

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

IN RE: SAKS INC. SHAREHOLDER LITIGATION

Index No. 652724/2013

Motion Seq. No. 011

Hon. Andrew Borrok, J.S.C.

Oral Argument Requested

**NOTICE OF PLAINTIFFS' MOTION
FOR FINAL APPROVAL OF THE PROPOSED SETTLEMENT,
CERTIFICATION OF THE CLASS, AN AWARD OF ATTORNEYS' FEES
AND EXPENSES, AND SERVICE AWARDS TO NAMED PLAINTIFFS**

PLEASE TAKE NOTICE, that upon the accompanying (i) Affirmation of Daniel Tepper, Esq. and Benjamin Y. Kaufman, Esq. in Support of Final Approval of the Proposed Settlement, Certification of the Class, an Award of Attorneys' Fees and Expenses, and Service Awards to Named Plaintiffs, and the exhibits thereto; (ii) Mailing Affidavit of Luiggy Segura Regarding: (A) Mailing of the Notice and Claim Form; (B) Publication of the Summary Notice; and (C) Report on Requests for Exclusion Received to Date, and the exhibits thereto; (iii) the Memorandum of Law in Support of Final Approval of the Proposed Settlement, Certification of the Class, an Award of Attorneys' Fees and Expenses, and Service Awards to Named Plaintiffs; and (iv) all prior and other papers and proceedings herein, plaintiffs Samuel T. Cohen, Thomas H. Jennings, Robert Oliver, Joshua Teitelbaum, Jack and Wanda Oliver, and Sharon Golding, will move the Court by their undersigned attorneys at the Courthouse located at 60 Centre Street, at the Submissions Part, Room 130, New York, New York 10007 on the 26th day of April 2021 at 9:30 AM, or as soon thereafter as counsel may be heard, for an Order pursuant to CPLR 901, 904, 905, 908 and 909: (i) granting final approval to the Settlement; (ii) certifying the Class for settlement purposes; (iii) approving the requested attorneys' fees in the amount of \$7 million and reimbursement of expenses in the amount of \$176,535.51; (iv) granting service awards of \$5,000

to each named Plaintiff; and (v) granting such other and further relief as the Court deems just and proper.


PLEASE TAKE FURTHER NOTICE, that pursuant to CPLR 2214(b) and the Court's Decision and Order Preliminarily Approving Settlement, Providing for Notice of Settlement, and Scheduling Settlement Hearing dated December 10, 2020 ([NYSEF 247](#), the "**Preliminary Approval Order**") any answering papers or objections to the relief requested herein must be filed on or before April 5, 2021.

PLEASE TAKE FURTHER NOTICE, that pursuant to the above-referenced Preliminary Approval Order, the Settlement Hearing for this matter will be held on April 26, 2021 at 10:00 AM via Microsoft Teams. Please visit www.sakssecuritiessettlement.com for a link to attend the Settlement Hearing.

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Dated: New York, New York
March 26, 2021

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