

**UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT**

---

|                                  |   |                         |
|----------------------------------|---|-------------------------|
| IN RE TEVA SECURITIES LITIGATION | : | No. 3:17-cv-00558 (SRU) |
|                                  | : |                         |
| THIS DOCUMENT RELATES TO:        | : | All Class Actions       |
|                                  | : |                         |

---

**STATUS REPORT REGARDING  
CLAIMS ADMINISTRATION, SETTLEMENT WEBSITE, AND  
INITIAL DISTRIBUTION**

Lead Counsel Bleichmar Fonti & Auld LLP provides this submission to (1) update the Court regarding Proofs of Claim and Release that the Claims Administrator, Epiq Class Action and Claims Solutions, Inc. (“Epiq”), has received, (2) advise the Court that Epiq will update the Settlement Website to indicate that Claims postmarked or submitted after December 9, 2022 will not receive payment in the initial distribution, and (3) inform the Court that, in the coming months, Lead Counsel intends to move for approval of the initial distribution of the Net Settlement Fund.<sup>1</sup>

**Status of the Claims Administration**

1. Pursuant to the Court’s Order Preliminarily Approving Settlement and Providing for Class Notice, Settlement Class Members were required to postmark or submit electronically their Proof of Claim and Release forms no later than May 17, 2022. (ECF 929 ¶15.) The Court also ordered that “Class Counsel may, in its discretion, accept late-submitted claims for processing by the Claims Administrator so long as distribution of the Net Settlement Fund to Authorized Claimants is not materially delayed thereby.” (*Id.*)

2. Consistent with the Court’s Preliminary Approval Order, Lead Counsel and Epiq informed the Court that Epiq will continue to process claims received or postmarked after May 17,

---

<sup>1</sup> Capitalized terms not defined herein shall have the meanings specified in the Fonti Declaration (ECF 952) or the Stipulation of Settlement, dated January 18, 2022 (ECF 919-2).

2022, “until such time as the receipt and processing of new late claims will impact decisions on disbursements.” (ECF 955 at 3; ECF 956-1 ¶12.) During the settlement hearing on June 2, 2022, Lead Counsel confirmed that late claims would be accepted “until the end of July [2022] at a minimum.” (Settlement Hrg. Tr. at 33:1-5.)

3. Accordingly, the Settlement Website has continued to allow claims to be submitted after the May 17, 2022 deadline, and Epiq has continued to process them. In total, as of November 18, 2022, more than 390,000 claims have been submitted. At present, few additional claims (if any) are being submitted. Since July 1, 2022, for example, only 1,660 claims have been submitted, or 0.4% of the total, and Epiq has not received any new claims since November 7, 2022.

4. Based on the current status of processing the claims received to date, Epiq has determined that processing claims postmarked or submitted after December 9, 2022 may materially delay the initial distribution of the Net Settlement Fund. Given the minimal number of claims now being received, and the passage of several months since July 2022, a final claims deadline of December 9, 2022 appropriately maximizes the number of Settlement Class Members included in the initial distribution while avoiding unnecessary delays.

#### **Update to Settlement Website**

5. To inform potential Settlement Class Members of the December 9, 2022 deadline, and to facilitate the Court’s consideration of any late claims submitted after that date, Epiq will include the following language on the home page of the Settlement Website:

While the deadline for submitting a claim in this action was May 17, 2022, Lead Counsel intends to recommend, subject to Court approval, that valid claims postmarked or electronically submitted by **December 9, 2022** receive payment from the initial distribution of the Net Settlement Fund. Claims postmarked or submitted after December 9, 2022 will not be included in the initial distribution, and if you submit such a claim, you are required to include a written explanation for the late submission and any supporting documents.

### Anticipated Initial Distribution

6. In the coming months, Lead Counsel expects to file a motion seeking the Court's approval for the initial distribution of the Net Settlement Fund. Lead Counsel, in consultation with Epiq and The JNL Firm, LLC, the "independent third party" Lead Counsel retained "to provide further assurance that the process is conducted in accordance with industry standards and consistent with the Plan of Allocation" (ECF 952 at ¶1350; *see* Settlement Hrg. Tr. at 13:23-14:8), intends to recommend an initial distribution as the most efficient course. This will minimize delays given the size of the Net Settlement Fund, the volume of claims submitted, the application of audit and deficiency procedures, and the likelihood of unclaimed funds after the initial distribution. (*See* ECF 919-2 (Stipulation of Settlement) at 27.)

7. Consistent with the foregoing, Lead Counsel intends to recommend that any claims submitted after December 9, 2022 not be included in the initial distribution, although such claims (if any) will be presented to the Court in connection with the final distribution of the Net Settlement Fund.

Dated: November 18, 2022

Respectfully submitted,

/s/ Joseph A. Fonti

Joseph A. Fonti (admitted *pro hac vice*)  
Javier Bleichmar (admitted *pro hac vice*)  
Evan A. Kubota (admitted *pro hac vice*)  
Benjamin F. Burry (admitted *pro hac vice*)  
Thayne Stoddard (admitted *pro hac vice*)  
**BLEICHMAR FONTI & AULD LLP**  
7 Times Square, 27th Floor  
New York, NY 10036  
Telephone: (212) 789-1340  
Facsimile: (212) 205-3960  
jfonti@bfalaw.com  
jbleichmar@bfalaw.com  
ekubota@bfalaw.com

bburry@bfalaw.com  
tstoddard@bfalaw.com

*Counsel for Class Representatives Ontario  
Teachers' Pension Plan Board and  
Anchorage Police & Fire Retirement System,  
and Lead Counsel for the Class*

Marc J. Kurzman (ct01545)  
Christopher J. Rooney (ct04027)  
James K. Robertson, Jr. (ct05301)  
**CARMODY TORRANCE  
SANDAK & HENNESSEY LLP**  
707 Summer Street, Suite 300  
Stamford, CT 06901  
Telephone: (203) 252-2680  
Facsimile: (203) 325-8608  
mkurzman@carmodylaw.com  
crooney@carmodylaw.com  
jrobertson@carmodylaw.com

*Local Counsel for Class Representatives  
Ontario Teachers' Pension Plan Board and  
Anchorage Police & Fire Retirement System,  
and Class Liaison Counsel*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 18, 2022, a copy of the foregoing was filed electronically with the Clerk of Court via CM/ECF. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing. Parties may access this filing through the court's CM/ECF system.

*/s/ Joseph A. Fonti*  
Joseph A. Fonti