

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

PASHA S. ANWAR, et al.,

Plaintiffs,

v.

FAIRFIELD GREENWICH LIMITED, *et al.*,

Defendants.

Master File No. 09-cv-118 (VM) (FM)

**SUPPLEMENTAL AFFIDAVIT OF JASON RABE
REGARDING CITCO CLASS ACTION NOTICE**

STATE OF MINNESOTA)
) ss:
COUNTY OF HENNEPIN)

JASON RABE, being first duly sworn, deposes and says:

1. I submit this supplemental affidavit to provide the Court with updated information regarding, among other things, the mailing of the Notice of Proposed Partial Settlement of Class Action and Settlement Fairness Hearing, and Motion for Attorneys’ Fees and Reimbursement of Expenses (the “Citco Notice”) and Proof of Claim and Release Form (“Citco Proof of Claim”) (together, the “Citco Notice Packet”) and the receipt of requests for exclusion from the Settlement Class. I am a Program Manager for Rust Consulting, Inc. (“Rust”), the Court-appointed Claims Administrator. I am over 21 years of age and am not a party to this Action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

2. On September 29, 2015, I executed my original affidavit (the “Initial Affidavit”) that was filed with the Court on October 6, 2015 [Dkt No. 1424], attesting, among other things, to the mailing of the Citco Notice Packet and the publication of the Summary Notice once each in the international editions of *The Wall Street Journal* and the dissemination of the Summary Notice for worldwide distribution, including North America, over *PR Newswire*.

3. As more fully stated in my Initial Affidavit (at ¶10), as of September 25, 2015, Rust had mailed a total of 4,394 Citco Notice Packets to potential Class Members. Since my Initial Affidavit was executed, during the period from September 26, 2015 through November 5, 2015, inclusive, in response to correspondence or inquiries from potential Class Members and record holders, Rust has mailed an additional 36 Citco Notice Packets to potential Class Members. Accordingly, as of close of business November 5, 2015, we have mailed a total of 4,430 Citco Notice Packets to potential Class Members.

4. As stated in my Initial Affidavit (at ¶13), on August 27, 2015, Rust posted the Citco Notice, Citco Proof of Claim, and important Court documents including the Preliminary Approval Order, Citco Stipulation of Settlement and decisions and orders of the Court, on a website dedicated to the Citco Settlement and to the *Anwar* litigation (www.FairfieldGreenwichLitigation.com). From August 27, 2015 through November 5, 2015, the Website has had 4,540 total hits.

5. Rust operates a toll-free telephone hotline (1-855-263-3450), and a direct dial line for international callers (1-612-359-7949), with an Interactive Voice Response System (“IVR”) and live operators to assist potential Class Members with questions about the Settlement, as stated in my Initial Affidavit (at ¶14). From August 27, 2015, the date of initial mailing of the

Citco Notice Packet, through November 5, 2015, Rust has received 159 calls on these lines, of which 109 callers requested and spoke with a live operator for assistance.

6. As stated in ¶15 of my Initial Affidavit, the Notice informed Class Members that the deadline for requesting exclusion from the Class was October 16, 2015. Rust has received a total of 566 timely and complete Requests for Exclusion from the Class. The names of these 566 Persons will be included in Exhibit 1 to the proposed Final Judgment of Dismissal with Prejudice (to be filed under seal).

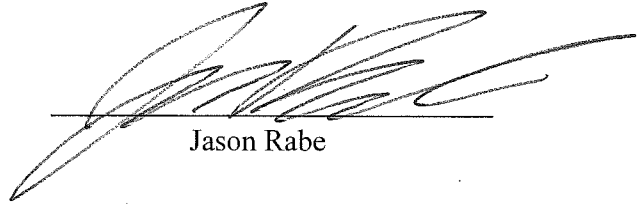
7. In addition, Rust received two (2) timely Requests for Exclusion from the Class; however, those claimants subsequently revoked their Requests so that their names will not be included on Exhibit 1 to the Final Judgment.

8. In addition, as of close of business November 5, 2015, Rust had received four (4) late Requests for Exclusion from the Class. Paragraph 14 of the Preliminary Approval Order required that any requests for exclusion be “received by the Claims Administrator ... on or before 35 days prior to the Settlement Hearing [i.e., October 16, 2015].” The four (4) late Requests for Exclusion from the Class were received between October 19, 2015 and November 5, 2015. The dollar value of the claims reflected in the four (4) late Requests for Exclusion from the Class calculates to an aggregate Net Loss of principal of \$1,015,611.89. At the direction of Plaintiffs’ Lead Counsel, subject to court approval, we have accepted these Requests for Exclusion, and will identify these class members on Exhibit 1 to the Final Judgment.

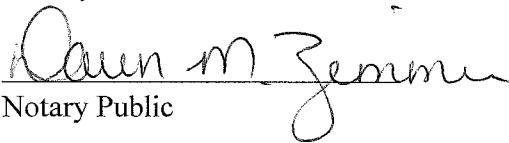
10. Complete copies of all 570 Requests for Exclusion, including all supporting documentation, were provided to Plaintiffs’ Lead Counsel.

11. To date, Rust has received a total of 508 Citco Proof of Claim forms from Settlement Class Members. We have not yet calculated the value of those claims. In our experience, the vast majority of claim forms are received shortly prior to the deadline for filing claims, which is December 28, 2015 in this case.

12. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.


Jason Rabe

Sworn to before me this
6th day of November, 2015


Notary Public

