

1 **WESTERMAN LAW CORP.**
2 Jeff S. Westerman (SBN 94559)
3 1875 Century Park East, 22nd Floor
4 Los Angeles, California 90067
5 Telephone: (310) 698-7450
6 Fax: (310) 201-9160
7 jwesterman@jswlegal.com

8 **GRANT & EISENHOFER P.A.**
9 James J. Sabella (admitted pro hac vice)
10 John C. Kairis (admitted pro hac vice)
11 485 Lexington Avenue
12 New York, New York 10017
13 Telephone: (646) 722-8500
14 Fax: (646) 722-8501
15 jsabella@gelaw.com
16 jkairis@gelaw.com

17 *Attorneys for Lead Plaintiffs*
18 *Oklahoma Firefighters Pension & Retirement Fund*
19 *and Oklahoma Law Enforcement Retirement System*

20 UNITED STATES DISTRICT COURT
21 CENTRAL DISTRICT OF CALIFORNIA

22 OKLAHOMA FIREFIGHTERS)
23 PENSION & RETIREMENT)
24 SYSTEM and OKLAHOMA LAW)
25 ENFORCEMENT RETIREMENT)
26 SYSTEM, Individually and on)
27 Behalf of All Others Similarly)
28 Situated,)

Plaintiffs,)

v.)

IXIA, VICTOR ALSTON, ATUL)
BHATNAGAR, THOMAS B.)
MILLER, and ERROL GINSBERG,)
Defendants.)

Case No. CV13-08440-DMG
**LEAD PLAINTIFFS' NOTICE
OF MOTION AND MOTION
FOR APPROVAL TO
DISTRIBUTE NET
SETTLEMENT FUND, AND
MEMORANDUM OF POINTS
AND AUTHORITIES IN
SUPPORT**

Date: Feb. 10, 2017
Time: 9:30 a.m.
Courtroom: 8C
Judge: Hon. Dolly M. Gee

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

NOTICE OF MOTION AND MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, on February 10, 2017 at 9:30 a.m., in Courtroom 8C of the United States District Court for the Central District of California, U.S. Courthouse, 350 West 1st Street, Los Angeles, CA, 90012, the Honorable Dolly M. Gee presiding, Lead Plaintiffs Oklahoma Firefighters Pension & Retirement System and Oklahoma Law Enforcement Retirement System (“Lead Plaintiffs”), on behalf of the Class¹ and through lead counsel for the Class, Grant & Eisenhofer P.A. (“Lead Counsel”), hereby move the Court for entry of the accompanying proposed Order, whereby the Court would, *inter alia*:

1. Accept the administrative determinations by Angeion Group (the “Claims Administrator”) concerning the acceptance and rejection of claims submitted by putative Class members in response to the notice of the settlement of this securities class action, including rejection of certain claims listed in Exhibit C to the Declaration of Brian Manigault in Support of Plaintiffs’ Motion To Approve Distribution of Net Settlement Fund (the “Manigault Declaration”);
2. Authorize the Claims Administrator to deem timely certain claims filed after the claims submission deadline, as listed in Exhibit C to the Manigault Declaration, and to deem the claimants who submitted these claims as Authorized Claimants;
3. bar any claims submitted after the claims submission deadline, other than those listed on Exhibit C to the Manigault Declaration, from receiving any distributions from the Net Settlement Fund;

¹ Unless otherwise defined herein, all capitalized terms shall have the meanings ascribed to them in the Notice Of Proposed Securities Class Action Settlement, Application For Attorneys’ Fees And Expenses, And Settlement Fairness Hearing.

- 1 4. accept the Claims Administrator's calculations of each Authorized
- 2 Claimant's "Recognized Claim" in accordance with the Plan of Allocation
- 3 and which plan was approved by the Court on July 29, 2016;
- 4 5. authorize distribution of the Net Settlement Fund to Authorized Claimants
- 5 on a *pro rata* basis based on the Authorized Claimants' Recognized
- 6 Claims; and
- 7 6. permit the destruction of Proof of Claim forms and related documents after
- 8 a reasonable period of time.

9 This motion is based upon this Notice of Motion and Motion, the Memorandum of
10 Points and Authorities set forth below, the Manigault Declaration and the exhibits
11 thereto, and a proposed Order, the pleadings and records on file in this action, and
12 other such matters and argument as the Court may consider at a hearing of this
13 motion. This motion is made following the conference of counsel pursuant to L.R.
14 7-3, which took place on December 28, 2016. The Stipulation and Agreement of
15 Settlement provides: "The Defendants shall not be permitted to review, contest or
16 object to any Claim Form or any decision of the Settlement Administrator or Lead
17 Counsel with respect to accepting or rejecting any Claim Form or Claim for
18 payment by a Class Member" (¶ 22).

19
20
21
22
23
24
25
26
27
28

1 Dated: January 6, 2017
2
3
4
5
6
7
8
9

Respectfully submitted,

GRANT & EISENHOFER P.A.

By /s/ James J. Sabella
485 Lexington Avenue
New York, NY 10017
646-722-8500

*Attorneys for Lead Plaintiffs
Oklahoma Firefighters Pension &
Retirement Fund and Oklahoma Law
Enforcement Retirement System and
Lead Counsel for the Class*

WESTERMAN LAW CORP.

By /s/ Jeff S. Westerman
1875 Century Park East, 22nd Floor
Los Angeles, California 90067
310 698-7450

*Attorneys for Lead Plaintiffs
Oklahoma Firefighters Pension &
Retirement Fund and Oklahoma Law
Enforcement Retirement System*

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TABLE OF CONTENTS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Page

TABLE OF AUTHORITIESii

PRELIMINARY STATEMENT 1

STATEMENT OF FACTS 2

 A. THE SETTLEMENT 2

 B. DISTRIBUTION, REVIEW AND ANALYSIS OF CLAIM FORMS 4

ARGUMENT 6

 I. THE COURT SHOULD AUTHORIZE INCLUSION OF CLASS
MEMBERS WHO SUBMITTED LATE CLAIMS IN THE
SETTLEMENT DISTRIBUTION 6

 II. THE COURT SHOULD APPROVE THE CLAIMS
ADMINISTRATOR’S ADMINISTRATIVE DETERMINATIONS
AND AUTHORIZE DISTRIBUTION OF THE NET SETTLEMENT
FUND 8

 III. THE COURT SHOULD AUTHORIZE THE EVENTUAL
DESTRUCTION OF CLAIM FORMS AND RELATED
DOCUMENTS 9

CONCLUSION..... 9

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TABLE OF AUTHORITIES

Page(s)

CASES

In re American Tower Corp. Sec. Litig.,
648 F. Supp. 2d 223 (D. Mass. 2009).....7

In re Gypsum Antitrust Cases,
565 F.2d 1123 (9th Cir. 1977).....7

Lemus v. H & R Block Enterprises, LLC,
C 09-03179 SI, 2013 WL 3831866 (N. D. Cal. July 23, 2013),
aff'd sub nom. Lemus v. Madar, 594 Fed. Appx. 419 (9th Cir. 2015).....6

In re Orthopedic Bone Screw Prods. Liab. Litig.,
246 F.3d 315 (3d Cir. 2001)6, 7

Zients v. LaMorte,
459 F.2d 628 (2d Cir. 1972)7

STATUTES AND RULES

Fed. R. Civ. P. 23.....6

OTHER AUTHORITIES

FED. JUDICIAL CTR., MANUAL FOR COMPLEX LITIGATION, THIRD § 30.47
(1995).....7

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **PRELIMINARY STATEMENT**

3 Lead Plaintiffs Oklahoma Firefighters Pension & Retirement System and
4 Oklahoma Law Enforcement Retirement System (“Lead Plaintiffs”), on behalf of
5 the Class² and through lead counsel for the Class, Grant & Eisenhofer P.A.
6 (“Lead Counsel”), respectfully submit this Memorandum of Points and
7 Authorities in support of their application for an Order, *inter alia*:

- 8 • accepting the administrative determinations by Angeion Group (the
9 “Claims Administrator”) concerning the acceptance and rejection of claims
10 submitted by putative Class members in response to the notice of the
11 settlement (“Settlement”) of this securities class action, including rejection
12 of the claims listed on Exhibit C to the Declaration of Brian Manigault in
13 Support of Lead Plaintiffs’ Motion To Approve Distribution of Net
14 Settlement Fund, dated December 9, 2016 (the “Manigault Declaration” or
15 “Manigault Dec.”);
- 16 • authorizing the Claims Administrator to deem timely certain claims filed
17 after the claims submission deadline, as identified on Exhibit C to the
18 Manigault Declaration, and to deem the claimants who submitted these
19 claims as Authorized Claimants;
- 20 • barring any claims submitted after the claims submission deadline, other
21 than those listed on Exhibit C to the Manigault Declaration, from receiving
22 any distributions from the Net Settlement Fund;

23
24 _____
25 ² Unless otherwise defined herein, all capitalized terms shall have the meanings ascribed to
26 them in the Notice Of Proposed Securities Class Action Settlement, Application For Attorneys’
27 Fees And Expenses, And Settlement Fairness Hearing, a copy of which is attached as Exhibit 1
28 for the Court’s convenience. As set forth in the Notice, at page 8, the “Class” is defined as “all
persons or entities who purchased or otherwise acquired Ixia securities between February 4,
2011 and April 3, 2013 inclusive.”

- 1 • accepting the Claims Administrator’s calculations of Recognized Loss for
2 Authorized Claimants in accordance with the Plan of Allocation that was
3 approved by the Court on July 29, 2016;³
- 4 • authorizing distribution of the Net Settlement Fund to Authorized
5 Claimants on a *pro rata* basis based on the Authorized Claimants’
6 Recognized Losses;
- 7 • For any funds remaining one year from the initial distribution of the Net
8 Settlement Fund, after payment of claims administration costs as ordered
9 herein, and after reasonable and diligent efforts by the Claims
10 Administrator to contact claimants who have not cashed their payments,
11 authorizing the Claims Administrator to consult with Lead Counsel to
12 determine if a redistribution of the remaining Net Settlement Fund to Class
13 Members who cashed their initial distribution check is cost effective, after
14 taking into consideration payment of any additional costs and expenses
15 that would be associated with a redistribution, or if the balance will be
16 distributed *cy pres*; and
- 17 • authorizing the destruction of Proof of Claim forms and related documents
18 within a reasonable period of time.

19 **STATEMENT OF FACTS**

20 **A. THE SETTLEMENT**

21 On November 11, 2015, Lead Plaintiffs, on behalf of the Class, and
22 Defendants Ixia, Victor Alston, Atul Bhatnagar, Thomas B. Miller and Errol
23 Ginsberg (“Defendants”) entered into a Settlement, as memorialized in the
24 Settlement Agreement. Under the Settlement, the Class released all claims
25

26
27 ³ The Plan of Allocation is posted in full on the website designated for the Action,
28 <http://www.ixiasecuritiessettlement.com>.

1 against Defendants. In return, Defendants' primary insurance carrier paid
2 \$3,500,000 to the Settlement Fund for the benefit of the Class.⁴

3 By order dated February 29, 2016 (Dkt. No. 130), the Court preliminarily
4 approved the Settlement and instructed that notice of the Settlement be
5 distributed to the Class. Pursuant to the notice plan approved by the Court in the
6 Preliminary Approval Order and set forth in the Settlement Agreement, the
7 Claims Administrator undertook all reasonable measures to identify the members
8 of the Class and their addresses. The Claims Administrator then mailed the
9 Court-approved Notice to members of the Class, posted the Notice on the website
10 established by the Claims Administrator, and caused the Publication Notice to be
11 published in PR Newswire and *Investor's Business Daily*. The Claims
12 Administrator also established a telephonic helpline dedicated to assisting Class
13 members. Manigault Decl. at ¶6. *See also* Declaration of Brian Manigault Re:
14 Notice To The Settlement Class And Report On Receipt Of Exclusion Requests
15 And Objections, dated June 9, 2016 [Dkt No. 141], at ¶11. The website
16 dedicated to the Settlement included all pertinent documents. Through December
17 7, 2016, the website was visited at least 419 times. Manigault Dec. ¶7.

18 On July 29, 2016, after a hearing, this Court entered an Order and Final
19 Judgment granting final approval of the Settlement, including the Plan of
20 Allocation which provides for the allocation and distribution of the Net
21 Settlement Fund (*i.e.*, the \$3.5 million settlement payment, less fees and costs) to
22

23
24 ⁴ Excluded from the Class are (a) Defendants; (b) members of the immediate families of the
25 Individual Defendants; (c) any subsidiaries of Defendants; (d) any affiliate, as that term is
26 defined by the federal securities laws, of Ixia or any other Defendant, including the 401(k)
27 plans of Ixia; (e) any person or entity who is a partner, executive officer, director or controlling
28 person of Ixia (including any of their subsidiaries or affiliates) or any other Defendant; (f) any
entity in which any Defendant has a controlling interest; (g) Defendants' directors' and
officers' liability insurance carriers, and any affiliates or subsidiaries thereof; and (h) the legal
representative, heirs, successors and assigns of any such excluded party.

1 Class members who submit valid claims. Dkt. No. 145. As of November 30,
2 2016, the Settlement Fund is \$2,345,736.56, including accrued interest.

3 **B. DISTRIBUTION, REVIEW AND ANALYSIS OF CLAIM FORMS**

4 Under the Preliminary Approval Order, the Court appointed the Claims
5 Administrator to administer the Settlement. Through December 7, 2016, the
6 Claims Administrator received and processed a total of 7,160 Claims. Manigault
7 Dec. at ¶10.

8 As demonstrated by the Manigault Declaration, the Claims Administrator
9 carefully reviewed all submitted Proofs of Claim. *Id.* at ¶¶11-12. The claims
10 administration procedures were subject to a thorough quality assurance review
11 that utilized procedures designed to ensure the correctness and completeness of
12 the claims and of the Claim's administrator's documentation supporting its
13 recommendations regarding distribution of the Net Settlement Fund. *Id.* at ¶19.

14 During a lengthy process designed to give as many claimants as possible
15 the opportunity to cure any deficiencies in their claims, the Claims Administrator
16 sent 184 written Deficient Claim or Denied Claim Notices ("Ineligible Notice")
17 to certain claimants who filed paper claims and whose claims were denied or
18 were deficient for the reasons noted. *Id.* ¶13. In addition, the Claims
19 Administrator notified electronic filers of Claims of any deficiency or rejection of
20 their Claims, by means of a Transaction Report. *Id.* at ¶¶15-16. For claims that
21 were deficient, the Deficient Claim Notice notified the claimant of the deficiency
22 and advised the claimant how to cure the deficiency and the period of time within
23 which to do so. *See id.*, Exs. A and B. Where an Ineligible Notice or Transaction
24 Report was sent, each claimant was notified that unless the deficiency was
25 corrected within a twenty (20) day time period (as required pursuant to the
26 Settlement Agreement), the claim would be rejected if the claimant had not
27 supplied the required documentation or information or if there was any other
28 deficiency. *Id.* at ¶17.

1 Where claimants failed to cure deficiencies after notice, or where the
2 claims otherwise showed that the claimants were ineligible to receive a share of
3 the Net Settlement Fund (for example, because they made no purchases of Ixia
4 securities during the Class Period), the Ineligible Notice and the Transaction
5 Report notified the claimant in writing of the rejection of their claims. *Id.* ¶16.
6 The Claims Administrator informed the claimants of their right to request this
7 Court’s review of the rejection of their claims, and of the means by which to do
8 so. *Id.* at ¶17. The claims that the Claims Administrator has rejected as
9 ineligible are identified in Exhibit C to the Manigault Declaration. The Claims
10 Administrator received no requests for Court review of a rejected claim. *Id.*

11 For claimants who established their eligibility to share in the Net
12 Settlement Fund – *i.e.*, “Authorized Claimants” – the Claims Administrator
13 calculated their Recognized Claim amounts in accordance with the formulas set
14 forth in the Court-approved Plan of Allocation. *Id.* at ¶20. The Claims
15 Administrator has performed these calculations for claimants who submitted
16 eligible claims by the June 23, 2016 claims deadline, as well as for the 122
17 claimants who submitted late but otherwise eligible claims. Exhibit C to the
18 Manigault Declaration lists the claimants who submitted timely and eligible
19 claims, and the claimants who submitted late but otherwise eligible claims, along
20 with the amounts of these claimants’ respective Recognized Claims. The total
21 Recognized Claims submitted by eligible claimants is \$24,816,158.90 (consisting
22 of \$24,061,889.02 in timely submitted claims and \$754,269.91 in late but
23 otherwise eligible claims). *See id.* at ¶¶21-22, Ex. C.

24 Upon Court approval of the Claims Administrator’s determinations
25 regarding the acceptance and rejection of claims, the Claims Administrator will
26 aggregate all the Recognized Loss amounts, calculate each Authorized
27 Claimant’s *pro rata* share of the total (*i.e.*, the percentage of the total Recognized
28 Loss that is represented by the Authorized Claimant’s specific Recognized

1 Claim), and multiply those percentages by the Net Settlement Fund to determine
2 the amount payable to each Authorized Claimant. *Id.* at ¶29. In accordance with
3 the Plan of Allocation, Authorized Claimants whose *pro rata* shares would result
4 in a payable amount less than \$10.00 will not receive a distribution from the Net
5 Settlement Fund. *Id.*

6 **ARGUMENT**

7 **I. THE COURT SHOULD AUTHORIZE INCLUSION OF CLASS**
8 **MEMBERS WHO SUBMITTED LATE CLAIMS IN THE**
9 **SETTLEMENT DISTRIBUTION**

10 As set forth in the Court-approved Notice, the deadline for submission of
11 Proof of Claim forms was June 23, 2016. A total of 594 claims were received
12 after that date, 122 of which are otherwise valid. *Id.* at ¶22. Although they were
13 submitted after the deadline, these claims were submitted while the claims
14 administration process was ongoing and did not result in any delay of the
15 distribution of the Settlement proceeds. *See id.* at ¶23. Furthermore, many of the
16 claimants who submitted late claims explained that their brokers did not forward
17 the notice and claim form to them until after the deadline for submission of
18 claims had passed, and hence the late submission was not the fault of the
19 claimant. Accordingly, in the interests of providing a recovery to as many Class
20 members as possible, Lead Plaintiff respectfully submits that claimants who
21 submitted late but otherwise eligible claims (the “Late Claimants”), as identified
22 on Exhibit C to the Manigault Declaration, should be treated as Authorized
23 Claimants and should be included in the distribution of the Net Settlement Fund.

24 This Court has broad and inherent equitable powers to permit distributions
25 to claimants whose claims were submitted late. *See In re Orthopedic Bone Screw*
26 *Prods. Liab. Litig.*, 246 F.3d 315, 321 (3d Cir. 2001) (“Settlement administration
27 in a complex class action often requires courts to use their equitable powers
28 under Rule 23 to manage the disparate interests competing over a finite pool of
assets with which to satisfy the class.”); *Lemus v. H & R Block Enterprises, LLC*,

1 C 09-03179 SI, 2013 WL 3831866, at *2 (N. D. Cal. July 23, 2013) (“A district
2 court has discretion to allow late claims to a settlement fund.”), *aff’d sub nom.*
3 *Lemus v. Madar*, 594 Fed. Appx. 419 (9th Cir. 2015) (unpublished); *In re*
4 *American Tower Corp. Sec. Litig.*, 648 F. Supp. 2d 223, 225 (D. Mass. 2009)
5 (directing that late but otherwise eligible claimants be treated as authorized
6 claimants when distributing the settlement fund). “A primary use of these
7 equitable powers is balancing the goals of expedient settlement distribution and
8 the consideration due to late-arriving class members.” *In re Orthopedic Bone*
9 *Screw Prods. Liab. Litig.*, 246 F.3d at 321 “[W]here, as here, all the equities are
10 on the side of the claimants, the fund has not been distributed and the
11 administration of the fund would be insignificantly hampered by allowing these
12 few late claims, [late claimants] should be permitted to participate in the fund.”
13 *Zients v. LaMorte*, 459 F.2d 628, 630-31 (2d Cir. 1972); FED. JUDICIAL CTR.,
14 MANUAL FOR COMPLEX LITIGATION THIRD § 30.47 (1995) (“Adequate time
15 should be allowed for late claims before any refund or other disposition of
16 settlement funds occurs.”) (quoted in *In re Orthopedic Bone Screw Prods. Liab.*
17 *Litig.*, 246 F.3d at 321).

18 While Lead Plaintiffs believe that the Late Claimants’ claims should be
19 accepted, it is also necessary to implement a final cut-off date after which no
20 more claims may be accepted, so that an orderly distribution can be made and the
21 Class will not be prejudiced by delay. Accordingly, Lead Plaintiffs request that
22 the Court order that any late claims *not* identified on Exhibit C to the Manigault
23 Declaration shall not be entitled to share in any distributions of the Net
24 Settlement Fund. *See In re Gypsum Antitrust Cases*, 565 F.2d 1123, 1127 (9th
25 Cir. 1977) (“There is no question that in the distribution of a large class
26 settlement fund, a cutoff date is essential and at some point the matter must be
27 terminated.”) (internal citations and quotations omitted).

28

1 **II. THE COURT SHOULD APPROVE THE CLAIMS**
2 **ADMINISTRATOR'S ADMINISTRATIVE DETERMINATIONS**
3 **AND AUTHORIZE DISTRIBUTION OF THE NET SETTLEMENT**
4 **FUND**

5 Lead Plaintiffs propose to distribute the Net Settlement Fund to Authorized
6 Claimants at this time, after payment of the remaining balance of the Claims
7 Administrator's fees and expenses. Lead Plaintiffs submit that the
8 determinations of the Claims Administrator, as explained in the Manigault
9 Declaration and the exhibits thereto, are reasonable, appropriate and in
10 accordance with the Plan of Allocation, and should be approved by the Court.

11 As noted above, the Claims Administrator has provided notice to those
12 claimants whose claims were rejected, and has informed those claimants of their
13 right to seek judicial review of the Claims Administrator's determination. The
14 Claims Administrator notified all of the rejected Claimants of the disposition of
15 their claims with an Ineligible Notice for paper claims or a Transaction Report
16 for claims filed electronically. The claims Administrator received no requests for
17 Court review of a rejected claim. Manigault Dec. ¶17.

18 Accordingly, it is respectfully submitted that the Court should adopt the
19 Claims Administrator's determinations and (i) authorize distribution of the Net
20 Settlement Fund to the Authorized Claimants on a *pro rata* basis (as provided in
21 the Plan of Allocation), based on the Recognized Loss amounts set forth in
22 Exhibit C to the Manigault Declaration, and (ii) approve the rejection and non-
23 payment of the ineligible claims listed in Exhibit C to the Manigault Declaration.

24 For any funds remaining one year from the initial distribution of the Net
25 Settlement Fund, after payment of claims administration costs as requested herein
26 and after the Claims Administrator has made reasonable and diligent efforts to
27 contact claimants who have not cashed their payments, the Claims Administrator
28 will consult with Lead Counsel to determine if a redistribution of the remaining
Net Settlement Fund to Class Members who cashed their initial distribution
check is cost effective, after taking into consideration payment of any additional

1 costs and expenses that would be associated with a redistribution, or if the
2 balance will be distributed *cy pres*.

3 **III. THE COURT SHOULD AUTHORIZE THE EVENTUAL**
4 **DESTRUCTION OF CLAIM FORMS AND RELATED**
5 **DOCUMENTS**

6 Lead Plaintiffs further request that the Court permit the Claims
7 Administrator to destroy any paper copies of Proof of Claim forms and related
8 paper documentation one year after the final distribution of the Net Settlement
9 Fund, and any electronic copies of those documents three years after the final
10 distribution of the Net Settlement Fund.

11 **CONCLUSION**

12 Based on the foregoing and the entire record herein, Lead Plaintiffs
13 respectfully request that this Court grant Lead Plaintiffs' Motion for Approval to
14 Distribute Net Settlement Fund and enter the proposed order submitted herewith.
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Dated: January 6, 2017

Respectfully submitted,

2 **GRANT & EISENHOFER P.A.**

3 By /s/ James J. Sabella
4 485 Lexington Avenue
5 New York, NY 10017
6 646-722-8500

7 *Attorneys for Lead Plaintiffs*
8 *Oklahoma Firefighters Pension &*
9 *Retirement Fund and Oklahoma Law*
10 *Enforcement Retirement System and*
11 *Lead Counsel for the Class*

12 **WESTERMAN LAW CORP.**

13 By /s/ Jeff S. Westerman
14 1875 Century Park East, 22nd Floor
15 Los Angeles, California 90067
16 310 698-7450

17 *Attorneys for Lead Plaintiffs*
18 *Oklahoma Firefighters Pension &*
19 *Retirement Fund and Oklahoma Law*
20 *Enforcement Retirement System*

21
22
23
24
25
26
27
28