



AlaFile E-Notice

01-CV-2012-902101.00

Judge: ELISABETH A FRENCH

To: DAVIS GREGORY LOUIS
gldavis@knology.net

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

CITY OF BIRMINGHAM RETIREMENT AND RELIEF SYSTEM V. METLIFE, INCORPORAT
01-CV-2012-902101.00

A court action was entered in the above case on 1/11/2018 2:30:35 PM

ORDER

[Filer:]

Disposition: GRANTED
Judge: EAF
Notice Date: 1/11/2018 2:30:35 PM

ANNE-MARIE ADAMS
CIRCUIT COURT CLERK
JEFFERSON COUNTY, ALABAMA
JEFFERSON COUNTY, ALABAMA
716 N. RICHARD ARRINGTON BLVD.
BIRMINGHAM, AL, 35203

205-325-5355
anne-marie.adams@alacourt.gov



IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

**CITY OF BIRMINGHAM RETIREMENT)
AND RELIEF SYSTEM,**)

Plaintiff,)

v.)

METLIFE, INC., et al.,)

Defendants.)

Case No. CV-2012-902101-EAF

**ORDER GRANTING LEAD PLAINTIFF’S UNOPPOSED MOTION FOR
DISTRIBUTION OF CLASS SETTLEMENT FUND**

Lead Plaintiff, The City of Birmingham Retirement and Relief System, has filed a Motion for Distribution of Class Settlement Fund. This Court has considered the filings in connection therewith. Based upon all other prior proceedings it is hereby ORDERED that:

1. The proposed final Plan of Distribution recommended by the Court-appointed claims administration firm in this matter, Kurtzman Carson Consultants LLC (“KCC”) and set forth at ¶38 of the Distribution Declaration of Justin Hughes, dated December 20, 2017 (the “Hughes Distribution Declaration”), is approved as fair and reasonable;

2. KCC’s administrative determinations accepting the claims as set forth in Exhibit B-1 of the Hughes Distribution Declaration, and accepting the additional late but otherwise valid claims postmarked through and including December 15, 2017 as set forth in Exhibit B-2 of the Hughes Distribution Declaration, are approved.

3. The administrative determinations of KCC rejecting other claims, as set forth on Exhibit B-3 to the Hughes Distribution Declaration, are approved.

4. Any claims received after December 15, 2017 are and shall be rejected except as may be authorized in accord with subsection (d) of the Distribution Plan (as set forth in ¶38 of the Hughes Distribution Declaration);

5. KCC shall be paid the additional sum of \$ 169,212.25 from the Settlement Fund for the balance of its fees and expenses incurred and those expected to be incurred in connection with services performed, and to be performed, by KCC in administering the Settlement and in actually distributing the Settlement Fund to Class members;

6. The balance of the Net Settlement Fund after deducting claims administration payments previously allowed and those approved herein shall be distributed to the accepted Claimants listed on Exhibits B-1 and B-2 to the Hughes Distribution Declaration, in accordance with the Distribution Plan;

7. The payments to be distributed to the accepted Claimants shall bear the notation “CASH PROMPTLY; VOID AND SUBJECT TO RE-DISTRIBUTION IF NOT CASHED 120 DAYS AFTER ISSUE DATE.” Lead Counsel and KCC are authorized to take appropriate actions to locate and/or contact any eligible Claimant who has not cashed his, her, or its distribution within said time;

8. If there is any balance remaining in the Settlement Fund after six months from the date of the issuance of payments referenced in ¶7 (whether by reason of tax refunds, uncashed checks, or otherwise), (1) any such balance shall be reallocated among and distributed to Authorized Claimants in an equitable fashion, and (2), after any such reallocation, one half of any remaining residual amounts shall be distributed to the Alabama Investor Education Fund administered by the Alabama Securities Commission, and the remaining one half shall be distributed to Legal Services Alabama, a §501(c)(3) non-profit corporation, as provided in ¶6(e)

of the Stipulation and previously authorized by the Court's March 9, 2017 Final Judgment and Order of Dismissal;

9. All Class members, whether or not they are to receive payment from the Settlement Fund, are barred from making any further claim against the Settlement Fund or any of the Released Persons beyond the amount allocated to them pursuant to this Order;

10. KCC is hereby authorized to destroy paper or hard copies of the Proof of Claim forms and supporting documents no less than one year after the distribution of the Net Settlement Fund to eligible Claimants, and to destroy electronic or magnetic media data no less than three years after the distribution of the Net Settlement Fund to the eligible Claimants; and

11. This Court retains jurisdiction over any further application or matter which may arise in connection with this matter.

DONE and ORDERED this 11th day of January, 2018.

/s/ Elisabeth A. French
ELISABETH A. FRENCH
CIRCUIT JUDGE

cc: all parties