

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: LIBOR-BASED FINANCIAL INSTRUMENTS ANTITRUST LITIGATION	MDL No. 2262 (NRB) Honorable Naomi Reice Buchwald
THIS DOCUMENT RELATES TO:	
MAYOR AND CITY COUNCIL OF BALTIMORE, et al.,  Plaintiffs,  v.  CREDIT SUISSE AG, et al.,  Defendants.	No. 11-cv-5450 (NRB)

**[PROPOSED] ORDER AUTHORIZING AMENDED DISTRIBUTION OF THE  
BARCLAYS, CITIBANK, DEUTSCHE BANK, AND HSBC NET SETTLEMENT FUNDS  
TO CLAIMANTS AND REIMBURSEMENT OF ADDITIONAL CLAIMS  
ADMINISTRATION EXPENSES**

WHEREAS, on August 1, 2018, this Court entered a Memorandum, Order, and Judgment granting final approval of the settlement between OTC Plaintiffs and Barclays Bank plc and of the settlement between OTC Plaintiffs and Citibank, N.A. and Citigroup Inc. (Dkt. No. 2655);

WHEREAS, on October 25, 2018, this Court entered a Final Judgment and Order Granting Final Approval of Settlements with Deutsche Bank Aktiengesellschaft and HSBC Bank plc (Dkt. No. 2746);

WHEREAS, the Court previously appointed Rust Consulting, Inc. (“Rust”) as the Claims Administrator for these four settlements (Dkt. No. 1948; Dkt. No. 2247; Dkt. No. 2480; Dkt. No. 2481);

WHEREAS, the Court previously approved plans of distribution for these four settlements (Dkt. No. 2655; Dkt. No. 2746);

WHEREAS, the Court previously granted OTC Plaintiffs' Motion to Authorize Distribution of the Barclays, Citibank, Deutsche Bank, and HSBC Net Settlement Funds to Claimants and Reimbursement of Claims Administration Expenses ("Distribution Order") (Dkt. 3300);

WHEREAS, the Court has reviewed OTC Plaintiffs' Motion to Authorize Amended Distribution of the Barclays, Citibank, Deutsche Bank, and HSBC Net Settlement Funds to Claimants and Reimbursement of Additional Claims Administration Expenses ("Motion for Amended Distribution");

WHEREAS, the Court has also reviewed the material accompanying the Motion for Amended Distribution, including the Declaration of Amy Lake in Support of OTC Plaintiffs' Motion to Authorize Amended Distribution of the Barclays, Citibank, Deutsche Bank, and HSBC Net Settlement Funds to Claimants and Reimbursement of Additional Claims Administration Expenses, the Declaration of S. Ilan Guedj in Support of OTC Plaintiffs' Motion to Authorize Amended Distribution of the Barclays, Citibank, Deutsche Bank, and HSBC Net Settlement Funds to Claimants and Reimbursement of Additional Claims Administration Expenses and Exhibit 1 thereto; and the Declaration of Geng Chen in Support of OTC Plaintiffs' Motion to Authorize Amended Distribution of the Barclays, Citibank, Deutsche Bank, and HSBC Net Settlement Funds to Claimants and Reimbursement of Additional Claims Administration Expenses; and

WHEREAS, the Court finds that, in light of the aforementioned submissions, it would be appropriate to exercise its discretion under Federal Rule of Civil Procedure 60(b) to amend its prior Distribution Order;

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the instant motion is **GRANTED** and the prior Distribution Order (Dkt. 3300) is **AMENDED** as follows:


1. The first sentence of Paragraph 1 shall now read: “The Claims Administrator’s **amended** administrative determinations concerning the claims submitted to the Barclays, Citibank, Deutsche Bank, and HSBC settlements are hereby approved.”

2. Paragraph 2 shall now read: “The Claims Administrator shall distribute payments to authorized claimants from the net settlement funds as proposed by Class Counsel and reflected in Exhibit 1 to the **Declaration of S. Ilan Guedj in Support of OTC Plaintiffs’ Motion to Authorize Amended Distribution of the Barclays, Citibank, Deutsche Bank, and HSBC Net Settlement Funds to Claimants and Reimbursement of Additional Claims Administration Expenses.**”

3. Paragraph 4 shall now read: “Class Counsel shall be reimbursed **\$762,547.69** from each of the four settlements, for a total of **\$3,050,190.77**, for payment of expenses incurred or to be incurred by Bates White in connection with claims administration. **Of this total amount, \$35,000 shall be reserved for estimated expenses and shall be disbursed as incurred.**”

4. The Distribution Order entered on July 13, 2021 (Dkt. 3300) remains in effect except as amended herein.

IT IS SO ORDERED on this 14 day of December, 2021.

  
Hon. Naomi Reice Buchwald  
UNITED STATES DISTRICT JUDGE