



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

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BIRMINGHAM RETIREMENT AND RELIEF
SYSTEM, et al., Individually and on Behalf of All
Others Similarly Situated,

Plaintiffs,

v.

S.A.C. CAPITAL ADVISORS, L.P., et al.,

Defendants.
-----X

No. 13 Civ. 2459 (VM) (KNF)
No. 12 Civ. 9350 (VM) (KNF)

**SUPPLEMENTAL
ORDER APPROVING NOTICE
AND SETTING THE DATE FOR
THE FINAL APPROVAL
HEARING**

WHEREAS, on December 21, 2015, the Wyeth Lead Plaintiffs and the SAC Capital Defendants¹ entered into a Settlement Agreement which is subject to review by this Court and which, together with the exhibits thereto, sets forth the terms and conditions for the proposed Settlement of the claims alleged in the above-entitled action (the "Action") on the merits and dismissal of the Action with prejudice;

WHEREAS, on January 7, 2016, this Court entered an order preliminarily approving the Settlement, approving notice and setting the date for the final approval hearing (the "Preliminary Approval Order");

WHEREAS, on April 26, 2016, the Wyeth Lead Plaintiffs filed an Unopposed Motion to: (i) revise the notice plan; (ii) increase the amount allocated for claims administration and notice costs; and (iii) set a new date for the final fairness hearing;

¹ All capitalized terms used that are not otherwise defined herein have the meanings defined in the Stipulation and Agreement of Settlement ("Settlement Agreement") dated December 21, 2015.

WHEREAS, the SAC Capital Defendants do not oppose the entry of this Supplemental Order (the "Supplemental Order");

NOW, THEREFORE, IT IS HEREBY ORDERED, this 28th day of April 2016 that:

1. The Court approves the form, terms and substance of the Postcard Notice, annexed hereto as Exhibit A.

2. Paragraph 18 of the Preliminary Approval Order is hereby amended to permit Wyeth Lead Counsel to authorize the payment to the Claims Administrator for the reasonable and customary fees and costs associated with giving Notice to the Class and the review of claims and administration of the Settlement, of up to \$348,000, out of the Settlement Fund without further order of the Court.

3. The Settlement Hearing described in Paragraph 8 of the Preliminary Approval Order is hereby adjourned until September 23, 2016 at 11 a.m. before the Honorable Victor Marrero in Courtroom 11B of the United States District Court for the Southern District of New York, 500 Pearl Street, New York, NY 10007. , 4. Any dates in the Preliminary Approval Order that were to be calculated with reference to the date of the Preliminary Approval Order shall now be calculated using the date on which the Court has entered this Supplemental Order.

4. Any dates in the Preliminary Approval Order that were to be calculated with reference to the date for the mailing of the Notice shall now be calculated using the date of the mailing of the Postcard Notice.

5. Any dates in the Preliminary Approval Order that were to be calculated with reference to the date of the Settlement Hearing set forth in the Preliminary Approval Order shall now be calculated using the date of the Settlement Hearing set forth in this Supplemental Order.

6. Except as provided above, the Preliminary Approval Order remains in full force and effect and is in no way altered or amended by entry of this Supplemental Order.

Dated: 28 April, 2016



HON. VICTOR MARRERO
UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF
NEW YORK