

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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| _____) | |
| IN RE LIBOR-BASED FINANCIAL) | |
| INSTRUMENTS ANTITRUST LITIGATION) | MDL No. 2262 |
| _____) | |
| THIS DOCUMENT RELATES TO:) | Master File No. 1:11-md-2262-NRB |
| Case No. 12-CV-1025 (NRB)) | ECF Case |
| _____) | |

SUPPLEMENTAL DECLARATION OF KAREN L. MORRIS AND ROBERT S. KITCHENOFF IN SUPPORT OF BONDHOLDER PLAINTIFFS’ MOTION FOR FINAL APPROVAL OF SETTLEMENTS WITH MUFG BANK, LTD., CREDIT SUISSE GROUP AG, AND THE NORINCHUKIN BANK

Pursuant to 28 U.S.C. § 1746, Karen L. Morris and Robert S. Kitchenoff declare:

1. Karen L. Morris is a partner in the law firm of Morris and Morris LLC Counselors At Law (“Morris and Morris”). Robert S. Kitchenoff is a member of the law firm of Weinstein Kitchenoff & Asher LLC (“Weinstein Kitchenoff”).

2. Morris and Morris and Weinstein Kitchenoff (collectively “Class Counsel”) serve as the attorneys for Ellen Gelboim and Linda Zacher (“Bondholder Plaintiffs”) and as Court-appointed Class Counsel for the Bondholder Settlement Classes, certified by the Court for settlement purposes only in the above-captioned action (ECF Nos. 2048, 3246, 3578¹).

3. Class Counsel submit this supplemental declaration in further support of Bondholder Plaintiffs’ Motion for Final Approval of Settlements with MUFG Bank, Ltd., f/k/a The Bank of Tokyo-Mitsubishi UFJ, Ltd., Credit Suisse Group AG, and The Norinchukin Bank

¹ References to “ECF No.” herein refer to documents in the docket of the MDL Action, 11-md-2262-NRB.

(the “Subsequent Settlements”, with MUFG, Credit Suisse, and Norinchukin collectively referred to as the “Settling Defendants”) (ECF No. 3635-1).

4. Ms. Morris and Mr. Kitchenoff have been actively involved in prosecuting and resolving this action, are familiar with its proceedings, and have personal knowledge of the matters set forth therein. If called upon and sworn as a witness, we could completely testify thereto.

5. The deadline to file objections in connection with the Subsequent Settlements was March 1, 2023. Class Counsel have received no objections to any aspect of the Subsequent Settlements, including the Plan of Allocation, and Counsel for the Settling Defendants have informed us that they have not received any objections.

6. Counsel for the Settling Defendants have further informed us that they will not exercise their rights to terminate the Settlement Agreements.

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

Executed on March 13, 2023.

/s/ Karen L. Morris
Karen L. Morris

/s/ Robert S. Kitchenoff
Robert S. Kitchenoff