

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ SEP 19 2018 ★
BROOKLYN OFFICE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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| _____ | X | |
| CHRISTOPHER PARCHMANN, Individually : | : | Civil Action No. 1:18-cv-00780-SJ-RLM |
| and on Behalf of All Others Similarly Situated, : | : | |
| | : | <u>CLASS ACTION</u> |
| Plaintiff, : | : | |
| | : | Hon. Sterling Johnson, Jr. |
| vs. : | : | |
| | : | STIPULATION AND PROPOSED ORDER |
| METLIFE, INC., STEVEN A. KANDARIAN, : | : | APPOINTING LEAD PLAINTIFF AND |
| and JOHN C.R. HELE, : | : | LEAD COUNSEL |
| | : | |
| Defendants. : | : | |
| _____ | X | |

WHEREAS, motions for appointment of lead plaintiff and appointment of lead counsel were filed on the April 16, 2018 statutory deadline in this securities class action brought pursuant to the Private Securities Litigation Reform Act of 1995 (“PSLRA”) on behalf of investors in MetLife, Inc. (“MetLife”);

WHEREAS, Labourers’ Pension Fund of Central and Eastern Canada (“Labourers’ Pension Fund”) filed a motion for appointment as lead plaintiff and appointment of lead counsel on the statutory deadline (ECF No. 11);

WHEREAS, KBC Asset Management NV (“KBC”) filed a motion for appointment as lead plaintiff and appointment of lead counsel on the statutory deadline (ECF No. 23);

WHEREAS, Iron Workers Local 580 – Joint Funds (“IW 580”) filed a motion for appointment as lead plaintiff and appointment of lead counsel on the statutory deadline (ECF No. 25);

WHEREAS, Pompano Beach Police and Firefighters Retirement System (“Pompano Police & Fire”) filed a motion for appointment as lead plaintiff and appointment of lead counsel on the statutory deadline (ECF No. 16);

WHEREAS, Christopher E. Kepa (“Kepa”) filed a motion for appointment as lead plaintiff and appointment of lead counsel on the statutory deadline (ECF No. 15);

WHEREAS, Mardee Stirling (“Stirling”) filed a motion for appointment as lead plaintiff and appointment of lead counsel on the statutory deadline (ECF No. 20);

WHEREAS, IW 580 filed a Notice of Withdrawal on April 16, 2018 (ECF No. 34), Pompano Police & Fire filed a Notice of Non-opposition on April 16, 2018 (ECF No. 35), Kepa filed a Notice of Withdrawal on April 26, 2018 (ECF No. 38), and Stirling did not submit an opposition or reply brief and therefore effectively abandoned her motion;

WHEREAS, Labourers' Pension Fund and KBC have concluded that a protracted dispute concerning lead plaintiff appointment in this action is not in the best interests of the class and that jointly prosecuting this litigation would be appropriate and assist with the speedy commencement of this litigation; and

WHEREAS, without either party waiving their position on what the law is, Labourers' Pension Fund and KBC have agreed to resolve their competing motions and to seek, with the Court's approval, to serve jointly as lead plaintiff;

IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval, as follows:

1. Pursuant to the PSLRA, 15 U.S.C. §78u-4(a)(3)(B), Labourers' Pension Fund and KBC are appointed as Lead Plaintiff in the Action;
2. Pursuant to 15 U.S.C. §78u-4(a)(3)(B)(v), Robbins Geller Rudman & Dowd LLP and Motley Rice LLC are approved as Co-Lead Counsel in the Action, and Joe Kendall of Kendall Law Group, PLLC is approved as additional counsel for Labourers' Pension Fund; and
3. Within 14 days after the entry of this [Proposed] Order, Labourers' Pension Fund and KBC will confer with defendants and jointly submit a proposed schedule for the filing of an amended complaint and for the filing of a responsive pleading, including a briefing schedule with respect to any anticipated motions to dismiss.

DATED: August 16, 2018

ROBBINS GELLER RUDMAN
& DOWD LLP
SAMUEL H. RUDMAN
DAVID A. ROSENFELD
VINCENT M. SERRA



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*Counsel for KBC Asset Management NV and
[Proposed] Co-Lead Counsel for the Class*

* * *

~~PROPOSED~~ ORDER GRANTING STIPULATION

Pursuant to stipulation and for good cause shown, IT IS SO ORDERED.

DATED: 9/12/18

/s/(SJ)

THE HONORABLE STERLING JOHNSON, JR.
UNITED STATES DISTRICT JUDGE