

In re Investment Technology Group, Inc.
Securities Litigation

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: No. 15 Civ. 6369 (JFK)

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: Consolidated

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: **CLASS ACTION**

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¹ Pursuant to this Court’s November 5, 2018 Order Preliminarily Approving Settlement, Certifying Settlement Class, and Providing for Notice of Settlement (the “Preliminary Approval Order”), ECF No. 114, Garden City Group, LLC (“GCG”) was authorized to act as the Claims

Proof of Claim and Release forms, including the late but otherwise eligible Proofs of Claim, listed in Exhibit B-2 to the Declaration of Yaakov Tribuch in Support of Motion for Distribution of the Net Settlement Fund (the “Tribuch Declaration”), are hereby APPROVED.

3. As determined by the Claims Administrator, wholly rejected or otherwise ineligible Proofs of Claim are hereby REJECTED.

4. The Claims Administrator’s determinations as to the two Disputed Claims, *see* Tribuch Decl. ¶¶ 35-37 and Ex. C thereto, are hereby APPROVED.

5. The distribution of the Net Settlement Fund to Authorized Claimants is hereby AUTHORIZED and shall be conducted in accordance with the Settlement Agreement, the Court-approved Plan of Allocation, and the distribution plan for payment of the Net Settlement Fund set forth in paragraphs 38-44 of the Tribuch Declaration, which is hereby APPROVED.

6. New Proofs of Claim received after April 30, 2020, will be rejected as untimely and will not be accepted.

7. A payment in the amount of \$19,953.11 from the Settlement Fund for Epiq’s estimate of its fees and expenses to be incurred in connection with the initial distribution of the Net Settlement Fund is hereby AUTHORIZED. If the incurred fees and expenses for the initial distribution are lower than the estimate, the Claims Administrator shall promptly reimburse the Net Settlement Fund.

8. Pursuant to the Settlement Agreement, if there is any balance remaining in the Net Settlement Fund after at least four (4) months from the date of the initial distribution of the Net Settlement Fund, Lead Counsel shall, if feasible and economical, reallocate such balance among

Administrator in connection with the Settlement of the above-captioned action. GCG was acquired by Epiq on June 15, 2018 and is now continuing operations as part of Epiq.

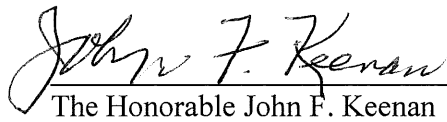
Authorized Claimants who have cashed their checks in an equitable and economic fashion after the Claims Administrator has made reasonable and diligent efforts to have Authorized Claimants cash their checks and after the payment of any unpaid Taxes and Notice and Administration Expenses. Pursuant to the Settlement Agreement, any balance, if any, that remains in the Net Settlement Fund following such reallocation and after payment of any unpaid Notice and Administration Expenses and Taxes shall be contributed to a non-profit to be mutually agreed upon by Lead Counsel and counsel for ~~Avon~~ *Investment Technology Group (ITG)*.

9. The administration of the Settlement and the proposed distribution of the Net Settlement Fund comply with the terms of the Settlement Agreement and the Plan of Allocation. All persons involved in the review, verification, calculation, tabulation, or any other aspect of the processing of the claims submitted herein, or otherwise involved in the administration or taxation of the Settlement Fund or the Net Settlement Fund are released and discharged from any and all claims arising out of such involvement, and all Settlement Class Members, whether or not they are to receive payment from the Net Settlement Fund, are barred from making any further claims against the Net Settlement Fund or the Released Parties beyond the amount allocated to them pursuant to this Order.

10. The Court retains jurisdiction to consider any further applications concerning the administration of the Settlement, and such other and further relief as this Court deems appropriate.

IT IS SO ORDERED.

DATED: New York, New York
June 20, 2020


The Honorable John F. Keenan
United States District Judge