



WHEREAS, the Court having read and considered the application, the Supplemental Settlement Agreement, the supplemental memorandum of law, and the Addendum:

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. A hearing (the “Motion Hearing”) shall be held before this Court on August 18, 2015, at 10:00 a.m., at the Alfonse M. D’Amato Federal Building, United States District Court, 100 Federal Plaza, Central Islip, New York 11722-4438, to determine whether the Supplemental Settlement Agreement, as amended by the Addendum, is fair, reasonable and adequate and should be approved by the Court. The Court may adjourn the Motion Hearing or modify any of the dates herein without further notice to investors.

2. The Court approves, as to form and content, the proposed notice in the form attached as Appendix 2 to Lead Plaintiffs’ Supplemental Memorandum of Law in Further Support of Motion for Approval of Supplemental Settlement Agreement, dated June 18 2015 (the “Motion Notice”), and finds that the mailing and distribution of the Motion Notice, substantially in the manner and form set forth in this Order, meets the requirements of Federal Rule of Civil Procedure 23, 15 U.S.C. §78u-4(a)(7), and due process, and is the best notice practicable under the circumstances and shall constitute due and sufficient notice to all Persons entitled thereto.

3. Gilardi & Co. LLC (“Claims Administrator”) is hereby appointed to supervise and administer the notice procedure as more fully set forth below:

(a) Not later than ten (10) business days after entry of this Order (“Notice Date”), the Claims Administrator shall cause a copy of the Motion Notice, substantially in the form submitted to the Court on June 18, 2015, to be mailed by first class mail to: (i) those members of the class certified in the Class Action who submitted valid claims in the claims administration process in the Class Action; and (ii) any additional investor victims identified in *United States v. Schlegel, et*

*al.*, Case No. 06-cr-00550 (JS) (E.D.N.Y.) (the “ Criminal Action”) who submitted a valid claim through the claims administration process in the Criminal Action;

4. At least seven (7) business days prior to the Motion Hearing, Plaintiffs’ Counsel shall serve and file with the Court proof, by affidavit or declaration, of such mailing.

5. The fees and expenses of the Claims Administrator incurred in connection with the Motion Notice may be paid by Plaintiffs’ Counsel from the Settlement Fund.

IT IS SO ORDERED.

DATED: June 19, 2015 \_\_\_\_\_

/s/ JOANNA SEYBERT  
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THE HONORABLE JOANNA SEYBERT  
UNITED STATES DISTRICT JUDGE