

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

-----X  
 BIRMINGHAM RETIREMENT AND RELIEF :  
 SYSTEM, et al., Individually and on Behalf of All :  
 Others Similarly Situated, :  
 :  
 Plaintiffs, :  
 :  
 - against - :  
 :  
 S.A.C. CAPITAL ADVISORS, L.P., et al., :  
 :  
 Defendants. :  
 :  
 -----X

(3614)  
 No. 13 Civ. 2459 (AM) (KNF)

ECF CASE

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DCC #: _____
DATE FILED: <u>10/3/2016</u>

**[PROPOSED] ORDER APPROVING PLAN OF ALLOCATION**

THIS MATTER having come before the Court on September <sup>30,</sup> ~~23,~~ 2016 on the Wyeth Lead Plaintiffs' motion for final approval of the proposed Settlement set forth in the Stipulation and Agreement of Settlement dated December 21, 2015, and the Plan of Allocation; the Court having considered all papers filed and proceedings had herein and otherwise being fully informed;

NOW, THEREFORE, IT IS HEREBY ORDERED that:

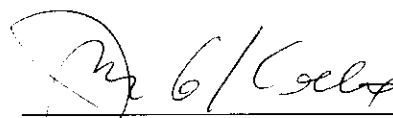
1. Pursuant to and in compliance with Rule 23 of the Federal Rules of Civil Procedure, this Court hereby finds and concludes that due and adequate notice was directed to persons and entities who are Class Members, advising them of the Plan of Allocation and of their right to object thereto, and a full and fair opportunity was accorded to persons and entities who are Class Members to be heard with respect to the Plan of Allocation.
2. The Court hereby finds and concludes that the formula in the Plan of Allocation for the calculation of the claims of Authorized Claimants that is set forth in the Notice of (I) Pendency and Proposed Settlement of Class Action; (II) Settlement Fairness Hearing; and

(III) Motion for an Award of Attorneys' Fees and Reimbursement of Litigation Expenses (the "Notice") disseminated to Class Members, provides a fair and reasonable basis upon which to allocate the net settlement proceeds among Class Members.

3. The Court hereby finds and concludes that the Plan of Allocation set forth in the Notice is, in all respects, fair and reasonable and the Court hereby approves the Plan of Allocation.

IT IS SO ORDERED.

Dated: 9/30, 2016



~~HONORABLE VICTOR MARRERO~~  
UNITED STATES DISTRICT JUDGE

JOHN G.  
120.ELTL