

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re BANK OF AMERICA CORP.
SECURITIES, DERIVATIVE, AND
EMPLOYEE RETIREMENT INCOME
SECURITY ACT (ERISA) LITIGATION

Master File No. 09 MD 2058 (PKC)

ECF CASE

This Document Relates To:

Consolidated Securities Action

**NOTICE OF LEAD PLAINTIFFS' MOTION FOR APPROVAL
OF ADDITIONAL DISTRIBUTIONS FROM NET SETTLEMENT FUND**

PLEASE TAKE NOTICE that, upon the accompanying Declaration of Stephen J. Cirami in Support of Lead Plaintiffs' Motion for Approval of Additional Distributions from Net Settlement Fund (the "Cirami Additional Distributions Declaration")¹, submitted on behalf of the Court-appointed Claims Administrator, Garden City Group, LLC ("GCG")², and the Memorandum in Support of Lead Plaintiffs' Motion for Approval of Additional Distributions from Net Settlement Fund, Lead Plaintiffs, the State Teachers Retirement System of Ohio; the Ohio Public Employees Retirement System; the Teacher Retirement System of Texas; Stichting Pensioenfonds Zorg en Welzijn, represented by PGGM Vermogensbeheer B.V.; and Fjärde AP-Fonden, will move this Court, before the Honorable P. Kevin Castel, United States District Judge, at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York, for entry

¹ All terms with initial capitalization not otherwise defined herein shall have the meanings ascribed to them in the Cirami Additional Distributions Declaration; the Declaration of Stephen J. Cirami in Support of Lead Plaintiffs' Motion for Approval of Recommendations Regarding Post-Distribution Issues and Modification of Distribution Order to Allow the Acceptance of Late Claims (ECF No. 1025); the Declaration of Stephen J. Cirami in Support of Lead Plaintiffs' Motion for Approval of Distribution Plan (ECF No. 1001); and the Stipulation and Agreement of Settlement dated November 30, 2012 (ECF No. 767-1).

² GCG was formerly known as The Garden City Group, Inc.

of the accompanying [Proposed] Order Approving Additional Distributions from Net Settlement Fund, which will, *inter alia*: (i) approve GCG's administrative recommendations with respect to Late Claims; (ii) provide for the modification of the Initial Distribution Order to permit the reissuance of certain stale-dated checks and the acceptance of additional Claims when general re-distributions to previously Authorized Claimants is no longer cost effective; (iii) approve payment to GCG of its additional fees and expenses incurred in the ongoing administration of this Settlement; and (iv) provide that the Court retains jurisdiction to consider any further applications concerning the administration of the Settlement, and such other and further relief as the Court deems appropriate.

The [Proposed] Order Approving Additional Distributions from Net Settlement Fund is attached hereto as Exhibit A.

Dated: August 29, 2017

Respectfully submitted,

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