

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

IN RE LIBOR-BASED FINANCIAL INSTRUMENTS ANTITRUST LITIGATION
THIS DOCUMENT RELATES TO:
The OTC Action

No. 1:11-md-2262-NRB

**OTC PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR PRELIMINARY
APPROVAL OF SETTLEMENT WITH DEFENDANTS COÖPERATIEVE RABOBANK
U.A., LLOYDS BANKING GROUP PLC, LLOYDS BANK PLC, HBOS PLC, BANK OF
SCOTLAND PLC, ROYAL BANK OF CANADA, PORTIGON AG, AND
WESTDEUTSCHE IMMOBILIEN SERVICING AG**

TO: ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD

PLEASE TAKE NOTICE that, on a date and at a time to be determined by the Court, at the United States District Court for the Southern District of New York, Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, New York 10007, in the Courtroom of the Honorable Naomi Reice Buchwald, OTC Plaintiffs will, and hereby do, move the Court, pursuant to Federal Rule of Civil Procedure 23(e), for an Order: (i) granting preliminary approval of the proposed settlement (“Settlement”) reached between OTC Plaintiffs and Defendants Coöperatieve Centrale Raiffeisen-Boerenleenbank B.A. (n/k/a Coöperatieve Rabobank U.A.) (“Rabobank”), Lloyds Banking Group plc, Lloyds Bank plc, HBOS plc, and Bank of Scotland plc (together, “Lloyds”), Royal Bank of Canada (“RBC”), and WestLB AG (n/k/a Portigon AG) and Westdeutsche Immobilienbank AG (n/k/a Westdeutsche Immobilien Servicing AG) (together, “Portigon”), in the above-captioned action; (ii) certifying the proposed Settlement Class; (iii) appointing Hausfeld LLP and Susman Godfrey L.L.P. as Settlement Class Counsel, and (iv) granting preliminary approval of the proposed Plan of Distribution in connection with the Settlement.

Submitted in support of OTC Plaintiffs' Motion for Preliminary Approval of Settlement with Rabobank, Lloyds, RBC, and Portigon are: (i) the Memorandum of Law in Support of OTC Plaintiffs' Motion for Preliminary Approval of Settlement with Defendants Rabobank, Lloyds, RBC, and Portigon; (ii) the Declaration of Seth Ard in Support of OTC Plaintiffs' Motion for Preliminary Approval of Settlement with Defendants Rabobank, Lloyds, RBC, and Portigon and the exhibits attached to that declaration; and (iii) the [Proposed] Order Preliminarily Approving Settlement.

Dated: July 21, 2023

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