EXHIBIT 4

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

MICHAEL RUBIN,

Plaintiff.

v. : Case No. 08 Civ. 2233 (VM)

MF GLOBAL, LTD., et al.,

Defendants.

DECLARATION OF JAMES CONDON

I, James Condon, declare as follows pursuant to 28 U.S.C. § 1746:

- 1. I am the Deputy Chief Legal Officer and Secretary to the Board of Trustees for Lead Plaintiff Central States Southeast and Southwest Areas Pension Fund ("Central States" or the "Fund"), which was appointed Lead Plaintiff in this action on June 23, 2008 together with The State-Boston Retirement System, the Iowa Public Employees' Retirement System, and the Policemen's Annuity & Benefit Fund of Chicago. I have personal knowledge of the statements herein, and if called as a witness, could competently testify thereto.
- 2. Among my responsibilities as Deputy Chief Legal Officer, I monitor litigation matters for the Fund and supervise in-house and outside litigation counsel on its behalf and report to the Central States Executive Director and General Counsel, Thomas Nyhan. I have been the primary representative overseeing the above-referenced class action (the "Action") on behalf of Central States, reporting to the Fund's Board of Trustees.
- 3. I respectfully submit this declaration in support of Lead Plaintiffs' motion for final approval of the Settlement, Lead Counsel's request for attorneys' fees, and Central States'

application for reimbursement of wages and expenses directly relating to its representation of the Class. The matters testified to herein are based on my personal knowledge and/or discussions with outside counsel (*i.e.*, Cohen Milstein Sellers & Toll PLLC) and Central States' employees.

- 4. Central States is among the largest Taft-Hartley Funds in the country, with approximately \$17 billion in assets for the benefit of its more than 450,000 active and retired members. The Fund provides approximately \$2.5 billion in benefits to more than 210,000 of those participants annually. Between July 19, 2007 and February 28, 2008, which includes the time period covered by this Settlement, Central States purchased 185,520 shares of MF Global, Ltd. common stock and suffered out-of-pocket losses of \$1,276,576.01.
- 5. Like virtually all institutional investors, Central States' investment portfolio includes positions in a broad range of publicly traded companies. Because of its substantial participation in America's financial markets and its standing as an institutional investor, Central States has a vested interest in the integrity of our capital markets and the meritorious enforcement of the federal securities laws enacted to protect investors.
- 6. Although Central States has suffered investment losses in numerous publicly traded companies since the enactment of the Private Securities Litigation Reform Act of 1995 ("PSLRA"), it has been selective in choosing the cases in which it has sought to participate as an appointed lead plaintiff and did so in the above-captioned action after determining that the case merited institutional representation and participation. By seeking appointment as lead plaintiff in this action, Central States responded to the call of Congress for institutional shareholders to actively participate as a lead plaintiff in class action securities litigation and to further ensure that these actions were controlled and supervised by the shareholders for whom they were brought and prosecuted. Here, in seeking appointment as lead plaintiff, Central States understood its

responsibility to serve the best interests of Class Members by supervising the effective prosecution of this action, and actively undertook to do so at all times.

- 7. Central States approves and supports the Settlement and the request for attorneys' fees and expenses submitted by Co-Lead Counsel.
- 8. Since the Court appointed Central States as Lead Plaintiff on June 23, 2008, the Fund has been closely involved in the prosecution of the Action and its eventual settlement. Central States zealously performed its role as Lead Plaintiff in pursuit of a favorable resolution of this case, and as to the Settling Defendants, a favorable and substantial Settlement.
- 9. I have regularly communicated with outside counsel, from initiation of the action to the present, through telephone calls, written correspondence and electronic mail, and in-person meetings. Outside counsel consulted frequently with me concerning litigation strategy (such as decisions relating to amending the complaint, motion practice, appellate issues, mediation and settlement) and kept me well-informed about the progress and status of this case. In addition, I traveled to and attended the Court's hearing on appointment of Lead Plaintiffs.
- 10. I personally have spent approximately thirty (30) hours representing the Class in this matter. During the periods that I and other members of the Fund's Staff were occupied with this Action, we were unable to perform our regular duties on behalf of Central States. The time Central States' Staff expended on this case, and services Staff performed, are set forth in the attached Schedule 1.
- 11. Schedule 1 also sets forth the estimated cost for Central States on an hourly basis for the services of each Staff member who worked on this Action, in light of annual salaries, benefits and related administrative overhead, and the number of hours Staff works on an annual basis. These estimates are conservative in nature and reflect the minimum hourly costs to the

Fund for the services of the individuals in question. As set forth in Schedule 1, the cost to the Fund for time spent by Staff on the Action is \$4,826.00. In addition, the Fund has incurred unreimbursed expenses of \$586.54 as a result of its representation of the Class in this Action, which includes expenses for travel.

- 12. Accordingly, I respectfully request that Central States be awarded \$5,412.54 for wages of its employees and other expenses directly related to the Fund's representation of the Class as Lead Plaintiff.
- 13. I respectfully submit this declaration in support of the Settlement of this Action, the Fund's request for reimbursement of its time and expenses, and approval of the payment of attorney's fees equaling 18% of the Settlement Fund, plus reimbursement of litigation expenses in the amount of \$254,531.79.

I hereby declare under penalty of perjury that the foregoing is true and correct, within the limits of my knowledge.

Executed on October 20, 2011.

James Condon

SCHEDULE 1

SCHEDULE OF CENTRAL STATES' LOST-TIME AND TRAVEL EXPENSES IN MF GLOBAL, LTD.

<u>Time</u>

Thomas C. Nyhan (TCN) Executive Director and General Counsel Services: reviewing legal memoranda and consulting with JPC; preparation for Board of Trustees discussion of proposed settlement.	1.5 hrs @ \$160/hr	=	\$240
James P. Condon (JPC) Deputy Chief Legal Officer Services: review legal memos and prepare same; review trading data; review pleadings; consult with, monitor and direct outside counsel; consult with TCN; attend lead Plaintiff's hearing; consultations with co-lead plaintiffs; discuss proposed settlement with Board of Trustees.	30 hrs @ \$125/hr	=	\$3,750
Charles H. Lee (CHL) Associate General Counsel Services: review pleadings and consult with JPC; prepare Lost-Time and Expenses Schedule.	0.8 hrs @ \$95/hr	=	\$76
George O. Hansen (GOH) Senior Paralegal Services: organize and review pleadings.	2.0 hrs @ 55/hr	=	\$110
Mark Vieu (MV) Division Manager, Financial Department Services: Prepare trading schedules and review same.	10.0 hrs @ 65/hr	=	\$650
Travel			
JPC travel to New York for lead plaintiff hearing on 6/20/08			586.54

Total Time and Expenses:

\$5,412.54