especially for unusual or complex claims. You must promptly provide requested information or your claim may be rejected as to transactions in question.

PART I: CLAIMANT IDENTIFICATION

The Settlement Administrator will use this information for all communications regarding this Claim Form. If this information changes, you MUST notify the Settlement Administrator in writing at the address above. Complete names of all persons and entities must be provided.

Beneficial Owner's First Name | MI | Beneficial Owner's Last Name

Co-Beneficial Owner's First Name | MI | Co-Beneficial Owner's Last Name

Entity Name (if Beneficial Owner is not an individual)

Representative or Custodian Name (if different from Beneficial Owner[s] listed above)

Address 1 (street name and number)

Address 2 (apartment, unit or box number)

City | State | ZIP Code –

Country

Last four digits of Social Security Number or Taxpayer Identification Number

Telephone Number (Day) – –

Telephone Number (Evening) – –

Email address (Email address is not required, but if you provide it you authorize the Claims Administrator to use it in providing you with information relevant to this claim)

Account Number (where securities were traded)

Claimant Account Type (check appropriate box)

- ☐ Individual
- ☐ IRA/401K
- ☐ Estate
- ☐ Joint
- ☐ Pension Plan
- ☐ Trust
- ☐ Corporation
- ☐ Other ______________________ (please specify)

Have you Excluded yourself from one or both Settlements?

- ☐ I have excluded myself from the Credit Suisse Settlement, but not the New Settlement
- ☐ I have excluded myself from the New Settlement, but not the Credit Suisse Settlement

If you have excluded yourself from both Settlements, do not submit this form.

PART II: SCHEDULE OF STOCK LOAN TRANSACTIONS

Provide the following information only if you entered into transactions in Stock Loan Transactions from January 7, 2009, through the Execution Date. Do not include information regarding instruments other than Stock Loan Transactions and do not include Stock Loan Transactions in which you acquired the instrument as an agent for another individual or entity. Only include covered Stock Loan Transactions as defined in § I.2. on page 1 of this Proof of Claim and Release Form.

Please fill out all requested information for each day of all your Stock Loan Transactions between January 7, 2009 and August 22, 2023.

Date	(B)orrower or (L)ender	Prime Broker Counterparty (BAML, CS, GS, JPM, MS, UBS)	CUSIP/CINS	Quantity	Value of Collateral	(R)ebate or (F)ee	Rebate or Fee Term (bps)
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It is important that you accurately disclose all transactions in Stock Loan Transactions during the Settlement Class Period. Class Counsel and the Settlement Administrator reserve the right to seek further information from you regarding your Proof of Claim and Release.

If you require additional space up to 20 Stock Loan Transactions, attach extra schedules in the same format as above. Sign and print your name on each additional page. If you have more than 20 Stock Loan Transactions in the Class Period(s), please visit the Settlement Website at www.StockLoanSettlements.com to find instructions for submitting claims in an electronic file.

YOU MUST READ AND SIGN THE RELEASE ON PAGES 6-7. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM

IV. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGMENTS

I (We) submit this Proof of Claim and Release under the terms of the Credit Suisse Settlement Agreement and the New Settlement Agreement as described in the Notice, unless I (we) have opted out of one of those Settlements. I (We) also submit to the jurisdiction of the United States District Court for the Southern District of New York, with respect to my (our) claim as a Class Member (as defined in the Notice) and for purposes of enforcing the release set forth herein. I (We) further acknowledge that I am (we are) not excluded from both Settlement Classes and am (are) bound by and subject to the terms of any judgment that may be entered in the Action with respect to any Settlement Class I (we) have not opted out of. I (We) agree to furnish additional information to support this claim if required to do so. I (We) have not submitted any other claim covering the same Stock Loan Transactions during the Class Period and know of no other Person having done so on my (our) behalf.

V. RELEASE

1. I (We) hereby acknowledge, on behalf of myself (ourselves) and each of my (our) past and present trustees, fiduciaries, guardians, representatives, estate trustees, heirs, executors, administrators, predecessors, successors and assigns, and any other person claiming by, through or on behalf of myself (ourselves), in their capacities as such, shall be deemed by operation of law to (a) have released, waived, discharged and dismissed each and every of the Released Class Claims in this Action against the Settling Defendants and/or any of the Released Parties; and (b) forever be enjoined from commencing, instituting or prosecuting any or all of the Released Class Claims against any of the Settling Defendants and/or Released Parties.

2. "Released Class Claims" shall be any and all manner of claims, including Unknown Claims, causes of action, cross-claims, counter-claims, charges, liabilities, demands, judgments, suits, obligations, debts, setoffs, rights of recovery, or liabilities for any obligations of any kind whatsoever (however denominated), whether class or individual, in law or equity or arising under constitution, statute, regulation, ordinance, contract, or otherwise in nature, for fees, costs, penalties, fines, debts, expenses, attorneys' fees, or damages, whenever incurred, and liabilities of any nature whatsoever (including joint and several), known or unknown, suspected or unsuspected, asserted or unasserted, which the Releasing Class Parties ever had, now have, or hereafter can, shall or may have, individually, representatively, derivatively, or in any other capacity, against the Released Settling Defendant Parties, arising from or related in any way to the conduct alleged in this Action, or that could have been alleged in this Action that also arise from or relate to the factual predicate of the Action, to the fullest extent allowed by law, from the beginning of time through the Execution Date. The Released Class Claims do not include: (i) any claims to enforce the Settlement; and (ii) any claims of a Person that submits a timely Request for Exclusion in connection with the Notice, which is accepted by the Court. The foregoing release is in addition to, and not in lieu of, the preclusive effect of the dismissal of the Action with prejudice that will occur upon approval of the Settlement. This release will not apply to the Bank of America defendants or their affiliated entities.

3. "Released Settling Defendant Parties" means Settling Defendants and each of their respective past or present direct and indirect parents (including holding companies), subsidiaries, affiliates, associates (all as defined in SEC Rule 12b- 2, promulgated pursuant to the Securities Exchange Act of 1934, as amended), divisions, joint ventures, predecessors, successors, and each of their respective past, present, and future officers, directors, managers, members, partners, shareholders, insurers, employees, agents, attorneys, legal or other representatives, trustees, heirs, executors, administrators, advisors, and assigns, and the predecessors, successors, heirs, executors, administrators, and assigns of each of the foregoing.

4. "Unknown Claims" means any and all Released Claims against the Released Parties which Releasing Parties do not know or suspect to exist in his, her, or its favor as of the Effective Date, which if known by the Releasing Parties or Released Parties might have affected his, her, or its decision(s) with respect to the Settlement. With respect to any and all Released Claims, the parties stipulate and agree that, by operation of the Judgment and Order of Dismissal, upon the Effective Date, Releasing and Released Parties shall have expressly waived, and each Settlement Class Member shall be deemed to have waived and by operation of the Judgment and Order of Dismissal shall have expressly waived, the provisions, rights, and benefits of Cal. Civ. Code Section 1542, which provides:

A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, which if known by him or her would have materially affected his or her settlement with the debtor or released party.

and any and all provisions, rights and benefits conferred by any law of any state or territory of the United States, or principle of common law, which is similar, comparable, or equivalent to Cal. Civ. Code Section 1542. The Releasing Parties and Released Parties may hereafter discover facts other than or different from those which they now know or believe to be true with respect to the subject matter of the Released Claims. Nevertheless, the Releasing Parties shall expressly, fully, finally, and forever settle and release, and each Settlement Class Member upon the Effective Date shall be deemed to have and by operation of the Judgment and Order of Dismissal shall have, fully, finally, and forever settled and released, any and all of their respective Released Claims, whether or not concealed or hidden, without regard to the subsequent discovery or existence of such different or additional facts. The Settling Parties acknowledge that the inclusion of Unknown Claims in the definition of Released Claims was separately bargained for and was a key element of the Settlement Agreement.

5. This release shall be of no force or effect unless and until the Court approves the Settlements and it becomes effective on the Effective Date.

6. I (We) hereby warrant and represent that I (we) are members of the Settlement Class(es) in this action for which this Claim Form is being submitted and have not opted out of at least one of the Settlement Classes.

7. I (we) hereby warrant and represent that I (we) are not representatives, corporate parents, subsidiaries, or wholly owned affiliates of Citadel LLC, Two Sigma Investments, PDT Partners, Renaissance Technologies LLC, TGS Management, Voloridge Investment Management, or the D.E. Shaw Group. I (We) hereby warrant and represent that no part of my (our) claim is mine (ours) by assignment, transfer, or purported assignment or transfer, voluntary or involuntary, from any such entity.

8. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this release or any other part or portion thereof.

9. I (We) hereby warrant and represent that I (we) have not previously released any matter released pursuant to this release or any other part or portion thereof.

10. I (We) hereby warrant and represent that I (we) have included information about all of my (our) Stock Loan Transactions that occurred during the Settlement Class Period(s).

11. I (We) certify that I am (we are) not subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code.

12. For the sake of clarity, to the extent I (we) have opted out of one (but not both) of the Settlements, the foregoing statements with respect to the releases apply only to the Settlement that I (we) have not opted out of.

Note: If you have been notified by the Internal Revenue Service that you are subject to backup withholding, please strike out the language that you are not subject to backup withholding in the certification above.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information supplied by the undersigned is true and correct.

Executed this _____ day of ______________________ , in ________________________ , ____________________

(Month / Year) (City) (State/Country)

Signature of Claimant	Signature of Joint Claimant, if any
Print Name of Claimant	Print Name of Joint Claimant, if any
Capacity of person(s) signing (e.g., Beneficial Purchaser, Executor, or Administrator)	

ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME.
THANK YOU FOR YOUR PATIENCE.

Reminder Checklist:

1. Please sign the above release and declaration.
2. If this Claim is being made on behalf of Joint Claimants, then both must sign.
3. If this Claim is being made on behalf of an entity or another Person, attach proof of your authority to submit claims on behalf of the entity or Person.
4. Keep a copy of your Claim Form and all supporting documentation for your records.
5. If you desire a printed acknowledgment of receipt of your claim form please send it Certified Mail, Return Receipt Requested. Electronically submitted claims will receive automatic emails acknowledging receipt.
6. If you move, please send your new address to the address below.
7. Do not use red pen or highlighter on the Proof of Claim and Release form.

THIS CLAIM FORM MUST BE SUBMITTED ONLINE AT WWW.STOCKLOANSETTLEMENTS.COM OR VIA EMAIL TO INFO@STOCKLOANSETTLEMENTS.COM NO LATER THAN JULY 8, 2024, OR, IF MAILED, BE POSTMARKED OR RECEIVED NO LATER THAN JULY 8, 2024, ADDRESSED AS FOLLOWS:

Stock Loan Settlements
c/o Epiq
PO Box 3546
Portland, OR 97208-3546

Attachment 4

NOTICE OF PROPOSED CLASS ACTION SETTLEMENTS, FAIRNESS HEARING AND CLASS MEMBERS' RIGHTS

TO: ALL PERSONS WHO, DIRECTLY OR THROUGH AN AGENT, ENTERED INTO STOCK LOAN TRANSACTIONS WITH THE PRIME BROKER DEFENDANTS, DIRECT OR INDIRECT PARENTS, SUBSIDIARIES, OR DIVISIONS OF THE PRIME BROKER DEFENDANTS IN THE UNITED STATES FROM JANUARY 7, 2009 THROUGH AUGUST 22, 2023, INCLUSIVE.

The purpose of this Notice is to inform you of two separate proposed settlements in this Action (combined, the "Settlements"). The first settlement agreement is with the "Credit Suisse Settling Defendants," which are: Credit Suisse Group AG, Credit Suisse AG; Credit Suisse Securities (USA) LLC; Credit Suisse First Boston Next Fund, Inc.; and Credit Suisse Prime Securities Services (USA) LLC. The "Settlement Class Period" for the Credit Suisse Settlement Agreement is January 7, 2009 through January 20, 2022, inclusive.

The second settlement is with the "Newly Settling Defendants", which are: Goldman Sachs & Co. LLC; Goldman Sachs Execution & Clearing, L.P.; J.P. Morgan Securities LLC; J.P. Morgan Prime, Inc.; J.P. Morgan Strategic Securities Lending Corp.; JPMorgan Chase Bank, N.A.; Morgan Stanley; Morgan Stanley Capital Management, LLC; Morgan Stanley & Co. LLC; Morgan Stanley Distribution, Inc.; Prime Dealer Services Corp.; Strategic Investments I, Inc.; UBS AG; UBS Americas Inc.; UBS Securities LLC; UBS Financial Services Inc.; EquiLend LLC; EquiLend Europe Limited; and EquiLend Holdings LLC. The "Settlement Class Period" for the New Settlement Agreement is January 7, 2009 through August 22, 2023, inclusive.

Plaintiffs allege that Defendants, the dominant intermediary banks in the U.S. stock loan market, conspired to block and boycott new offerings that would have increased competition and improved the efficiency and transparency of the market, in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. The purpose and effect of this alleged conspiracy was to maintain supracompetitive "spreads" between beneficial owners of stock who lend their stock out for a fee and borrowers of stock, who generally sell the borrowed shares as part of a short transaction. As a result, Plaintiffs allege Class Members were damaged by receiving lower fees for lending shares of stock and/or paying higher fees for borrowing stock than they would have if Defendants had not conspired to block efficient new developments in the market. The lawsuit also alleges that Defendants were unjustly enriched under common law. All Defendants deny they did anything wrong.

The Court has preliminarily approved the Settlements with the Settling Defendants who have agreed to pay a total of **$580,008,750**. Class Members who or which do not opt out of the Settlements will release their claims against all Settling Defendants in the Action.

Your Options

If you are a Settlement Class Member of either or both Settlement Classes and do not exclude yourself, you are eligible to file a Claim Form to receive your share of money. Claim Forms must be submitted online at the Settlement Website on or before 11:59 p.m. Eastern time on **July 8, 2024** **OR** postmarked by **July 8, 2024** and mailed to: Stock Loan Transactions Settlement, c/o Epiq, P.O. Box 3546, Portland, OR 97208-3546. If you do not file a Claim Form, you will not receive any payments under the Settlements.

If you are a Settlement Class Member and do not want to remain in either or both Settlement Classes, and do not want a payment from the Settlements, then you must take steps to exclude yourself from the Settlements. If you wish to exclude yourself from either or both of the Settlement Classes, you must submit by U.S. first class mail or deliver a written request to the Settlement Administrator so that it is received by **June 7, 2024**. If you exclude yourself from a Settlement, you will not be bound by that Settlement, if approved, or that Settlement's release, and you will not be eligible for any payment from that Settlement.

If you are a Class Member and you do not exclude yourself, you can tell the Court what you think about the Settlements. You can object to all or any part of the Settlements, Plans of Allocation, and/or application for attorneys' fees, reimbursement of litigation expenses and costs, or plaintiff service awards. If you wish to object to either or both of the Settlements, you must file a written objection with the Court and serve copies on Plaintiffs' Counsel and Settling Defendants' counsel so that the written objection is received by **June 7, 2024**. You must be and remain within a Settlement Class in order to object to that Settlement.

The Court will hold the Fairness Hearing on **September 4, 2024**. At the Fairness Hearing, the Court will consider whether the Settlements are fair, reasonable, and adequate. The Court will also consider whether to approve the Plans of Allocation and requests for attorneys' fees, litigation expenses and costs, and plaintiff service awards. If there are any objections, the Court will consider them at this time. Plaintiffs' Counsel will answer any questions the Court may have. You are, however, welcome to participate at the Fairness Hearing. If you send an objection, you do not have to participate at the Fairness Hearing to talk about it. As long as you file and serve your written objection on time, the Court will consider it. You may also hire your own lawyer to participate, but you are not required to do so.

This Notice summarizes the Settlement Agreements. More details are in the Settlement Agreements and Plans of Allocation, which are available for your review at the Settlement Website, www.StockLoanSettlements.com. The Settlement Website also has answers to common questions about the Settlements, Claim Form, and other information to help you determine whether you are a Class Member and whether you are eligible for a payment. You may also call toll-free 1-877-606-2315.

Attachment 5

MUTUAL FUND PERFORMANCE

36 Mo Performance Rating	Fund	YTD % Chg	12Wk % Chg	5 Yr After Tax Rtn	Net Asset Value	NAV Chg
	Neuberger Berman Inv					
	$ 7.6 bil 800-877-9700					
A+	Guardian	+9	+9	+14	27.34n	0.27
	Neuberger Berman Tr					
	$ 6.2 bil 800-877-9700					
C	Genesis	+2	+5	+8	62.35	0.11
	New Covenant Funds					
	$ 1.3 bil 877-835-4531					
A	Growth	+8	+8	+11	61.56n	0.44
	Nicholas Group					
	$ 6.1 bil 800-544-6547					
A-	Equity Inc	+4	+4	+8	21.29n	-0.02
A+	Fund	+8	+7	+12	93.60n	0.42
	Northern Funds					
	$ 35.0 bil 800-595-9111					
E	Bond Index	-3	-2	0	8.94n	-0.01
C	HY Fxd Inc	+0	+1	+2	5.90n	-0.01
B	Intl Eq Idx	+4	+5	+5	14.41n	0.04
A+	Lg Cp Core	+11	+11	+11	27.24n	0.21
B+	Mid Cap Idx	+6	+8	+9	21.23n	0.01
A+	Stock Idx	+9	+9	+12	53.43n	0.39
	Nuveen Funds A					
	$ 15.0 bil 800-257-8787					
E	All-Am Muni	+0	+0	+1	10.08	0.00
A	Div Value	+7	+7	+6	14.68	0.00
	Nuveen Funds I					
	$ 9.2 bil 800-257-8787					
D	HY Muni	+1	+1	+3	14.76	0.01
D+	IntDurMuni	+0	+0	+2	8.80	0.01
C-	LtdTrmMuni	+0	+0	+2	10.85	0.00
A	MidCpValue	+5	+6	+9	54.45	-0.19
A	MultiCapVal	+5	+5	+9	49.30	-0.49
	Oak Associates Funds					
	$ 1.3 bil 888-462-5386					
A+	**OakTechnolo**	+14	+15	+12	44.98n	0.65
A-	OakSelectGr	+11	+11	+9	142.84n	1.09
	Oakmark Funds Invest					
	$ 22.4 bil 800-625-6275					
B+	Eqty & Inc	+2	+4	+7	34.42n	-0.02
A+	Fund	+7	+8	+13	141.88n	-0.17
D+	Internatl	-1	+2	+4	26.61n	-0.05
A+	Select	+4	+7	+12	72.99n	0.06
	Oberweis Funds					
	$ 972 mil 800-323-6166					
A	Micro-Cap	+2	+7	+14	38.23n	0.32
	Oberweis:SmCap Opp					
	$ 455 mil 800-245-7311					
A+	Sm-Cap Opp	+9	+11	+14	24.55	0.14
	Old Westbury Fds					
	$ 43.8 bil 800-607-2200					
A	All Cp Core	+10	+11	+11	25.47n	0.15
E	Credit Inc	-2	-1		7.83n	-0.01
B	LC Strat	+9	+10	+7	19.00n	0.13
D	Muni Bd	-1	-1	+1	11.43n	0.00
E	Sm&Md Cp St	+3	+6	+4	15.91n	0.04
	Optimum Funds Inst					
	$ 8.4 bil 800-914-0278					
E	Fxd Inc	-3	-2	0	7.98	-0.01
B+	**Lg Cp Gro**	+13	+12	+10	22.54	0.32
A	Lg Cp Val	+7	+7	+9	18.71	-0.03
	Osterweis Strat Income					
	$ 5.3 bil 866-236-0050					
B	StratIncome	+2	+2	+3	11.02n	-0.01
	–P–Q–R–					
	PACE Funds Cl P					
	$ 4.4 bil 800-647-1568					
A	Lg Co Gr	+15	+14	+12	18.16	0.21
A	Lg Co Vl	+5	+6	+8	20.45	-0.05
	Parnassus Fds					
	$ 14.4 bil 800-999-3505					
A	Core Eqty	+8	+8	+11	59.55n	0.40
	Paydenfunds					
	$ 3.1 bil 800-572-9336					
A-	Eqty Inc	+7	+7	+6	17.56n	0.02
	Pear Tree					
	$ 4.4 bil 800-326-2151					
D+	Foreign V	+2	+4	+4	23.48	-0.19
	Perm Port Funds					
	$ 3.0 bil 800-531-5142					
A-	Perm	+9	+10	+8	55.64n	0.31
	PGIM Funds A					
	$ 17.2 bil 800-225-1852					
E	Tot Rtn Bnd	-2	-2	-1.0	11.71	-0.02
	PGIM Jenn Funds A					
	$ 17.2 bil 800-225-1852					
A+	**JennDvsfdGr**	+16	+14	+12	18.82	0.27
A-	**Jenn Growth**	+14	+13	+12	58.25	0.88
A-	JennHealthS	+10	+6	+8	39.63	0.06
A+	JennNtrlRes	+14	+19	+9	57.81	-0.14
B+	JennUtility	+4	+5	+4	13.38	0.00
A	Jenn Value	+9	+9	+7	21.76	0.02
	PGIM Quant Funds A					
	$ 17.2 bil 800-225-1852					
A+	Quant LCC	+12	+11	+10	20.72	0.18
	PIMCO Fds Instl					
	$ 142 bil 800-927-4648					
C	All Asset	+1	+1	+3	10.97	-0.02
A+	Comm RR Str	+5	+6	+4	13.47	-0.06
D	Div Income	+0	+1	+1	9.44	-0.03
C	High Yield	+0	+1	+2	7.87	-0.01
D+	HY Muni Bd	+0	+0	+3	8.39	0.00
D+	IntlBd(DH)	+1	+1	+1	9.84	-0.05
E	Lng-TmCrBd	-4	-3	0	8.63	-0.04
E	Long Dur TR	-5	-4	-1.0	6.95	-0.04
D+	Low Dur	+0	+0	0	9.11	0.00
C-	MtgOpp&Bd	+1	+1	+1	9.26	0.00
D	Real Return	-1	-1	+1	9.86	-0.02
A+	S+ Intl(DH)	+9	+9	+7	8.77	-0.05
B-	Short-Term	+2	+2	+1	9.64	0.00
B-	ShtAsstInv	+2	+2	+1	9.94	0.00
A	Stk+Abs Rtn	+10	+10	+10	11.98	0.09
A	StocksPLUS	+10	+10	+10	12.45	0.09
E	Tot Rtn	-2	-2	0	8.38	0.00
A	TRENDS MFS	+5	+5	+5	11.32	0.04
	PIMCO Funds A					
	$ 30.8 bil 800-927-4648					
A	RAE PLUS	+9	+9	+7	17.91	0.10
	PIMCO Funds I2					
	$ 69.7 bil 888-877-4626					
E	Inv Grd Cr	-2	-1	0	8.73	-0.02
C+	Low Dur Inc	+2	+1	+2	7.96	0.00
	PIMCO Funds Instl					
	$ 92.4 bil 888-877-4626					
A+	Comm+ Strat	+11	+11	+6	7.28	-0.04
C-	Dynmc Bd	+2	+1	+1	9.80	0.00
C	Income	+0	+0	+1	10.45	0.00
	Pioneer Funds A					
	$ 16.6 bil 800-225-6292					
A-	Core Eqty	+7	+7	+9	22.20	0.08
A	Disc Gro	+7	+7	+11	17.47	0.14
A-	Eqty Income	+5	+6	+5	31.54	-0.12
A+	Fund	+12	+12	+11	40.69	0.27
A	Mid Cap Val	+4	+6	+7	24.06	-0.09
	Pioneer Funds Y					
	$ 7.2 bil 800-225-6292					
E	Bond	-2	-2	0	8.00	-0.01
D	StratIncome	-1	-1	+1	9.23	-0.01
	Price Funds					
	$ 322 bil 800-638-5660					
C	PriceQMUSSC	+6	+8	+8	43.42n	0.23
A	AllCp Opp	+13	+12	+14	72.28n	0.51
B	Balanced	+5	+5	+6	26.35n	0.08
A-	BlueChpGro	+15	+13	+10	171.54n	2.28
D+	Comm/Tech	+16	+14	+10	138.08n	1.71
A	Div Gr	+6	+6	+10	74.91n	0.10
A	Eq Inc	+6	+7	+8	35.66n	-0.09
A+	EqIndex500	+9	+9	+12	136.77n	1.02
A	Financial	+8	+8	+11	38.28n	-0.19
C	Glbl Stck	+12	+12	+11	63.96n	0.55
E	**Glbl Tech**	+16	+16	+9	18.17n	0.35
B-	GrowthStock	+13	+12	+10	97.67n	1.25
C+	Hlth Sci	+5	+2	+8	91.98n	0.13
E	Intl Disc	+4	+7	+5	65.54n	0.36
D	Intl Stck	+3	+4	+5	19.66n	0.05
A-	Intl Val E1	+5	+6	+6	17.00n	0.00
A-	Lat Am	-4	-1	+2	21.65n	-0.02
C+	MdCp Growth	+6	+7	+8	106.28n	0.24
A+	MdCp Val	+8	+9	+10	33.80n	-0.04
A+	New Era	+12	+15	+7	41.63n	-0.06
E	NewHorizons	+3	+6	+8	57.95n	0.55
C+	OverseasStc	+3	+5	+6	12.86n	0.03
C	2010	+3	+3	+4	14.98n	0.02
C+	2015	+3	+4	+4	12.41n	0.02
C+	2020	+3	+4	+5	18.40n	0.03
C+	2025	+4	+4	+5	16.32n	0.03
B-	2030	+5	+5	+6	25.08n	0.07
B	2035	+6	+6	+7	20.37n	0.06
B	2040	+7	+7	+8	29.48n	0.11
B	2045	+7	+8	+8	21.37n	0.09
B+	2050	+7	+8	+8	18.16n	0.08
B+	2055	+8	+8	+8	19.05n	0.08
B	**Sci&Tch**	+19	+18	+12	47.70n	0.90
D	SmCp Stk	+2	+5	+7	59.36n	0.27
C-	SmCp Val	+1	+4	+6	52.26n	0.17
A-	DE	+8	+9	+9	25.15n	0.11
D	SpectrumInc	+0	+0	+1	11.11n	-0.02
D+	SumtMuniInt	-1	-1	+2	11.29n	0.00
A	Tot Eq Mk	+9	+9	+11	55.54n	0.40
A	Tx-Ef Eq	+13	+12	+12	64.51n	0.81
D	Tx-Fr HY	+1	+1	+2	10.88n	0.00
A+	US ER	+11	+10	+13	51.53n	0.42
A+	USLgCpCore	+13	+12	+11	40.19n	0.28
A	Value	+10	+10	+10	46.01n	-0.05
	Price Funds Advisor					
	$ 11.7 bil 800-225-5132					
A-	Cap App	+4	+4	+8	34.77	0.07
	Price Funds I					
	$ 322 bil 800-638-5660					
A-	Flt Rate	+2	+2	+3	9.46	0.00
A-	I LC Cor Gr	+15	+13	+11	68.87	0.91
C+	I MCEq Gr	+6	+7	+8	66.88	0.16
D	I SC Stk	+2	+5	+7	27.26	0.12
A-	LgCp Gro	+13	+12	+12	74.59	0.85
A-	LgCp Val	+6	+7	+8	23.87	-0.05
	PRIMECAP Odyssey Fds					
	$ 19.7 bil 800-729-2307					
D+	OdysseyAgGr	+3	+5	+7	44.39n	0.37
B+	OdysseyGrow	+4	+5	+9	38.27n	0.24
A	OdysseyStoc	+7	+7	+10	37.61n	0.17
	Principal Funds A					
	$ 59.2 bil 800-222-5852					
A+	Cap App	+11	+10	+11	73.66	0.51
A-	MidCap	+7	+9	+10	39.40	0.04
B-	SAM Bal	+4	+5	+4	15.96	0.04
	Principal Funds Inst					
	$ 59.2 bil 800-222-5852					
C	Hi In	+1	+1	+2	8.16	-0.01
A+	LC S&P500	+9	+9	+11	25.49	0.19
A-	LCG I	+11	+10	+11	19.24	0.20
A	LCV III	+6	+7	+8	19.11	0.00
C+	LT 2030	+3	+4	+5	13.88	0.02
B-	LT 2040	+5	+6	+7	15.95	0.04
B	LT 2050	+6	+7	+7	16.92	0.06
A	MCV I	+6	+8	+9	17.39	-0.02
C-	Real Est	-6	-4	+3	26.00	0.03
A-	SCV II	+0	+4	+8	12.16	0.03
D+	Sp Prf Sl	+3	+2	+2	8.97	-0.02
	ProFunds Inv Class					
	$ 2.4 bil 888-776-3637					
A+	**Semiconduct**	+59	+55	+41	284.68n	13.5
A+	**UltraNASDAQ**	+15	+16	+23	93.71n	2.95
	Prospector Funds					
	$ 278 mil 877-734-7862					
A-	Opportunity	+4	+5	+8	26.61n	-0.46
	Putnam Funds Class A					
	$ 41.3 bil 800-225-1581					
A-	Putnam Bal	+6	+6	+6	24.26	0.10
A-	D AAG	+8	+8	+6	19.63	0.11
A+	GlHealthCr	+5	+1	+9	60.59	-0.05
A+	**GrowthOppty**	+13	+12	+13	61.50	0.91
A+	LargeCpVal	+11	+11	+10	34.04	0.00
A+	Research	+11	+11	+11	49.93	0.34
A	Sstnbl Ldrs	+13	+12	+11	121.90	0.98
	Putnam Funds Class Y					
	$ 23.6 bil 800-225-1581					
B-	UltShtDurl	+1	+1	+1	10.09	0.00
	Russell Funds S					
	$ 16.4 bil 800-787-7354					
A-	Global Eq	+8	+9	+9	10.05	0.05
D+	Tax Ex Bond	-1	+0	+2	21.85	0.01
A	TM US Lg Cp	+9	+9	+11	77.03	0.41
	Rydex Dynamic Fds					
	$ 1.2 bil 800-820-0888					
A+	**NASDAQ 2x**	+16	+16	+25	472.42	14.9
A+	**S&P 500 2x**	+17	+16	+17	279.37	4.01
	Rydex Investor Class					
	$ 2.1 bil 800-820-0888					
A+	**NASDAQ-100**	+9	+9	+15	77.00n	1.25
	–S–T–U–					
	Schwab Funds					
	$ 306 bil 800-345-2550					
A	Core Eqty	+10	+9	+9	22.04n	0.16
A-	Div Eq	+4	+3	+6	14.65n	-0.05
A-	Fdm Itl LCI	+5	+6	+7	10.98n	0.01
A+	Fdm US LCI	+7	+7	+12	25.95n	0.05
B	FdmUSSmCol	+0	+3	+8	16.51n	0.08
A-	Health Care	+4	+1	+7	26.29n	-0.07
B	Intl Idx	+4	+5	+6	23.50n	0.06
A+	Lg-Cap Gro	+12	+11	+13	31.17n	0.40
A-	MktTrk Al E	+5	+6	+8	23.07n	0.12
A+	S&P 500 Idx	+9	+9	+12	79.99n	0.60
D-	SC Idx	+1	+5	+6	32.89n	0.23
A	Tot Stk Mkt	+9	+9	+11	87.99n	0.63
A	1000 Index	+9	+9	+12	111.77n	0.80
D	TRSInfIPSI	-1	-1	+1	10.03n	-0.01
	SEI Inst F					
	$ 22.6 bil 800-858-7233					
E	CoreFxdInc	-3	-3	0	9.28	-0.01
A+	Lg Cap Gro	+13	+12	+13	44.54	0.48
A-	Lg Cap Val	+7	+7	+7	26.09	-0.06
A+	S&P 500	+9	+9	+11	92.76	0.68
A	Tx-Mgd LgCp	+7	+7	+10	35.83	0.10
A-	USMgdVltlty	+5	+4	+6	14.72	-0.07
	SEI Inst Intl F					
	$ 22.6 bil 800-858-7233					
C	Intl Eq	+3	+4	+5	11.91	-0.07
	Selected Funds					
	$ 1.7 bil 800-243-1575					
A-	AmericanShs	+13	+13	+10	43.13n	0.04
	Shelton Funds					
	$ 1.1 bil 800-955-9988					
A	Eqty Income	+7	+6	+7	16.83n	0.05
A+	S&P 500 Id	+9	+9	+11	73.73n	0.54
	Sit Funds					
	$ 1.4 bil 800-332-5580					
A	DividendGro	+7	+7	+10	15.84	0.02
	SmeadFds					
	$ 4.3 bil 877-807-4122					
A+	Value	+8	+9	+13	82.55	0.30
	Spirit of America					
	$ 487 mil 800-452-4892					
A+	Energy	+16	+17	+4	14.32	-0.01
	SSgA Funds					
	$ 1.5 bil 800-997-7327					
A+	SSS&P500Ind	+9	+9	+11	245.87n	1.82
	State Street Institu					
	$ 1.4 bil 800-242-0134					
A+	US Equity	+12	+11	+12	12.56	0.10
	TCW Funds					
	$ 5.3 bil 800-248-4486					
D-	EmMktsIncom	+1	+3	-1.0	6.43n	-0.04
A	SelectEquit	+13	+11	+12	30.34n	0.31
	Third Avenue					
	$ 1.2 bil 800-443-1021					
A+	Value	+10	+10	+12	70.84	0.06
	Thivent Funds A					
	$ 6.9 bil 800-847-4836					
A	LC Gro	+13	+12	+12	16.86	0.18
	Thivent Funds S					
	$ 5.9 bil 800-847-4836					
A+	LC Val	+7	+7	+10	29.72n	-0.01
B+	MC Stk	+8	+9	+10	36.87n	0.05
	Thornburg Fds					
	$ 16.3 bil 800-847-0200					
A	Inc Bldr	+4	+5	+5	24.65	-0.06
D+	Ltd Inc	+0	+0	+1	12.68	0.00
D+	Ltd Muni	+0	+0	+1	13.51	-0.01
	TIAACREF Inst					
	$ 143 bil 877-518-9161					
E	Bond Indx	-3	-2	0	9.34	-0.01
D-	Core Bond	-2	-1	0	8.91	-0.01
A	Eq Idx	+9	+9	+11	36.58	0.26
A+	Gro & Inc	+14	+13	+11	14.81	0.09
B-	Intl Eq	+7	+7	+7	13.92	0.06
B	Itl Eq Ix	+4	+5	+6	22.78	0.06
C	LC Id 2020	+2	+3	+5	18.93	0.05
C+	LC Id 2025	+3	+3	+5	21.15	0.06
B	LC Id 2035	+4	+5	+7	25.65	0.09
B	LC Id 2040	+5	+6	+7	27.75	0.12
B+	LC Id 2045	+6	+6	+8	29.11	0.14
A+	LCG Idx	+12	+11	+15	57.82	0.80
A-	LCG	+12	+11	+12	26.50	0.37
A-	LCV Idx	+6	+7	+8	24.45	-0.04
A	LCV	+7	+8	+9	21.44	0.00
B	Lfcy 2040	+6	+6	+7	10.78	0.05
A-	MCV	+5	+6	+6	17.31	-0.05
B	Qnt SCE	+4	+7	+8	18.28	0.16
D-	Real Est	-6	-5	+3	16.41	0.01
A+	S&P500 Idx	+9	+9	+12	56.95	0.42
D-	SCB Idx	+1	+5	+6	22.97	0.16
A	Soc Ch Eq	+7	+7	+11	27.64	0.06
	Tocqueville Funds					
	$ 460 mil 800-697-3863					
A	Tocq Fd	+9	+10	+10	45.84n	0.28
	Torray Fund					
	$ 344 mil 855-753-8174					
A+	Fund	+10	+10	+7	54.24n	0.04
	Tortoise Capital					
	$ 2.7 bil 855-822-3863					
A+	MLP&EnInc	+10	+11	+7	8.28	-0.01
A+	MLP&Pipe	+11	+12	+6	15.59	-0.01
	Touchstone Family Fd					
	$ 7.8 bil 800-543-0407					
A-	Focused	+6	+6	+11	67.08	0.33
	Touchstone Funds Gro					
	$ 4.4 bil 800-543-0407					
A-	Mid Cap	+5	+7	+10	54.63	0.00
	Touchstone Strategic					
	$ 2.4 bil 800-543-0407					
A	Lrg Cp Foc	+7	+7	+11	63.66	0.32
A	Value	+7	+8	+9	11.68	0.03
	Trust for Professional Manager					
	$ 8.1 bil 866-273-7223					
A+	Rock Qlt LC	+7	+7	+11	22.45	0.04
D-	TrStratBond	-1	-1	0	19.34	-0.01
	Tweedy Browne Fds					
	$ 6.7 bil 800-432-4789					
B+	Intl Val	+5	+5	+4	28.60n	-0.01
A-	Value	+4	+4	+5	19.28n	0.01
	Ultimus					
	$ 1.1 bil 888-884-8099					
A	US Val Eqty	+8	+9	+10	24.85	-0.09
A-	Qual Val	+5	+5	+8	13.73	-0.02
	UM Funds					
	$ 3.3 bil 800-480-4111					
A	Beh Val	+2	+4	+9	81.46	-0.26
	USAA Aggressive Gr					
	$ 70.4 bil 800-235-8396					
A	**AggressiveG**	+15	+14	+11	60.42n	0.87
	USAA Glbl Mgd Vol					
	$ 70.4 bil 800-235-8396					
A-	GlblMgdVol	+5	+5	+7	10.58	0.05
	USAA Group					
	$ 70.4 bil 800-235-8396					
A+	500 Index	+9	+9	+12	66.21n	0.52
A	CapitalGrow	+9	+9	+8	13.24n	0.05
A-	Cornerstone	+7	+8	+7	16.76n	0.08
C+	Cornerstone	+4	+4	+4	26.68n	0.07
A	Growth&Inc	+10	+9	+9	25.48n	0.12
A	Growth	+13	+12	+11	35.98n	0.44
A+	IncomeStock	+8	+8	+8	19.71n	-0.03
A+	**NASDAQ-100I**	+9	+9	+16	45.85n	0.75
A-	SustainWorl	+8	+9	+8	28.83n	0.17
D+	Tax-ExInt-T	+0	+0	+2	12.48n	-0.01
D	Tax-ExLng-T	-1	-1	+2	11.91n	-0.01
A	Value	+8	+8	+8	19.80n	-0.03
	USAA Income					
	$ 70.4 bil 800-235-8396					
D-	Income	-1	-1	+1	11.22	-0.02
	USAA IntmTerm Bd					
	$ 70.4 bil 800-235-8396					
D-	Intm-TermBd	-2	-1	+1	8.96	-0.01
	–V–W–X–					
	Value Line Funds					
	$ 2.4 bil 800-243-2729					
A+	LineMdCpFoc	+4	+5	+11	33.57n	0.09
A+	LineSelGro	+5	+6	+11	36.09n	0.04
	Vanguard Funds Adm					
	$ 2367 bil 800-662-2739					
A+	500 Idx	+9	+9	+12	479.92n	3.56
B	Bal Idx	+4	+4	+7	45.98n	0.18
D+	CA Intm-Trm	-1	-1	+2	11.29n	0.00
D	CA Lng-Tm	-1	-1	+2	11.35n	0.00
A-	Cap Opp	+7	+7	+11	192.51n	1.07
A-	Cnsmr Stp	+4	+3	+8	97.47n	-0.29
B-	Dev Mkt	+4	+5	+6	15.87n	0.03
A	Div A I	+5	+5	+10	48.27n	0.08
E	EM St I	+4	+6	+2	35.44n	0.05
A+	Energy Idx	+17	+20	+10	67.95n	-0.17
A+	Energy	+9	+11	+3	91.26n	-0.17
A	Equity Inc	+5	+6	+9	88.24n	-0.17
B	Euro S	+3	+5	+6	82.80n	0.02
C-	Explorer	+4	+7	+8	107.84n	0.29
D	Ext MI	+4	+6	+8	129.27n	0.63
A-	Finl Indx	+7	+8	+10	49.45n	-0.23
C	FTSE xUS	+4	+5	+5	36.18n	0.08
A-	Gl Min Vol	+6	+5	+5	29.87n	-0.13
E	GNMA	-3	-2	0	8.97n	-0.01
A+	Gro & Inc	+11	+11	+12	100.51n	0.75
A+	**Gro Idx**	+12	+11	+15	178.17n	2.66
A-	Health Care	+1	-1	+8	86.90n	-0.08
D+	Hi Yld TxEx	+0	+0	+2	10.56n	0.01
A-	Hlth Cr Idx	+4	+1	+9	129.45n	-0.52
C	HY Corp	+0	+0	+2	5.32n	-0.01
A+	Indus Idx	+9	+11	+11	123.32n	0.19
D	Infl-Prot	-2	-1	+1	22.63n	-0.03
A+	**InfoTch Idx**	+9	+9	+18	268.59n	5.57
E	Int Trs	-3	-2	0	19.36n	-0.01
E	Int-T B	-3	-2	0	9.97n	-0.01
D-	Int-Tm Inv	-2	-2	+1	8.39n	-0.01
E	Int-Tm Trs	-2	-2	0	9.63n	0.00
D+	Int-Tm TxEx	-1	-1	+2	13.53n	0.01
E	Intl Gro	+5	+7	+7	107.40n	0.83
A+	Lg-Cp I	+9	+9	+12	120.16n	0.92
E	Lg-Tm Inv	-5	-4	0	7.61n	-0.02
E	Lg-Tm Trs	-8	-6	-2.0	8.00n	-0.04
D	Lg-Tm Tx-Ex	-1	-1	+2	10.77n	0.01
C-	Ltd-Tm TxEx	+0	+0	+2	10.77n	0.01
C+	MC G I	+6	+8	+9	99.87n	0.50
A-	MC V I	+5	+6	+8	78.30n	-0.21
B	Md-Cp I	+5	+7	+9	302.08n	0.28
A-	Mtrls Idx	+6	+9	+10	102.58n	-0.05
D+	NJ Lng-Trm	-1	-1	+2	11.26n	0.00
D	NY Lng-Trm	-1	-1	+2	10.76n	0.01
D	PA Lng-Trm	-1	-1	+2	10.70n	0.00
D+	Pac Stk	+4	+5	+5	92.81n	0.64
A	PRIMECAP	+7	+7	+11	167.87n	1.26
D+	RE Idx	-6	-4	+2	117.07n	0.25
C+	S-C Id	+4	+6	+8	105.79n	0.18
E	SC G Id	+5	+8	+7	89.00n	0.36
A-	SC V I	+3	+5	+8	79.27n	-0.01
D	Sh-Tm B	-1	-1	+1	9.95n	0.00
D+	Sh-Tm Fed	+0	+0	+1	9.97n	0.00
D+	Sh-Tm Inv	+0	+0	+1	10.11n	0.00
D	Sh-Tm Trs	+0	-1	0	9.72n	0.00
C	Sh-Tm Tx-Ex	+0	+0	+2	15.70n	0.01
D+	ST Corp Bd	+0	+0	+1	20.84n	0.01
D+	ST Trs	+0	+0	0	19.21n	0.01
B+	TM Bal	+4	+4	+7	42.59n	0.15
A+	TM Cp App	+9	+9	+12	268.71n	1.81
C-	TM SmCp	-2	+2	+7	86.21n	0.40
E	Tot Bd	-3	-2	0	9.36n	-0.01
D-	Tot Intl Bl	-1	+0	0	19.46n	-0.04
A	TSM Idx	+9	+9	+11	125.01n	0.88
C+	US Growth	+13	+12	+12	165.10n	2.22
A	Val Idx	+7	+7	+9	61.87n	-0.08
C	Wellesley	+0	+0	+3	59.84n	-0.11
B+	Wellington	+4	+4	+7	74.03n	0.25
A	Windsor II	+7	+8	+11	81.66n	0.19
A	Windsor	+3	+4	+10	74.57n	-0.41
	Vanguard Funds Ins					
	$ 939 bil 800-662-7447					
A+	Rus 1000 Gl	+12	+11	+15	667.82	9.26
A	Rus 1000 Id	+9	+9	+12	456.77	3.19
A-	Rus 1000 Vl	+6	+7	+8	299.22	-0.46
A	Rus 3000 Id	+9	+9	+11	445.64	3.11
C+	ST IPSI	+1	+0	+2	23.95	0.00
	Vanguard Funds InsP					
	$ 939 bil 800-662-2739					
A+	Instl Indx	+9	+9	+12	427.98	3.18
	Vanguard Funds Inst					
	$ 939 bil 800-662-7447					
A	FTSE Soc	+9	+9	+12	35.42	0.32
E	LT Trs	-8	-6	-3.0	24.04	-0.11
A+	Mega Cap	+10	+10	+13	366.42	3.33
C-	S&P SC600	-2	+2	+7	392.12	1.85
A-	T WldStk	+7	+7	+9	223.29	1.14
E	Tot Bd II	-3	-2	0	9.24	-0.01
	Vanguard Funds InstP					
	$ 939 bil 800-662-2739					
A	Ins T StMk	+9	+9	+11	89.01	0.62
	Vanguard Funds Inv					
	$ 1463 bil 800-662-2739					
A-	Div Eqty	+9	+9	+11	47.71n	0.26
A	Div Gro	+2	+2	+9	37.71n	-0.05
A+	Gl Cap Cyc	+6	+9	+11	13.02n	0.05
C+	Glbl Eqty	+7	+9	+8	35.03n	0.16
C+	Intl Val	+3	+5	+5	41.72n	0.09
C-	LS Cons Gro	+1	+2	+3	20.53n	0.03
B	LS Growth	+5	+5	+7	43.45n	0.16
D	LS Income	+0	+0	+2	15.01n	0.00
C+	LS Mod Gro	+3	+4	+5	31.38n	0.08
D	MA Tax-Ex	-1	-1	+2	10.03n	0.00
D+	Mid-CapGrth	+9	+10	+7	25.32n	0.13
A+	Mkt Neut	+5	+2		13.89n	0.00
A	PrmCp Cre	+8	+8	+11	34.22n	0.20
A	Sel Value	+2	+4	+11	29.56n	-0.32
C	STAR	+3	+4	+6	27.69n	0.07
A-	Str SC Eq	+3	+6	+9	38.64n	0.17
A	Strat Eqty	+6	+7	+10	36.39n	0.01
C-	Tgt Ret Inc	+1	+1	+3	13.07n	0.01
C	Tgt Ret2020	+2	+2	+4	27.30n	0.04
C	Tgt Ret2025	+3	+3	+5	18.85n	0.04
C+	Tgt Ret2030	+3	+4	+6	36.64n	0.10
B-	Tgt Ret2035	+4	+5	+6	23.00n	0.07
B	Tgt Ret2040	+5	+5	+7	41.12n	0.15
B	Tgt Ret2045	+5	+6	+8	28.07n	0.12
B+	Tgt Ret2050	+6	+6	+8	46.98n	0.20
B+	Tgt Ret2055	+6	+6	+8	52.43n	0.23
B+	Tgt Ret2060	+6	+6	+8	48.30n	0.20
C-	TotIntlStk	+4	+5	+5	19.22	0.03
	Victory Funds					
	$ 13.6 bil 800-539-3863					
A+	Dvsd Stock	+10	+10	+11	21.00	0.06
A	**RS Growth**	+14	+13	+10	28.13	0.42
A+	RSLgCpAlpha	+11	+10	+7	59.38	-0.06
B	Sm Co Opp	-1	+4	+8	48.15	0.07
	Victory:Estab Val					
	$ 22.2 bil 800-539-3863					
A	Estab Val	+6	+7	+10	49.03	-0.07
	Victory:Global En Tran					
	$ 22.2 bil 800-539-3863					
A+	GlobalEnTra	+11	+13	+13	31.35	-0.04
	Victory:Integ SMCV					
	$ 22.2 bil 800-235-8396					
A-	Integ SMCV	+5	+7	+10	22.83	0.01
	Victory:Integrity SCV					
	$ 22.2 bil 800-539-3863					
A-	IntegritySC	+2	+4	+8	35.78	0.07
	Victory:RS Global					
	$ 22.2 bil 800-539-3863					
A	RS Global	+8	+8	+11	22.01	0.14
	Victory:RS Partners					
	$ 22.2 bil 800-539-3863					
A	RS Partners	+5	+7	+9	29.77	-0.34
	VictoryII:Mkt Neu I					
	$ 22.2 bil 800-539-3863					
C+	Mkt Neu I	-2	-2		8.49	0.01
	Virtus Equity Trust					
	$ 3.9 bil 800-243-1574					
E	KAR Sm-Cp G	-2	+1	+7	32.48	0.04
	VirtusFunds					
	$ 5.4 bil 800-243-1574					
A+	**Silvant FG**	+16	+14	+14	76.29	1.17
A-	**ZvnbrgnTech**	+16	+15	+13	77.31	1.47
	VirtusFunds Cl I					
	$ 8.2 bil 800-243-1574					
A+	KAR SmCp Cr	+3	+6	+13	53.38	-0.12
C	NwfleetMSST	+1	+1	+1	4.47	0.00
	Voya Fds					
	$ 7.2 bil 800-992-0180					
A-	GlHiDivLwVo	+4	+4	+5	42.69	-0.21
E	Intmdt Bd	-2	-2	0	8.50	-0.01
A	Large-CapGr	+16	+14	+11	53.79	0.71
	Wasatch					
	$ 5.7 bil 800-551-1700					
C	Core Gro	+1	+5	+10	87.20n	0.24
	WCM Focus Funds					
	$ 18.7 bil 888-988-9801					
C-	FocusedItlG	+9	+10	+9	24.85	0.08
	Weitz Funds					
	$ 4.6 bil 888-859-0698					
A-	Value	+5	+6	+10	54.32n	0.12
	Western Asset					
	$ 51.5 bil 877-721-1926					
E	Core Bond	-3	-2	-1.0	10.34	-0.01
E	CorePlusBon	-4	-3	-1.0	9.12	-0.01
D	ManagedMuni	+0	-1	+1	14.88	0.01
E	SMAShSeries	-3	-2	-3.0	6.04n	-0.01
	Williamsburg Invst T					
	$ 1.1 bil 800-281-3217					
A-	SmCp Focus	+5	+5	+12	18.33n	0.04
	Wilmington Funds					
	$ 14.5 bil 800-836-2211					
A	LC Str	+9	+9	+11	29.93	0.21
	Wilshire Funds					
	$ 510 mil 866-591-1568					
A	5000 Index	+8	+8	+11	29.69	0.21

COMPANIES & MARKETS

Swedish kingmakers build a buyout empire

Risk-averse Wallenberg dynasty is behind EQT's expansion from niche player to behemoth managing €230bn in assets

WILL LOUCH — STOCKHOLM

In 1989, one of Europe's great industrial families, the Wallenbergs, sent a young Swedish executive called Conni Jonsson to the US to see how Wall Street worked.

His arrival coincided with the apex of the first leveraged buyout boom, when a small group of corporate raiders made fortunes buying well-known public companies in massive, debt-funded deals.

"The big thing that happened then was RJR Nabisco," Jonsson said in an interview with the Financial Times, referring to the era-defining takeover by US private equity giant KKR immortalised in the book *Barbarians at the Gate*. "That caught my attention."

Jonsson took the idea of launching a European version back to his billionaire employers, the Wallenbergs.

They were sceptical. With a fortune originally made in banking in the mid-19th century, the aggressive, buccaneering approach of the early buyout groups was anathema to their way of doing business: one focused on good corporate governance and an aversion to risk-taking.

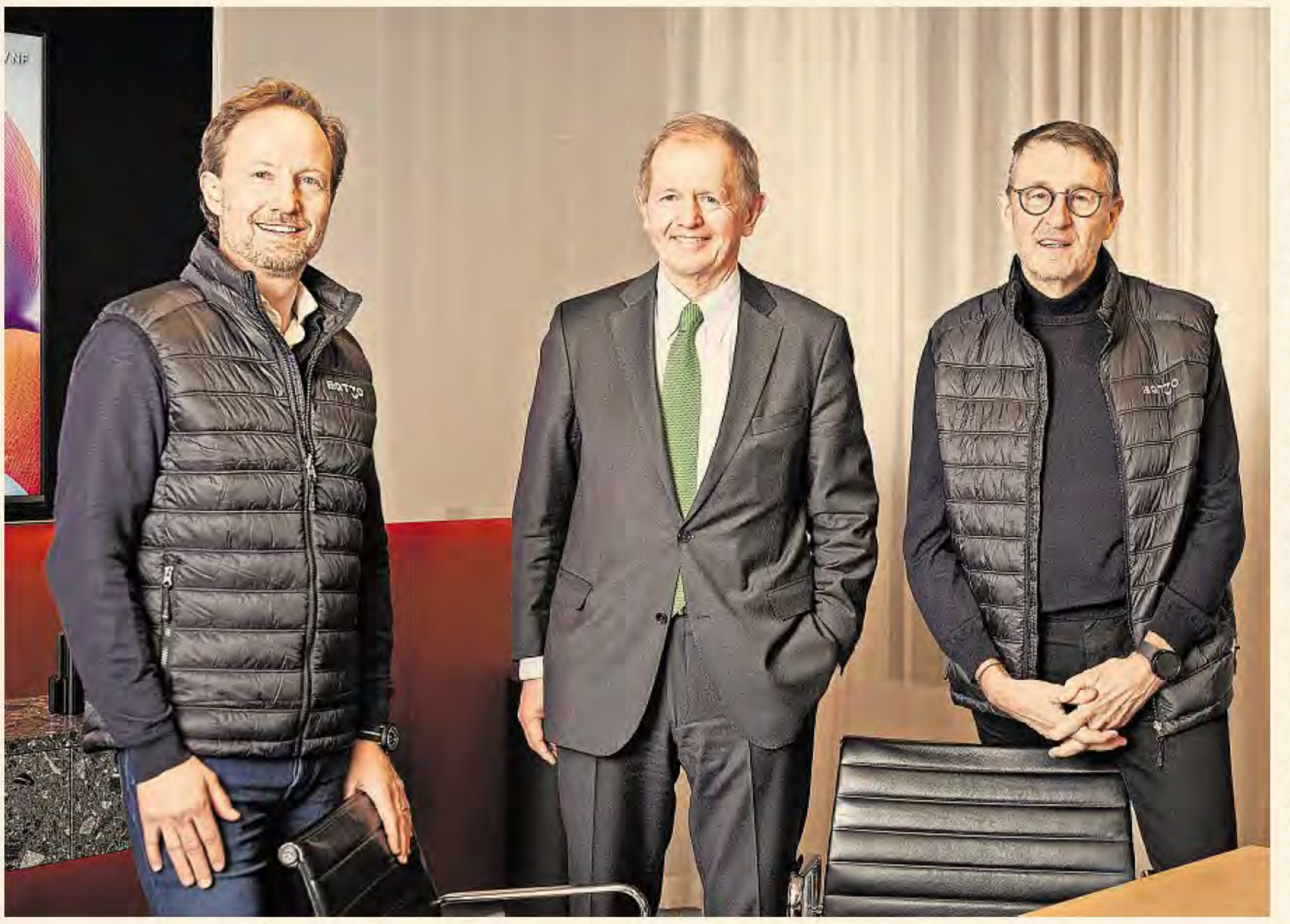
"When we were able to convince Peter Wallenberg to do this, he was a bit nervous," Jonsson said.

Now EQT Partners, the group he co-founded with the Wallenbergs' backing, has minted at least half a dozen billionaires, manages more than €230bn in assets, and in February raised €22bn for its latest flagship private equity fund, one of the largest buyout funds of all time.

"Nobody could have seen exactly how big this would become," said Marcus Wallenberg, who together with other family members is the public face of the Swedish dynasty.

EQT's expansion from a niche player focused on buying small Swedish businesses to an investment empire spanning three continents tracks the growing influence private equity firms have come to exert over the global economy.

The firm's rapid growth since going public also provides a blueprint for European peers including CVC Capital Partners, whose senior executives have looked on with envy at their rival's expansion turbocharged by the capital markets. CVC is expected to go public itself within weeks.



Private equity heavyweights: EQT chief executive Christian Sinding, left, deputy chair Marcus Wallenberg and chair Conni Jonsson

But the industry is facing an existential moment: firms including EQT are sitting on more than $3tn of unsold assets, deals done in a different economic climate.

Calls are growing for private equity to share its spoils with workers, as well as increasing regulatory scrutiny of the $13tn asset class.

The early role the Wallenbergs played at EQT — short for equity — was fundamental. They delivered access to a host of US power players spanning politics and finance thanks to a relationship with US private equity firm AEA, which took a stake in EQT that would be worth around $7.5bn had they held on to it instead of selling it more than a decade ago.

"They allowed us to travel the world with their business card as long as we behaved ourselves," Jonsson said.

The downside was that EQT had to "follow their way of doing business, which in the early days was very different from how private equity did business," Jonsson said. "For a while we thought it was a handicap."

Over time, the Wallenbergs' conservative ownership style, as well as their network of contacts, became a key part of EQT's pitch to companies it wanted to buy. "There wasn't an obsession with leverage like there was in the US," said Mark Florman, chair of Time Partners, which advises investors in EQT.

But despite the links to some of Sweden's most influential industrialists, EQT nonetheless drew flak from politicians and tax authorities.

The prime minister of Sweden accused it of "selling children on the stock market" because of its ownership of a business that ran schools across northern Europe. Meanwhile, a challenge over the tax due on historic deals drove EQT to move its operations back onshore under a single umbrella company based in Sweden.

By the time Jonsson stepped down as managing partner in 2014, the firm had accumulated around €13bn in fee-earning assets under management and expanded into new areas such as infrastructure. But despite EQT's growth, in the post-financial crisis private equity boom era, others were doing better.

"We saw some of our competitors outgrowing us and outmanoeuvring us because they had access to capital," said Christian Sinding, a longtime EQT employee who has served as chief executive for the past five years. "It was the US players."

Starting in 2008, US heavyweights such as Blackstone, KKR and Apollo Global Management had all gone public, giving them balance sheets to seed new strategies and to buy competitors in fast-growing areas including life sciences and insurance.

Stockholm-based EQT raised €22bn for its latest flagship fund this year

The decision to follow suit in 2019 caused tension within EQT. "There were some naysayers", Sinding said. "They were worried about culture and values. Would we let ourselves be steered by the public markets rather than by our convictions?"

The listing in September that year vaulted at least six EQT executives including Sinding and Jonsson into the ranks of private equity billionaires alongside Blackstone's Stephen Schwarzman and KKR's Henry Kravis, the same dealmakers that Jonsson had sought to emulate decades' before.

"This team has been very good in understanding that you have to live with the times," Wallenberg said. At the time, EQT had around €36bn in fee-earning assets under management, a figure that had grown more than three-fold to €130bn by the end of last year.

> 'Nobody could have seen exactly how big this would become'
>
> Marcus Wallenberg

The listing gave EQT currency to buy up other investment businesses, including US real estate firm Exeter Property Group and Barings Private Equity Asia. But it also came only two years before the end of the long private equity bull market, which has left EQT sitting on some large assets bought during the boom.

These include German ecommerce company Zooplus which it took private in a €3.7bn deal at a valuation of 58 times earnings in 2021. EQT also has billions of dollars tied up in vet business IVC Evidensia, a sector that regulators are now investigating.

Cashing out these large bets is proving tricky at a time when the industry is adapting to higher interest rates. Questions remain over what effect growing assets under management will have on performance.

"There is the risk that when your assets under management become too big, you fall into the mature category and the energy and the edginess can go away," Florman said.

The company's share price is down more than a third from its November 2021 peak.

Many of its publicly traded peers, aware of the need to continue increasing assets under management, have built large credit businesses over the past decade or so.

Private credit has been a big beneficiary of higher interest rates and is also easier to scale than investment strategies like private equity, infrastructure or real estate, investors say. In 2020, EQT sold its credit business to rival Bridgepoint.

"If we were to listen to every analyst, we would be having a big credit business and making ourselves look like everybody else," Sinding said. "Every week for the last 18 months, bankers and consultants have been saying credit, credit, credit."

But Sinding is clear what he wants. "We don't want to be everyone else, we want to be EQT," he said.

**NOTICE OF PROPOSED CLASS ACTION SETTLEMENTS,
FAIRNESS HEARING AND CLASS MEMBERS' RIGHTS**

TO: ALL PERSONS WHO, DIRECTLY OR THROUGH AN AGENT, ENTERED INTO STOCK LOAN TRANSACTIONS WITH THE PRIME BROKER DEFENDANTS, DIRECT OR INDIRECT PARENTS, SUBSIDIARIES, OR DIVISIONS OF THE PRIME BROKER DEFENDANTS IN THE UNITED STATES FROM JANUARY 7, 2009 THROUGH AUGUST 22, 2023, INCLUSIVE.

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Plaintiffs allege that Defendants, the dominant intermediary banks in the U.S. stock loan market, conspired to block and boycott new offerings that would have increased competition and improved the efficiency and transparency of the market, in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. The purpose and effect of this alleged conspiracy was to maintain supracompetitive "spreads" between beneficial owners of stock who lend their stock out for a fee and borrowers of stock, who generally sell the borrowed shares as part of a short transaction. As a result, Plaintiffs allege Class Members were damaged by receiving lower fees for lending shares of stock and/or paying higher fees for borrowing stock than they would have if Defendants had not conspired to block efficient new developments in the market. The lawsuit also alleges that Defendants were unjustly enriched under common law. All Defendants deny they did anything wrong.

The Court has preliminarily approved the Settlements with the Settling Defendants who have agreed to pay a total of **$580,008,750**. Class Members who or which do not opt out of the Settlements will release their claims against all Settling Defendants in the Action.

Your Options

If you are a Settlement Class Member of either or both Settlement Classes and do not exclude yourself, you are eligible to file a Claim Form to receive your share of money. Claim Forms must be submitted online at the Settlement Website on or before 11:59 p.m. Eastern time on **July 8, 2024** **OR** postmarked by **July 8, 2024** and mailed to: Stock Loan Transactions Settlement, c/o Epiq, P.O. Box 3546, Portland, OR 97208-3546. If you do not file a Claim Form, you will not receive any payments under the Settlements.

If you are a Settlement Class Member and do not want to remain in either or both Settlement Classes, and do not want a payment from the Settlements, then you must take steps to exclude yourself from the Settlements. If you wish to exclude yourself from either or both of the Settlement Classes, you must submit by U.S. first class mail or deliver a written request to the Settlement Administrator so that it is received by **June 7, 2024**. If you exclude yourself from a Settlement, you will not be bound by that Settlement, if approved, or that Settlement's release, and you will not be eligible for any payment from that Settlement.

If you are a Class Member and you do not exclude yourself, you can tell the Court what you think about the Settlements. You can object to all or any part of the Settlements, Plans of Allocation, and/or application for attorneys' fees, reimbursement of litigation expenses and costs, or plaintiff service awards. If you wish to object to either or both of the Settlements, you must file a written objection with the Court and serve copies on Plaintiffs' Counsel and Settling Defendants' counsel so that the written objection is received by **June 7, 2024**. You must be and remain within a Settlement Class in order to object to that Settlement.

The Court will hold the Fairness Hearing on **September 4, 2024**. At the Fairness Hearing, the Court will consider whether the Settlements are fair, reasonable, and adequate. The Court will also consider whether to approve the Plans of Allocation and requests for attorneys' fees, litigation expenses and costs, and plaintiff service awards. If there are any objections, the Court will consider them at this time. Plaintiffs' Counsel will answer any questions the Court may have. You are, however, welcome to participate at the Fairness Hearing. If you send an objection, you do not have to participate at the Fairness Hearing to talk about it. As long as you file and serve your written objection on time, the Court will consider it. You may also hire your own lawyer to participate, but you are not required to do so.

This Notice summarizes the Settlement Agreements. More details are in the Settlement Agreements and Plans of Allocation, which are available for your review at the Settlement Website, www.StockLoanSettlements.com. The Settlement Website also has answers to common questions about the Settlements, Claim Form, and other information to help you determine whether you are a Class Member and whether you are eligible for a payment. You may also call toll-free 1-877-606-2315.

Media

MFE locked in ProSieben boardroom battle

IVAN LEVINGSTON — LONDON

The television empire founded by Silvio Berlusconi has stressed the need for consolidation in European media to compete against US giants, as it wages a boardroom battle at the German broadcaster ProSiebenSat.1.

MediaForEurope, which is majority owned by the family of the late Italian prime minister, is the largest shareholder in ProSieben with a near 30 per cent stake. It also owns channels in Italy and Spain. The Berlusconi family's group is pushing for changes at the German broadcaster, including new board members, ahead of an annual general meeting at the end of this month.

"We see the media industry in Europe suffering from the competition coming from the US," said Marco Giordani, the chief financial officer of MFE. "Frankly, it's a matter of scale." The idea of a pan-European broadcast group is a long-standing ambition of MFE's chief executive Pier Silvio Berlusconi, the son of Italy's former prime minister. Giordani said MFE had become "more and more convinced about [the need for] European consolidation".

MFE first invested in ProSieben in 2019, building a stake that it has since expanded even as the shares have sunk about two-thirds since. The rationale for MFE's acquisition of the ProSieben stake was because "if you don't have Germany, at the end of the day you can't be considered European", Giordani said.

However, in rare public comments by an MFE executive, Giordani insisted MFE's campaign was not part of a takeover drive, noting that if it had such designs it could have made a move a few months ago when ProSieben shares traded even lower.

"We believe that the company needs to find a new way before thinking about [a potential acquisition]," he said. The Bavaria-based broadcaster ProSieben has lost about 85 per cent of its share price since its 2015 peak as it has struggled with falling advertising revenues amid the growth of streaming and encroachment from US rivals. It trades at close to a €2bn market valuation.

MFE's Pier Silvio Berlusconi wants a pan-European broadcast group

MFE is proposing that ProSieben appoint new directors — veteran banker Leopoldo Attolico and former EY partner Simone Scettri — and explore spinning off some assets outside its core business. While ProSieben has begun engaging with investment banks to sell two of its larger assets outside its main TV business, the company is forcefully pushing back against what it calls MFE's "hostile actions".

The broadcaster says MFE's plan would destroy the value in the company, with one person close to ProSieben arguing the only rationale for pursuing the initiatives would be to tee up a potential takeover. "Either they have no plan or they want to get it on the cheap," said a person close to ProSieben.

Groups have come out in opposition to MFE, including proxy advisers ISS and Glass Lewis, which recommended investors vote for the company's nominees. "[MFE] want to buy it and they will want to buy on the best possible terms," said François Godard, an analyst at Enders covering European broadcasters. "Their approach now is just showing this; it's brinkmanship."

CLOSED-END FUNDS

Friday, April 12, 2024

CLASS ACTION

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NOTICE OF SALE

FORM OF PUBLIC NOTICE

Cash Prices | wsj.com/market-data/commodities

Friday, April 12, 2024

These prices reflect buying and selling of a variety of actual or "physical" commodities in the marketplace—separate from the futures price on an exchange, which reflects what the commodity might be worth in future months.

Source: Dow Jones Market Data

Attachment 6

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U.S. markets close in 6 hours 28 minutes

S&P 500	Dow 30	Nasdaq	Russell 2000	Crude Oil	Gold
5,163.62	38,374.71	16,258.28	2,003.17	85.05	2,370.60
+40.21 (+0.78%)	+391.47 (+1.03%)	+83.19 (+0.51%)	-39.43 (-1.93%)	-0.61 (-0.71%)	-3.50 (-0.15%)

Economic News and Analysis

The latest news and analysis about the health of the US economy.

Economic News

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S&P 500	Dow 30	Nasdaq	Russell 2000	Crude Oil	Gold
5,163.61	38,375.99	16,252.91	2,003.17	85.03	2,369.80
+40.20 (+0.78%)	+392.75 (+1.03%)	+77.82 (+0.48%)	-39.43 (-1.93%)	-0.63 (-0.7355%)	-4.30 (-0.1811%)

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Fortune

U.S. markets close in 6 hours 29 minutes

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+39.07 (+0.76%)	+388.60 (+1.02%)	+82.42 (+0.51%)	-39.43 (-1.93%)	-0.64 (-0.75%)	-4.00 (-0.17%)

All Events | Earnings | Stock Splits | IPOs | Economic Events

Events Calendar for: Apr 14, 2024 - Apr 20, 2024

14 Apr Sun	15 Apr Mon	16 Apr Tues	17 Apr Wed	18 Apr Thu	19 Apr Fri	20 Apr Sat
1 Earnings	396 Earnings	96 Earnings	92 Earnings	131 Earnings	62 Earnings	
27 Economic Ev...	17 Stock Splits	13 Stock Splits	10 Stock Splits	17 Stock Splits	9 Stock Splits	
	48 Economic E...	1 IPO Pricings	71 Economic Ev...	33 Economic E...	1 IPO Pricings	
		47 Economic E...			33 Economic E...	

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Newsfile • 9 minutes ago

Eldad Tamir's FINQ Launches Blog Section to Help Gen Zers Make Better Sense of Investing

New York, New York--(Newsfile Corp. - April 15, 2024) - FINQ, the AI-powered investment platform founded by CEO Eldad Tamir, announces today the launch of its new blog section...

GlobeNewswire • 9 minutes ago

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Retail sales topped Wall Street estimates in March

Yahoo Finance

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Profits surge at Goldman Sachs on Wall Street revival

David Hollerith · **Senior Reporter**
Mon, Apr 15, 2024, 7:29 AM EDT • 3 min read

In This Article:

+4.64% BAC +1.48% JPM +1.09% C +1.06% MS -0.75%

Profits at Goldman Sachs (GS) rose 28% in the first quarter as investment banking revenues surged, giving CEO David Solomon some needed momentum at the start of 2024.

Net income was $4.1 billion, beating analyst expectations. Its revenues of $14.2 billion also surged from a year ago thanks in part to a 32% rise in investment banking fees. Asset and wealth management revenues jumped, as did trading.

Quote Lookup

U.S. markets close in 6h 30m

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MARKETS

US Europe Asia Rates Co

S&P Futures
5,210.00
+42.50 (+0.82%)

Dow Futures
38,562.00
+324.00 (+0.85

Nasdaq Futures
18,342.75
+163.50 (+0.90%)

Russell 2000
2,026.50
+6.70 (+0.33%)

Crude Oil
85.09
-0.57 (-0.67%)

Gold
2,370.30
-3.80 (-0.16%)

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SCHW The Charles Schwa... 70. +0.44 (+0.63

CRM Salesforce, Inc. 282. -12.14 (-4.12

MPW Medical Propert... 4.820 +0.8300 (+20.80

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Profits surge at Goldman Sachs on Wall Street revival

David Hollerith · Senior Reporter
Mon, Apr 15, 2024, 7:29 AM EDT · 3 min read

In This Article:

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US Europe Asia Rates Co

S&P Futures 5,210.00 +42.50 (+0.82%)	Dow Futures 38,562.00 +324.00 (+0.85
Nasdaq Futures 18,342.75 +163.50 (+0.90%)	Russell 2000 2,026.50 +6.70 (+0.33%)
Crude Oil 85.09 -0.57 (-0.67%)	Gold 2,370.30 -3.80 (-0.16%)

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TRENDING TICKERS

GS The Goldman Sach...	410. +21.46 (+5.5
TSLA Tesla, Inc.	170. -0.79 (-0.46
SCHW The Charles Schwab ...	71. +1.17 (+1.67
CRM	284.

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S&P 500	5123.41	0.00	(0.00%)	NYSE VOL (MIL)	0	0	(0.0%)
DJIA	37983.24	0.00	(0.00%)	NASDAQ VOL (MIL)	314	4	(1.5%)
NASDAQ	16,257.52	82.42	(0.5%)				

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STOCK MARKET TODAY

Dow Jones Rises As Iran-Israel Fears Ebb; Retail Sales Jump, Tesla Slashes Jobs

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ED CARSON | 09:33 AM ET 04/15/2024

The Dow Jones rose solidly early Monday, along with the S&P 500 and Nasdaq, as fears ebbed after Iran's Saturday attack on Israel. Tesla (TSLA) fell on the stock market today as it announced big layoffs.

Among Dow Jones giants, **Goldman Sachs** (GS) rose on strong earnings before the open. **Apple** (AAPL) edged lower on tumbling iPhone sales. **Salesforce.com** (CRM) fell on the latest takeover chatter. And outside the Dow, **Charles Schwab** (SCHW) reported earnings.

Meanwhile, March retail sales rose 0.7% overall — and 1% excluding autos and gas — both well above forecasts. February's overall gain was revised up to 0.9%. The New York Fed's April Empire State Manufacturing Index rose to -14.3 from March's -20.9, but that was well off the break-even point and below views for -5.1.

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NASDAQ	16,257.52	DJIA	37,983.24	S&P 500	5,123.41	NASDAQ Vol	315 Mil	NYSE Vol	0
+0.51%	+82.42	+0.00%	+0.00	+0.00%	+0.00	-1.54%	-5 Mil	+0.00%	+0.00

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Stock Market Today

Futures Rise As Mideast Fears Ease, Retail Sales Jump; Tesla Slashes Jobs

9:29 AM ET

Goldman Sachs popped on earnings. Treasury yields leapt to 2024 highs.

GS ▲ 5.75% | SCHW ▲ 2.06%

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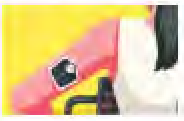

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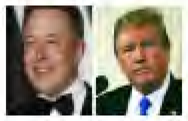

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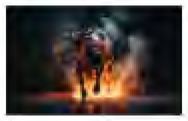

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Certain Biotech Investors Get an Early Look at Results. Is That Fair?

Private investments in public equities, or PIPEs, are all the rage in biotech, but some investors resent the sharing of nonpublic information

By David Wainer Follow

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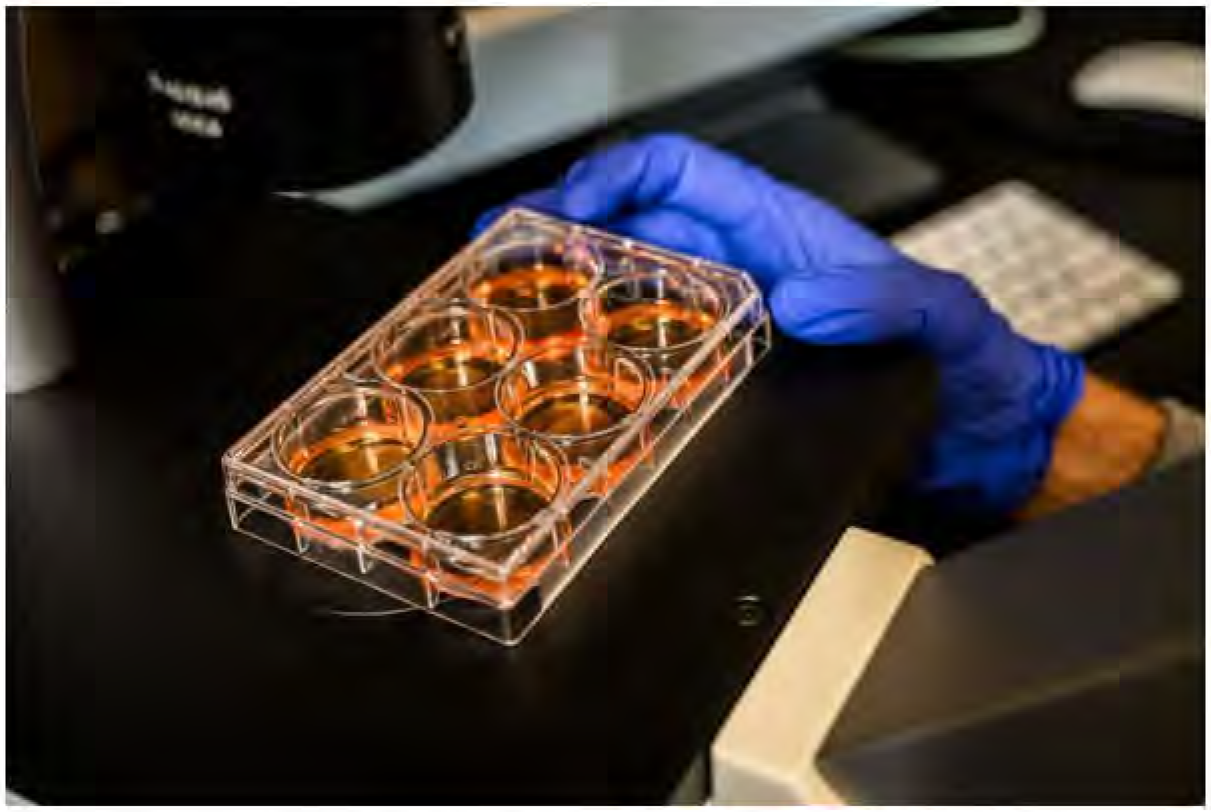

For biotech companies, PIPEs are a cost-effective way to raise money and attract experienced investors while avoiding the choppier public markets. PHOTO: WINNI WINTERMEYER FOR THE WALL STREET JOURNAL

There's a hot new trend for healthcare investors, but it's generating quite a bit of controversy.

Publicly traded biotech companies are increasingly turning to PIPEs, or private investments in public equities, to help them

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Certain Biotech Investors Get an Early Look at Results. Is That Fair?

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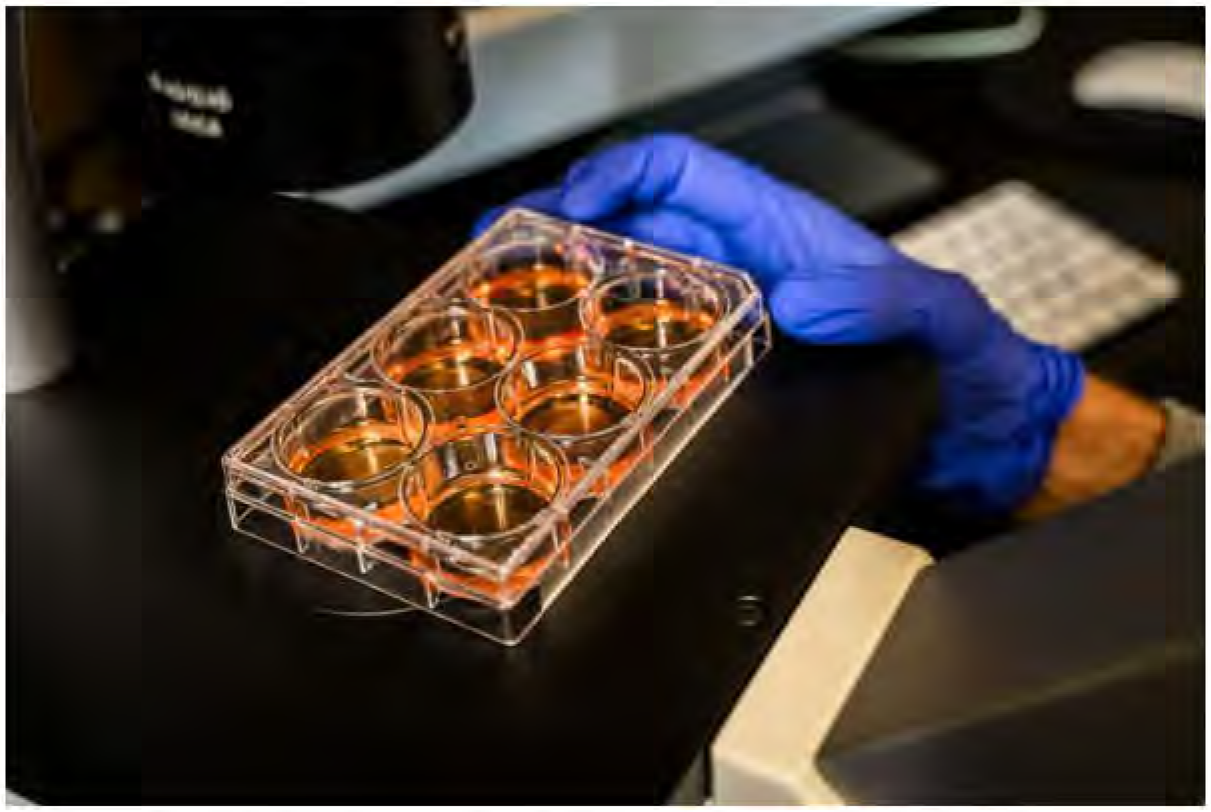

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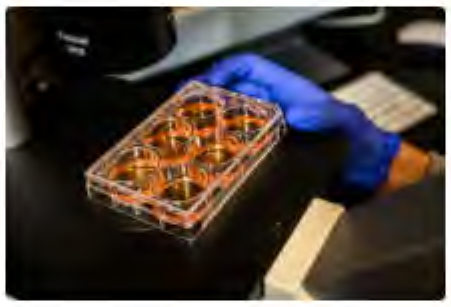

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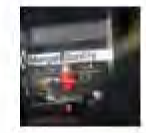

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By AnnaMaria Andriotis and Charley Grant

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Symbol	Level	Change	% Change
↑ DJIA	38364.64	381.40	1.00%
↑ S&P 500	5167.80	44.39	0.87%
↑ Nasdaq	16268.20	93.11	0.58%
↓ Russell 2000	2003.17	-39.43	-1.93%
↑ DJ Total Mkt	51379.52	439.60	0.86%

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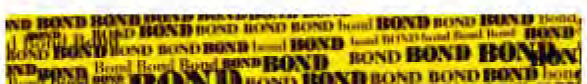

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Magnificent Seven Q1 Earnings: What to Expect

CONTRIBUTOR
Richard Saintvilus

PUBLISHED
APR 15, 2024 7:50AM EDT

CREDIT: SHUTTERSTOCK

Amid the recent market selloff, technology stocks have been under pressure, sending the tech-heavy Nasdaq Composite Index 1.62% lower Friday to end at 16,175.09. With sharply

EARNINGS

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CONTRIBUTOR
Richard Saintvilus

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Today's Market

Why are stocks up (or down) and what does the latest Nvidia news mean? Today's Market will answer those questions and keep you informed about big stock market movers. We'll also tell you about the latest Fed moves, what stocks Warren Buffett is buying, and which stocks look primed for a short squeeze. Today's Market is the perfect pairing of InvestorPlace's expert financial advice and critical stock and crypto news.

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Stocks Set to Open Higher as Iran-Israel Tensions Ease, Earnings and Fed Speak in Focus

Oleksandr Pylypenko - Barchart - Mon Apr 15, 4:31AM CDT

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June S&P 500 E-Mini futures (ESM24) are up +0.44%, and June Nasdaq 100 E-Mini futures (NQM24) are up +0.52% this morning as market participants wagered that tensions in the Middle East won't escalate following Iran's unprecedented attack on Israel over the weekend, with the focus shifting to Wall Street's earnings season, key economic data releases, and a parade of Fed speakers.

Iran launched a wave of more than 300 drones and cruise and ballistic missiles toward Israel late on Saturday in apparent retaliation for a strike in Syria that resulted in the deaths of top Iranian military officers. A military spokesman, Rear Adm. Daniel Hagari, said that Israel and its allies intercepted most of the attack drones and missiles launched by Iran, calling the outcome "a very significant strategic success." Meantime, speculation about the conflict remaining contained arose after Iran stated, "the matter can be deemed concluded," and President Joe Biden reportedly told Israeli Prime Minister Benjamin Netanyahu that the U.S. would not back an Israeli counterattack.

In Friday's trading session, Wall Street's major averages closed lower, with the benchmark S&P 500 dropping to a 4-week low and the blue-chip Dow falling to a 2-1/2 month low. Arista Networks (ANET) plunged over -8% and was the top percentage loser on the S&P 500 after Rosenblatt Securities double-downgraded the stock to Sell from Buy with a price target of $210. Also, chip stocks retreated after the Wall Street Journal reported that Chinese officials directed the country's biggest telecom carriers earlier this year to replace foreign chips in their core networks by 2027, with Intel (INTC) slumping more than -5% and Advanced Micro Devices (AMD) falling over -4%. In addition, JPMorgan Chase (JPM) dropped more than -6% and was the top percentage loser on the Dow after the U.S.'s largest bank by assets reported weaker-than-expected Q1 net interest income and provided below-consensus annual net interest income guidance.

Related Symbols

Symbol	Last	Chg	%Chg
ESM24	5,206.25	+38.75	+0.75%
S&P 500 E-Mini			
NQM24	18,282.25	+103.00	+0.57%
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Arista Networks Inc			
INTC	36.47	+0.78	+2.19%
Intel Corp			
AMD	162.41	-0.87	-0.53%
Adv Micro Devices			
JPM	185.75	+2.96	+1.62%
JP Morgan Chase & Company			
GS	409.96	+20.47	+5.26%
Goldman Sachs Group			
BAC	36.59	+0.80	+2.24%
Bank of America Corp			
MS	87.97	+1.78	+2.07%
Morgan Stanley			
NFLX	625.24	+2.41	+0.39%
Netflix Inc			
UNH	445.00	+5.80	+1.32%
Unitedhealth Group Inc			
JNJ	149.19	+1.67	+1.13%
Johnson & Johnson			
UAL	42.37	+0.57	+1.36%
United Airlines Holdings Inc			
ABT	110.39	+1.28	+1.17%
Abbott Laboratories			
CSX	35.59	+0.25	+0.71%
CSX Corp			
KMI	18.29	+0.16	+0.88%
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BX	124.75	+1.28	+1.04%
Blackstone Inc			
ISRG	387.20	+2.40	+0.62%
Intuitive Surg Inc			
PG	156.49	+1.16	+0.75%
Procter & Gamble Company			
AXP	221.63	+3.43	+1.57%
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Economic data on Friday showed that the University of Michigan's U.S. consumer sentiment index edged down to 77.9 in April, weaker than expectations of 79.0. Also, the University of Michigan's April year-ahead inflation expectations unexpectedly rose to 3.1%, higher than expectations of no change at 2.9%, while 5-year implied inflation expectations ticked

Related Symbols

Symbol	Last	Chg	%Chg
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S&P 500 E-Mini			
NQM24	18,282.25	+103.00	+0.57%
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CSX	35.59	+0.25	+0.71%
CSX Corp			
KMI	18.29	+0.16	+0.88%
Kinder Morgan			
BX	124.75	+1.28	+1.04%
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Attachment 7

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Apr 15, 2024, 08:00 ET

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NOTICE OF PROPOSED CLASS ACTION SETTLEMENTS, FAIRNESS HEARING AND CLASS MEMBERS' RIGHTS

TO: ALL PERSONS WHO, DIRECTLY OR THROUGH AN AGENT, ENTERED INTO STOCK LOAN TRANSACTIONS WITH THE PRIME BROKER DEFENDANTS, DIRECT OR INDIRECT PARENTS, SUBSIDIARIES, OR DIVISIONS OF THE PRIME BROKER DEFENDANTS IN THE UNITED STATES FROM JANUARY 7, 2009 THROUGH AUGUST 22, 2023, INCLUSIVE.

The purpose of this Notice is to inform you of two separate proposed settlements in this Action (combined, the "Settlements"). The first settlement agreement is with the "Credit Suisse Settling Defendants," which are: Credit Suisse Group AG, Credit Suisse AG; Credit

Suisse Securities (USA) LLC; Credit Suisse First Boston Next Fund, Inc.; and Credit Suisse Prime Securities Services (USA) LLC. The "Settlement Class Period" for the Credit Suisse Settlement Agreement is January 7, 2009 through January 20, 2022, inclusive.

The second settlement is with the "Newly Settling Defendants", which are: Goldman Sachs & Co. LLC; Goldman Sachs Execution & Clearing, L.P.; J.P. Morgan Securities LLC; J.P. Morgan Prime, Inc.; J.P. Morgan Strategic Securities Lending Corp.; JPMorgan Chase Bank, N.A.; Morgan Stanley; Morgan Stanley Capital Management, LLC; Morgan Stanley & Co. LLC; Morgan Stanley Distribution, Inc.; Prime Dealer Services Corp.; Strategic Investments I, Inc.; UBS AG; UBS Americas Inc.; UBS Securities LLC; UBS Financial Services Inc.; EquiLend LLC; EquiLend Europe Limited; and EquiLend Holdings LLC. The "Settlement Class Period" for the New Settlement Agreement is January 7, 2009 through August 22, 2023, inclusive.

Plaintiffs allege that Defendants, the dominant intermediary banks in the U.S. stock loan market, conspired to block and boycott new offerings that would have increased competition and improved the efficiency and transparency of the market, in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. The purpose and effect of this alleged conspiracy was to maintain supracompetitive "spreads" between beneficial owners of stock who lend their stock out for a fee and borrowers of stock, who generally sell the borrowed shares as part of a short transaction. As a result, Plaintiffs allege Class Members were damaged by receiving lower fees for lending shares of stock and/or paying higher fees for borrowing stock than they would have if Defendants had not conspired to block efficient new developments in the market. The lawsuit also alleges that Defendants were unjustly enriched under common law. All Defendants deny they did anything wrong.

The Court has preliminarily approved the Settlements with the Settling Defendants who have agreed to pay a total of **$580,008,750**. Class Members who or which do not opt out of the Settlements will release their claims against all Settling Defendants in the Action.

Your Options

If you are a Settlement Class Member of either or both Settlement Classes and do not exclude yourself, you are eligible to file a Claim Form to receive your share of money. Claim Forms must be submitted online at the Settlement Website on or before 11:59 p.m. Eastern time on **July 8, 2024** OR postmarked by **July 8, 2024** and mailed to: Stock Loan Transactions Settlement, c/o Epiq, P.O. Box 3546, Portland, OR 97208-3546. If you do not file a Claim Form, you will not receive any payments under the Settlements.

If you are a Settlement Class Member and do not want to remain in either or both Settlement Classes, and do not want a payment from the Settlements, then you must take steps to exclude yourself from the Settlements. If you wish to exclude yourself from either or both of the Settlement Classes, you must submit by U.S. first class mail or deliver a written request to the Settlement Administrator so that it is received by **June 7, 2024**. If you exclude yourself from a Settlement, you will not be bound by that Settlement, if approved, or that Settlement's release, and you will not be eligible for any payment from that Settlement.

If you are a Class Member and you do not exclude yourself, you can tell the Court what you think about the Settlements. You can object to all or any part of the Settlements, Plans of Allocation, and/or application for attorneys' fees, reimbursement of litigation expenses and costs, or plaintiff service awards. If you wish to object to either or both of the Settlements, you must file a written objection with the Court and serve copies on Plaintiffs' Counsel and Settling Defendants' counsel so that the written objection is received by **June 7, 2024.** You must be and remain within a Settlement Class in order to object to that Settlement.

The Court will hold the Fairness Hearing on **September 4, 2024**. At the Fairness Hearing, the Court will consider whether the Settlements are fair, reasonable, and adequate. The Court will also consider whether to approve the Plans of Allocation and requests for attorneys' fees, litigation expenses and costs, and plaintiff service awards. If there are any objections, the Court will consider them at this time. Plaintiffs' Counsel will answer any questions the Court may have. You are, however, welcome to participate at the Fairness Hearing. If you send an objection, you do not have to participate at the Fairness Hearing to talk about it. As long as you file and serve your written objection on time, the Court will consider it. You may also hire your own lawyer to participate, but you are not required to do so.

This Notice summarizes the Settlement Agreements. More details are in the Settlement Agreements and Plans of Allocation, which are available for your review at the Settlement Website, **www.StockLoanSettlements.com**. The Settlement Website also has answers to common questions about the Settlements, Claim Form, and other information to help you determine whether you are a Class Member and whether you are eligible for a payment. You may also call toll-free 1-877-606-2315.

URL: **www.StockLoanSettlements.com**

SOURCE United States District Court for the Southern District of New York