

SECURITIES LITIGATION COMMITTEE MEETING

WEDNESDAY, JUNE 14, 2023, 10:00 A.M.

VIRTUAL ONLY

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AGENDA

- I. **CALL TO ORDER AND ACCEPTANCE OF AGENDA**
- II. **APPROVAL OF MINUTES – MARCH 21, 2023, AND APRIL 10, 2023**
- III. **SECURITIES LITIGATION CASE UPDATE (15 minutes)**
 - A. Philips Action – Mr. Skor* *Possible Executive Session for confidential and privileged attorney client consultation pursuant to NDCC 44-04-17.1(4), NDCC 44-04-19.1 and NDCC 44-04-19.2*
- IV. **GOVERNANCE (60 minutes)**
 - A. Special AAG Appointment Process – Ms. Murtha and Mr. DePountis
 - B. Securities Litigation Monitoring Report – Mr. Skor
- V. **UPCOMING MEETINGS**
- VI. **OTHER**
- VII. **ADJOURNMENT**

**NORTH DAKOTA STATE INVESTMENT BOARD
SECURITIES LITIGATION COMMITTEE
MINUTES OF THE MARCH 21, 2023, MEETING**

MEMBERS PRESENT: Joseph Heringer, Commissioner Univ. & School Lands, Chair
Claire Ness, Attorney General's Office, Vice Chair
Scott Anderson, CIO
Dean DePountis, Attorney General's Office
Jan Murtha, Executive Director

STAFF PRESENT: Missy Kopp, Exec. Assistant
Emmalee Riegler, Contracts/Records Admin.
Ryan Skor, CFO/COO

GUESTS: Nate Bear, Robbins Geller Rudman & Dowd LLP
Emily Christiansen, Kessler Topaz Meltzer & Check
Olav Haazen, Grant & Eisenhofer
Roxana Pierce, Robbins Geller Rudman & Dowd LLP
Ryan Tosi, K&L Gates
Marc Weinberg, Grant & Eisenhofer

CALL TO ORDER:

Commissioner Heringer called the State Investment Board (SIB) Securities Litigation Committee (SLC) regular meeting to order at 10:01 a.m. on Tuesday, March 21, 2023. The meeting was held virtually.

AGENDA:

IT WAS MOVED BY MS. NESS AND SECONDED BY MS. MURTHA AND CARRIED BY A VOICE VOTE TO APPROVE THE AGENDA FOR THE MARCH 21, 2023, MEETING.

AYES: MR. DEPOUNTIS, MS. MURTHA, MS. NESS, AND COMMISSIONER HERINGER

NAYS: NONE

ABSENT: MR. ANDERSON

MOTION CARRIED

MINUTES:

IT WAS MOVED BY MS. NESS AND SECONDED BY MR. DEPOUNTIS AND CARRIED BY A VOICE VOTE TO ACCEPT THE MINUTES OF THE SEPTEMBER 23, 2022, MEETING AS DISTRIBUTED.

AYES: MR. DEPOUNTIS, MS. MURTHA, MS. NESS, AND COMMISSIONER HERINGER

NAYS: NONE

ABSENT: MR. ANDERSON

MOTION CARRIED

Mr. Anderson joined the meeting at 10:04 a.m.

ELECTION OF VICE CHAIR:

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MR. ANDERSON AND CARRIED BY A ROLL CALL VOTE TO CAST A UNANIMOUS BALLOT FOR MS. NESS AS VICE CHAIR.

AYES: MS. NESS, MR. ANDERSON, MR. DEPOUNTIS, MS. MURTHA, AND COMMISSIONER HERINGER

NAYS: NONE

MOTION CARRIED

SECURITIES LITIGATION CASE UPDATES:

Robbins Geller Rudman & Dowd (Daimler):

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MS. NESS AND CARRIED BY A ROLL CALL VOTE TO ENTER INTO EXECUTIVE SESSION FOR CONFIDENTIAL AND PRIVIEGED ATTORNEY CLIENT CONSULTATION PURSUANT TO NDCC 44-04-17.1(4), NDCC 44-04-19.1, AND NDCC 44-04-19.2.

AYES: MR. ANDERSON, MR. DEPOUNTIS, MS. MURTHA, MS. NESS, AND COMMISSIONER HERINGER

NAYS: NONE

MOTION CARRIED

The executive session started at 10:09 a.m. and ended at 10:17 a.m. and was attended by Committee members, Mr. Bear, Ms. Pierce, Ms. Riegler, and Mr. Skor.

Grant & Eisenhofer (Volkswagen and Danske Bank):

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MR. ANDERSON AND CARRIED BY A ROLL CALL VOTE TO ENTER INTO EXECUTIVE SESSION FOR CONFIDENTIAL AND PRIVIEGED ATTORNEY CLIENT CONSULTATION PURSUANT TO NDCC 44-04-17.1(4), NDCC 44-04-19.1, AND NDCC 44-04-19.2.

AYES: MR. DEPOUNTIS, MS. MURTHA, MS. NESS, MR. ANDERSON, AND COMMISSIONER HERINGER

NAYS: NONE

MOTION CARRIED

The executive session started at 10:21 a.m. and ended at 10:32 a.m. and was attended by Committee members, Mr. Haazen, Ms. Riegler, Mr. Skor, and Mr. Weinberg.

Pending Potential Claim Discussion:

The monitoring service FRT brought notice to staff about this potential international claim. Ms. Murtha and staff would like to discuss the potential claim with the committee to determine if the committee, on behalf of the SIB, will elect to participate.

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MS. NESS AND CARRIED BY A ROLL CALL VOTE TO ENTER INTO EXECUTIVE SESSION TO DISCUSS A POTENTIAL SECURITIES CLAIM FOR CONFIDENTIAL CONSULTATION PURSUANT TO NDCC 44-04-17.1(4), NDCC 44-04-19.1, AND NDCC 44-04-19.2.

AYES: MS. MURTHA, MR. ANDERSON, MR. DEPOUNTIS, MS. NESS, AND COMMISSIONER HERINGER
NAYS: NONE
MOTION CARRIED

The executive session started at 10:37 a.m. and ended at 11:00 a.m. and was attended by Committee members, Ms. Riegler, and Mr. Skor.

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MS. NESS AND CARRIED BY A ROLL CALL VOTE FOR THE STATE INVESTMENT BOARD TO PARTICIPATE IN THE PHILIPS ACTION IN THE NETHERLANDS UTILIZING THE SERVICES OF ORGANIZER OPTION 1 UNLESS IT IS DETERMINED THAT IT IS OVERALL MORE COST EFFECTIVE TO USE THE SERVICES OF ORGANIZER OPTION TWO IN WHICH CASE THE SERVICES OF ORGANIZER OPTION TWO WILL BE UTILIZED.

AYES: MS. NESS, MR. ANDERSON, MR. DEPOUNTIS, MS. MURTHA, AND COMMISSIONER HERINGER
NAYS: NONE
MOTION CARRIED

Kessler Topaz Meltzer & Check (Nissan):

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MS. NESS AND CARRIED BY A ROLL CALL VOTE TO ENTER INTO EXECUTIVE SESSION FOR CONFIDENTIAL AND PRIVIEGED ATTORNEY CLIENT CONSULTATION PURSUANT TO NDCC 44-04-17.1(4), NDCC 44-04-19.1, AND NDCC 44-04-19.2.

AYES: MR. ANDERSON, MR. DEPOUNTIS, MS. MURTHA, MS. NESS AND COMMISSIONER HERINGER
NAYS: NONE
MOTION CARRIED

The executive session started at 11:04 a.m. and ended at 11:13 a.m. and was attended by Committee members, Ms. Christiansen, Ms. Riegler, and Mr. Skor.

GOVERNANCE:

Securities Litigation Committee Charter Amendments:

Staff recommend amendments to the Securities Litigation Committee Charter. First, to restructure the committee to consist of three board members. Staff want to have the ability to discuss these matters internally and with the assigned Assistant Attorney General (AAG) to develop and make recommendations prior to committee meetings. With the current membership, the ED and CIO cannot discuss Committee business with the AAG because there would be a quorum of the SLC. Also, to remove the position of the Vice Chair. Finally, general language clean-up and removal of redundancies. Committee discussion followed.

IT WAS MOVED BY MS. MURTHA AND SECONDED BY MS. NESS AND CARRIED BY A ROLL CALL VOTE TO RECOMMEND THE PROPOSED CHANGES TO THE STATE INVESTMENT BOARD WITH THE NOTE THAT THE HIGHLIGHTED SENTENCES WILL BE OVERSTRUCK IN THE PRESENTATION OF THE AMENDMENTS.

AYES: MR. DEPOUNTIS, MS. MURTHA, MS. NESS, MR. ANDERSON, AND COMMISSIONER HERINGER
NAYS: NONE
MOTION CARRIED

Special AAG Appointment Process:

Ms. Murtha summarized the current process which has varied widely as there is no formal written process in place. Current staff do not have institutional knowledge of how the process functioned in the past. Mr. DePountis assisted staff by gathering information about the processes of other plans and programs. Ms. Murtha provided an overview of some methods and stated they vary widely. Staff requested feedback from the committee regarding the establishment of a formal written process. Committee discussion followed. Ms. Murtha and Mr. DePountis will collaborate to prepare a presentation for the next meeting outlining possible methods for review by the committee.

Securities Litigation Monitoring Report:

Mr. Skor reviewed the most recent status report from the monitoring firm FRT. The Committee was provided with a Status Report for the period from February 1, 2023, through February 28, 2023. The report summarizes security litigation activities including newly filed claims, status of previously filed claims, and a summary of the total net recoveries for the period. Committee discussion followed.

OTHER:

Next Meeting:

The meeting currently scheduled for June 13, 2023, will be rescheduled due to a committee member conflict.

ADJOURNMENT:

With no further business to come before the SLC, Commissioner Heringer adjourned the meeting at 11:43 a.m.

Prepared by,

Emmalee Riegler
Assistant to the Board

**NORTH DAKOTA STATE INVESTMENT BOARD
SECURITIES LITIGATION COMMITTEE
MINUTES OF THE APRIL 10, 2023, MEETING**

MEMBERS PRESENT: Joseph Heringer, Commissioner Univ. & School Lands, Chair
Claire Ness, Attorney General's Office
Art Thompson, Director of WSI

STAFF PRESENT: Scott Anderson, CIO
Jan Murtha, Executive Director
Emmalee Riegler, Contracts/Records Admin.
Ryan Skor, CFO/COO

GUESTS: Nate Bear, DiCello Levitt LLP
Dean DePountis, Attorney General's Office
Roxanna Pierce, DiCello Levitt LLP

CALL TO ORDER:

Commissioner Heringer called the State Investment Board (SIB) Securities Litigation Committee (SLC) special meeting to order at 1:04 p.m. on Monday, April 10, 2023. The meeting was held virtually.

AGENDA:

IT WAS MOVED BY MR. THOMPSON AND SECONDED BY MS. NESS AND CARRIED BY A VOICE VOTE TO APPROVE THE AGENDA FOR THE APRIL 10, 2023, MEETING.

AYES: MS. NESS, MR. THOMPSON, AND COMMISSIONER HERINGER

NAYS: NONE

MOTION CARRIED

SECURITIES LITIGATION CASE UPDATE:

Daimler Case:

Attorney Roxanna Pierce approached staff and shared changes that occurred at the firm of Robbins Geller that are impactful to the representation of the SIB in this matter. She has been invited to present in executive session and discuss the firm changes and the decision that now needs to be made by this committee with regards to continuing representation on the Daimler matter.

IT WAS MOVED BY MS. NESS AND SECONDED BY MR. THOMPSON AND CARRIED BY A ROLL CALL VOTE TO ENTER INTO EXECUTIVE SESSION FOR CONFIDENTIAL AND PRIVILEGED ATTORNEY CLIENT CONSULTATION PURSUANT TO NDCC 44-04-17.1(4), NDCC 44-04-19.1, AND NDCC 44-04-19.2.

AYES: MS. NESS, MR. THOMPSON, AND COMMISSIONER HERINGER

NAYS: NONE

MOTION CARRIED

The executive session started at 1:10 p.m. and ended at 1:27 p.m. and was attended by Committee members, Staff, Mr. Bear, Mr. DePountis, and Ms. Pierce.

IT WAS MOVED BY MR. THOMPSON AND SECONDED BY MS. NESS AND CARRIED BY A ROLL CALL VOTE FOR THE STATE INVESTMENT BOARD TO ELECT FUTURE REPRESENTATION BY ATTORNEYS ROXANNA PIERCE, NATHAN BEAR, AND THEIR TEAM AT THEIR NEW FIRM DICELLO LEVITT IN THE DAIMLER CASE.

AYES: MR. THOMPSON, MS. NESS, COMMISSIONER HERINGER

NAYS: NONE

MOTION CARRIED

ADJOURNMENT:

With no further business to come before the SLC, Commissioner Heringer adjourned the meeting at 1:30 p.m.

Prepared by,

Emmalee Riegler
Assistant to the Board



Securities Litigation Policy Overview & Attorney Selection

Jan Murtha, J.D., M.P.A.P.

Executive Director – Retirement & Investment Office

NORTH
Dakota
Be Legendary.

Topic Overview

What is Securities Litigation Monitoring?

History of NDSIB Policy & Practice.

Current NDSIB Policy & Practice.

What is Securities Litigation Monitoring?

- Reviewing information on markets and legal systems in an attempt to identify possible or pending litigation involving your investments.
- Active v. Passive Securities Litigation Monitoring:
 - When do you want the information?
 - What do you do with the information received?
 - Why?
- Ends
 - Collection of money owed as a result of investment.
 - Fiduciary Responsibility to Client Funds.

Litigation Timeline

- Event
- Investigation
- Disclosure
- Evaluation of claims
- Filing of claims
- Joining of claims (depending on type of action brought)
- Resolution of action
- Monies collected



Active

Passive

Fiduciary Considerations

- Safeguarding Fund Assets
- Lessons from Larson v. JPMorgan Chase & Co., 530 F. 3d 578, C.A.7 (Ill.), 2008.
- Often seen quote from U.S. Department of Labor:

“Not only is a fiduciary not prohibited from serving as lead plaintiff, the Secretary believes that a fiduciary has an affirmative duty to determine whether it would be in the interest of the plan participants to do so.”

and

“It may not only be prudent to initiate litigation, but also a breach of a fiduciary’s duty to not pursue a valid claim.”

- Source: Memorandum of Law as Amicus Curiae in Support of the Florida State Board of Administration’s Appointment as lead plaintiff in In re Telxon Corp. Securities Litigation, 67 F. Supp.2d 803 (N.D. Ohio, 1999).

The Changing Landscape

- Morrison v. National Australia Bank LTD, 561 U.S. 247, 130 S. Ct. 2869, 2010.

“...it is only transactions in securities listed on domestic exchanges, and domestic transactions in other securities, to which § 10(b) of the Securities Exchange Act applies..”

- Halliburton Co. v. Erica P. John Fund, Inc., 134 S. Ct. 2398, 2014.

Class certification and the *Basic* presumption.

History of NDSIB Policy & Practice

Prior Policy & Practice

- **Pre – Morrison/Halliburton**
 - No formal Governance Policy.
 - Practice of Passive Monitoring
 - Relied on Northern Trust to file claims.
 - No committee.

Current Policy & Practice

- **Post – Morrison/Halliburton**
 - Formal governance policy.
 - Criteria for Active Participation.
 - Expanded Monitoring Services.
 - Created Securities Litigation Monitoring Committee.

Attorney Selection

- Options for Attorney Selection Process
 - In consultation with A.A.G. DePountis staff present the following options:
 - Change nothing.
 - Issue an RFP for securities litigation firms and create a firm roster for future use.
 - Issue an RFP for each case as it may arise.

N O R T H
Dakota

Be Legendary.™

MEMORANDUM

TO: Securities Litigation Committee
FROM: Ryan K. Skor, CFO/COO
DATE: June 14th, 2023
RE: Securities Litigation Monitoring Report

Attached you will find the May 2023 Status Report from Financial Recovery Technologies (FRT) summarizing the ongoing securities litigation proceedings FRT is currently administering on behalf of the North Dakota State Investment Board.

BOARD ACTION REQUESTED: Board Information.

Status Report

Settled Class Action - Claim Status Summary						
Status	# Cases	Settlement Fund	# Claims	Total Recognized Loss	Pro Rata Shares	\$ Recovered
Newly Filed	2	\$248,500,000	6	\$0	-	-
Newly Paid	7	\$178,750,000	9	\$187,897	4,051	\$13,652
Previously Filed	49	\$4,081,496,056	120	\$4,780,369	5,262	-
Total	58	\$4,508,746,056	135	\$4,968,266	9,313	\$13,652

Antitrust - Claim Status Summary					
Status	# Cases	Settlement Fund	# Claims		\$ Recovered
Previously Filed	12	\$3,398,124,000	160		-
Total	12	\$3,398,124,000	160		\$0

Passive Group Litigation - Claim Status Summary						
Status	# Cases	Settlement Fund	# Claims	FRT Damages	Damaged Shares	\$ Recovered
Previously Registered	1	-	1	\$0	-	-
Total	1	\$0	1	\$0	0	\$0

Opt-In Monitoring - Participation Status Summary						
Status	# Cases		# Registrations	FRT Damages	Damaged Shares	\$ Recovered
Previously Registered	5		29	\$4,206,367	-	-
Total	5		29	\$4,206,367	0	\$0

Opt-Out Monitoring - Participation Status Summary					
Status	# Cases		# Accounts	FRT Damages	\$ Recovered
Previously Participated	1		11	\$0	-
Total	1		11	\$0	\$0

Status Report

Settled Class Action - Newly Filed Claims								
Case Name	# Claims	Claim Deadline	Settlement Fund	Class Period		Total Recognized Loss	Pro Rata Shares	Est Pay Date
MCKESSON CORP	1	5/10/2023	\$141,000,000	10/23/2013	1/25/2017	\$0	-	8/31/2024
Micro Focus Intl PLC	5	5/30/2023	\$107,500,000	4/13/2005	11/26/2019	\$0	-	8/31/2024

Settled Class Action - Newly Paid Claims								
Case Name	# Claims	Claim Deadline	Settlement Fund	Class Period		\$ Recovered	FRT Fees	Net to Client
DIPLOMAT PHARMACY INC	1	4/27/2022	\$15,500,000	2/25/2018	2/7/2020	\$2,653	\$0	\$2,653
HONEYWELL INTERNATIONAL INC	1	4/4/2022	\$10,000,000	2/8/2018	1/16/2019	\$5,000	\$0	\$5,000
IMPAX LABORATORIES, INC,	1	3/21/2022	\$33,000,000	2/19/2014	11/4/2016	\$639	\$0	\$639
JPMORGAN	2	9/19/2019	\$9,500,000	1/1/1900	7/18/2018	\$77	\$0	\$77
NAVIENT CORPORATION,	2	3/22/2022	\$7,500,000	1/17/2017	11/20/2018	\$1,379	\$0	\$1,379
QUALITY DISTRIBUTION, INC.,	1	12/17/2021	\$3,250,000	11/6/2003	10/19/2015	\$255	\$0	\$255
STAMPS.COM INC	1	2/2/2022	\$100,000,000	5/2/2017	8/6/2019	\$3,650	\$0	\$3,650

Settled Class Action - Previously Filed Claims								
Case Name	# Claims	Claim Deadline	Settlement Fund	Class Period		Total Recognized Loss	Pro Rata Shares	Est Pay Date
AEGEAN MARINE PETROLEUM NETWORK INC.,	1	10/22/2022	\$29,800,000	2/26/2014	2/4/2019	\$0	-	1/31/2024
ALLERGAN PLC,	1	12/27/2021	\$130,000,000	3/2/1992	1/31/2017	\$86,718	-	9/27/2023
ALLIED NEVADA GOLD CORPORATION	1	11/7/2020	\$14,000,000	1/17/2013	11/1/2013	\$1,075	-	6/30/2023
ALNYLAM PHARMACEUTICALS INC	6	3/17/2022	\$7,000,000	11/12/2017	4/17/2020	\$64,662	-	6/30/2023
ARLO TECHNOLOGIES INC	2	2/25/2021	\$1,250,000	7/6/2018	3/1/2019	\$0	-	10/27/2023
Airbus SE	1	9/13/2022	\$5,000,000	2/23/2016	10/28/2020	\$0	-	12/31/2023
BANCO BRADESCO S.A.,	2	12/21/2019	\$14,500,000	8/7/2014	10/25/2016	\$65,437	-	8/26/2023
BAYERISCHE MOTOREN WERKE AG	5	8/25/2022	\$1,750,000	11/2/2015	12/23/2020	\$0	-	11/30/2023
BOFI HOLDING INC	1	10/13/2022	\$900,000	3/13/2016	1/23/2018	\$836	-	1/31/2024
CANADIAN IMPERIAL BANK OF COMMERCE	1	9/16/2022	\$97,945,000	5/30/2007	6/18/2022	\$0	-	9/30/2023
CANADIAN SOLAR, INC.,	1	5/31/2021	\$13,000,000	5/25/2009	6/15/2010	\$2,650	-	8/26/2023
CBS CORP	1	9/19/2022	\$14,750,000	11/28/2017	10/26/2018	\$0	-	12/31/2023
COGNIZANT TECHNOLOGY SOLUTIONS CORP,	1	1/28/2022	\$95,000,000	2/26/2015	12/28/2016	-	-	10/27/2023
COVETRUS INC	1	12/3/2022	\$35,000,000	2/8/2019	11/8/2019	\$557,169	-	3/31/2024
Covia Holdings Corporation	1	7/12/2022	\$1,000,000	8/22/2014	3/25/2019	\$2,196	-	10/31/2023
DEPOMED, INC.,	1	8/17/2022	\$1,000,000	7/29/2015	8/7/2017	\$2,162	-	11/30/2023
EDUCATION REALTY TRUST INC	2	6/15/2022	\$10,000,000	9/27/2004	11/20/2018	-	4,813	9/30/2023

Status Report

Settled Class Action - Previously Filed Claims								
Case Name	# Claims	Claim Deadline	Settlement Fund	Class Period		Total Recognized Loss	Pro Rata Shares	Est Pay Date
ENDO INTERNATIONAL PLC	1	2/14/2022	\$63,400,000	3/1/2015	5/26/2017	\$397,581	-	11/27/2023
EVOLENT HEALTH INC	2	12/16/2022	\$23,500,000	1/9/2018	8/26/2019	\$7,831	-	3/31/2024
EXACTECH INC	2	7/5/2022	\$5,600,000	4/1/1996	4/15/2018	-	449	10/31/2023
FINISAR CORPORATION	1	2/26/2021	\$6,800,000	12/1/2010	6/7/2011	\$1,843	-	10/27/2023
Facebook Fair Fund	7	11/30/2022	\$100,000,000	1/27/2016	6/15/2018	\$0	-	1/31/2024
GENERAL ELECTRIC CO	5	10/19/2022	\$200,000,000	10/15/2015	4/16/2018	\$65,038	-	1/31/2024
GRUBHUB INC	6	2/2/2023	\$42,000,000	4/24/2019	1/24/2020	\$0	-	5/31/2024
HEALTHCARE SERVICES GROUP INC	1	2/7/2022	\$16,800,000	4/7/2014	5/10/2021	-	-	11/27/2023
MALLINCKRODT PLC,	1	10/27/2022	\$65,750,000	10/5/2015	2/2/2018	\$83,392	-	1/31/2024
MICROCHIP TECHNOLOGY INC.,	1	7/20/2022	\$9,000,000	3/1/2018	11/7/2018	\$68,892	-	10/31/2023
MILLER ENERGY RESOURCES, INC.,	2	8/18/2022	\$35,000,000	8/28/2011	3/29/2016	\$46,906	-	11/30/2023
MOLINA HEALTHCARE, INC.,	3	10/17/2020	\$7,500,000	10/30/2014	10/31/2017	\$5,371	-	11/27/2023
Mylan N.V. Fair Fund	7	4/25/2022	\$30,000,000	3/1/2015	11/30/2016	\$19,463	-	6/30/2023
NEWELL BRANDS INC	9	3/2/2023	\$102,500,000	9/9/2003	10/18/2022	\$0	-	6/30/2024
OMEGA HEALTHCARE INVESTORS, INC.,	6	3/24/2023	\$30,750,000	2/7/2017	1/29/2018	\$0	-	6/30/2024
OSI SYSTEMS, INC.,	1	5/11/2022	\$12,500,000	8/20/2013	5/2/2018	-	-	8/31/2023
PATTERSON COMPANIES, INC.,	2	5/25/2022	\$63,000,000	6/25/2013	5/29/2018	\$344,019	-	8/31/2023
PEABODY ENERGY CORP.	2	2/2/2023	\$4,625,000	4/2/2017	1/24/2020	\$8,095	-	5/31/2024
PERFORMANCE SPORTS GROUP LTD.,	1	11/14/2022	\$13,000,000	1/14/2015	1/27/2017	\$3,648	-	2/29/2024
RESIDEO TECHNOLOGIES INC	2	3/4/2022	\$55,000,000	2/3/1998	2/7/2020	\$190,679	-	6/30/2023
SEALED AIR CORP	1	12/27/2022	\$12,500,000	11/16/2014	9/18/2019	\$0	-	3/31/2024
STERICYCLE, INC.,	4	8/7/2019	\$45,000,000	2/6/2013	5/22/2018	\$338,669	-	10/27/2023
SUPER MICRO COMPUTER INC	1	9/18/2021	\$17,851,056	10/21/2014	4/30/2018	\$0	-	6/29/2023
SUPER MICRO COMPUTER, INC.,	1	2/27/2023	\$18,250,000	8/4/2016	11/19/2018	\$4,427	-	5/31/2024
SYNCHRONOSS TECHNOLOGIES, INC,	1	1/6/2022	\$19,000,000	10/27/2014	9/11/2017	-	-	10/27/2023
TEVA PHARMACEUTICAL INDUSTRIES LIMITED	10	5/17/2022	\$420,000,000	2/5/2014	2/16/2022	\$435,751	-	8/31/2023
TEXTRON INC	1	1/20/2023	\$7,900,000	1/30/2018	3/6/2019	\$8,538	-	4/30/2024
TWITTER INC	1	11/23/2022	\$809,500,000	2/5/2015	10/30/2015	\$28,525	-	2/29/2024
UNITI GROUP INC	3	12/1/2022	\$38,875,000	4/23/2015	9/20/2019	\$1,609,443	-	3/31/2024
VALEANT PHARMACEUTICALS	1	2/15/2021	\$94,000,000	2/27/2012	2/15/2021	\$0	-	10/27/2023
VALEANT PHARMACEUTICALS INTERNATIONAL, INC.,	4	5/6/2020	\$1,210,000,000	1/3/2013	9/2/2016	\$327,916	-	11/28/2023

Status Report

Settled Class Action - Previously Filed Claims

Case Name	# Claims	Claim Deadline	Settlement Fund	Class Period		Total Recognized Loss	Pro Rata Shares	Est Pay Date
WAGEWORKS, INC.,	1	9/14/2021	\$30,000,000	5/5/2016	5/15/2019	\$1,439	-	6/29/2023

Antitrust - Previously Filed Claims

Case Name	# Claims	Claim Deadline	Settlement Fund	Class Period	
(EURIBOR) Sullivan v. Barclays PLC et al.	10	8/1/2018	\$309,000,000	6/1/2005	3/31/2011
(EURIBOR) Sullivan v. Barclays PLC et al.	24	7/31/2019	\$182,500,000	6/1/2005	3/31/2011
(EUROYEN) Laydon v. Mizuho Bank, Ltd. et al	14	2/20/2018	\$206,000,000	1/1/2006	6/30/2011
(EUROYEN) Laydon v. Mizuho Bank, Ltd. et al	14	9/25/2018	\$30,000,000	1/1/2006	6/30/2011
(GOLD Fixing) In re Commodity Exchange,	1	8/23/2021	\$102,000,000	1/1/2004	6/30/2013
(GOLD Fixing) In re Commodity Exchange,	1	4/19/2022	\$50,000,000	1/1/2004	6/30/2013
In re: Foreign Exchange Benchmark Rates	39	5/16/2018	\$2,310,275,000	1/1/2003	12/15/2015
LIBOR Bondholders	14	12/28/2020	\$68,625,000	8/1/2007	5/31/2010
LIBOR Bondholders	14	2/27/2023	\$1,749,000	8/1/2007	5/31/2010
LIBOR Green Pond (Non-Defendant OTC)	8	1/3/2021	\$21,775,000	8/1/2007	5/31/2010
Mexican Government Bonds	11	11/29/2021	\$20,700,000	1/1/2006	4/19/2017
SSA Bonds	10	4/16/2021	\$95,500,000	1/1/2005	3/6/2019

Passive Group Litigation - Previously Registered Claims

Case Name	# Claims	Participation Deadline	Settlement Fund	Class Period		FRT Damages	Damaged Shares
AMP Limited (Maurice Blackburn/Slater & Gordon)	1		-	5/9/2012	3/31/2019	\$0	-

Opt-In Monitoring - Previously Registered

Case Name	# Registrations	Participation Deadline	Class Period		FRT Damages	Damaged Shares
Bayer AG (DRRT)	6	11/19/2021	9/29/2009	12/31/2019	\$225,938	-
Daimler AG (Robins Geller/Nieding & Barth)	6	11/30/2021	7/10/2012	10/15/2019	\$1,680,520	-
Danske Bank (Grant & Eisenhofer/DRRT)	2	9/11/2020	9/5/2017	5/14/2019	\$679,164	-
Nissan Motor Co. Ltd. (KTMC)	6	5/25/2020	6/1/2011	12/31/2019	\$1,541,037	-
VOLKSWAGEN AG/ PORSCHE (Grant & Eisenhofer)	9	12/31/2018	12/31/2007	12/31/2015	\$79,708	-

Opt-Out Monitoring - Previously Participated

Case Name	# Registrations	Participation Deadline	Class Period		FRT Damages
PG&E Corporation and Pacific Gas and Electric Company (FRT Internal)	11	4/16/2020	4/29/2015	11/15/2018	\$0

SIB & TFFR Board/Committee Calendar 2023-24

July 2023

July 10, 2023 – SIB GPR @ 10:00 AM
July 12, 2023 – SIB ERCC @ 10:00 AM
July 14, 2023 – Investment Comm @ 9:00 AM
July 20, 2023 – TFFR @ 1:00 PM
July 21, 2023 – SIB @ 8:30 AM

August 2023

August 2, 2023 – SIB Audit Committee @ 2:30 PM
August 10, 2023 – TFFR GPR @ 10:00 AM
August 11, 2023 – Investment Comm @ 9:00 AM
August 11, 2023 – SIB GPR @ 2:00 PM
August 25, 2023 – SIB @ 8:30 AM

September 2023

September 8, 2023 – Investment Comm @ 9:00 AM
September 12, 2023 – SIB Securities @ 10:00 AM
September 14, 2023 – SIB GPR @ 10:00 AM
September 21, 2023 – TFFR @ 1:00 PM
September 22, 2023 – SIB @ 8:30 AM
September 27, 2023 – SIB ERCC @ 10:00 AM

October 2023

October 12, 2023 – SIB GPR @ 10:00 AM
October 23, 2023 – Investment Comm @ 9:00 AM
October 27, 2023 – SIB @ 8:30 AM

November 2023

November 6, 2023 – SIB ERCC @ 10:00 AM
November 7, 2023 – TFFR GPR @ 3:30 PM
November 8, 2023 – SIB GPR @ 10:00 AM
November 9, 2023 – Investment Comm @ 9:00 AM
November 14, 2023 – SIB Audit Committee @ 2:30 PM
November 16, 2023 – TFFR @ 1:00 PM
November 17, 2023 – SIB @ 8:30 AM

December 2023

December 5, 2023 – SIB Securities @ 10:00 AM
December 8, 2023 – Investment Comm @ 9:00 AM
December 15, 2023 – SIB @ 8:30 AM (tentative)

January 2024

January 9, 2024 – SIB ERCC @ 10:00 AM
January 11, 2024 – Investment Comm @ 9:00 AM
January 18, 2024 – SIB GPR @ 10:00 AM
January 25, 2024 – TFFR @ 1:00 PM
January 26, 2024 – SIB @ 8:30 AM

February 2024

February 6, 2024 – TFFR GPR @ 3:30 PM
February 7, 2024 – SIB ERCC @ 10:00 AM
February 9, 2024 – Investment Comm @ 9:00 AM
February 15, 2024 – SIB Audit Committee @ 2:30 PM
February 23, 2024 – SIB @ 8:30 AM

March 2024

March 8, 2024 – Investment Comm @ 9:00 AM
March 12, 2024 – SIB Securities @ 10:00 AM
March 13, 2024 – SIB ERCC @ 10:00 AM
March 14, 2024 – SIB GPR @ 10:00 AM
March 21, 2024 – TFFR @ 1:00 PM
March 22, 2024 – SIB @ 8:30 AM

April 2024

April 12, 2024 – Investment Comm @ 9:00 AM
April 16, 2024 – SIB ERCC @ 10:00 AM
April 18, 2024 – SIB GPR @ 10:00 AM
April 25, 2024 – TFFR @ 1:00 PM
April 26, 2024 – SIB @ 8:30 AM

May 2024

May 1, 2024 – TFFR GPR @ 3:30 PM
May 7, 2024 – SIB ERCC @ 10:00 AM
May 8, 2024 – SIB GPR @ 10:00 AM
May 9, 2024 – SIB Audit Committee @ 2:30 PM
May 10, 2024 – Investment Comm @ 9:00 AM
May 17, 2024 – SIB @ 8:30 AM

June 2024

June 11, 2024 – SIB Securities @ 10:00 AM
June 13, 2024 – TFFR Board Retreat @ 1:00 PM
June 14, 2024 – Investment Comm @ 9:00 AM