

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS

CITY OF PONTIAC GENERAL)	No. 5:12-cv-05162-SOH
EMPLOYEES' RETIREMENT SYSTEM,)	
Individually and on Behalf of All Others)	<u>CLASS ACTION</u>
Similarly Situated,)	
)	
Plaintiff,)	
)	
vs.)	
)	
WAL-MART STORES, INC., et al.,)	
)	
Defendants.)	

NOTICE OF MOTION AND LEAD PLAINTIFF'S MOTION FOR FINAL
APPROVAL OF CLASS ACTION SETTLEMENT AND APPROVAL OF PLAN OF
ALLOCATION AND FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES
AND AN AWARD TO LEAD PLAINTIFF PURSUANT TO 15 U.S.C. §78u-4(a)(4)

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that on April 4, 2019, at 10:00 a.m., at the United States Courthouse, 100 Reserve Street, Hot Springs, Arkansas 71901, or as soon thereafter as counsel may be heard before the Honorable Susan O. Hickey, United States District Judge, Lead Plaintiff City of Pontiac General Employees' Retirement System, will and hereby moves for orders and/or judgments: (1) finally approving the settlement of this class action and dismissing the litigation with prejudice, and approving the Plan of Allocation; (2) awarding Lead Counsel attorneys' fees of 30% of the Settlement Amount plus expenses, plus interest on both amounts; and (3) approving an award to Lead Plaintiff pursuant to 15 U.S.C. §78u-4(a)(4). Lead Plaintiff's motion is based upon the Memorandum of Law in Support of Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Approval of Plan of Allocation and for an Award of Attorneys' Fees and Expenses and an Award to Lead Plaintiff Pursuant to 15 U.S.C. §78u-4(a)(4), the declarations submitted in support thereof, the Stipulation of Settlement dated October 26, 2018, all other pleadings and matters of record, and such additional evidence or argument as may be presented in Lead Plaintiff's motion or at the hearing on Lead Plaintiff's motion.

DATED: February 28, 2019

Respectfully submitted,

ROBBINS GELLER RUDMAN
& DOWD LLP
JASON A. FORGE
ELLEN GUSIKOFF STEWART
SCOTT H. SAHAM
DEBRA J. WYMAN
LAURA M. ANDRACCHIO
AUSTIN P. BRANE
MICHAEL ALBERT

/s/ Jason A. Forge

JASON A. FORGE

655 West Broadway, Suite 1900
San Diego, CA 92101
Telephone: 619/231-1058
619/231-7423 (fax)

Lead Counsel for Plaintiff

PATTON TIDWELL & CULBERTSON, LLP
GEOFFREY P. CULBERTSON
2800 Texas Blvd.
Texarkana, TX 75503
Telephone: 903/792-7080
903/792-8233 (fax)
gpc@texarkanalaw.com

Liaison Counsel

BARRETT JOHNSTON MARTIN
& GARRISON, LLC
DOUGLAS S. JOHNSTON, JR.
Bank of America Plaza
414 Union Street, Suite 900
Nashville, TN 37219
Telephone: 615/244-2202
615/252-3798 (fax)

Additional Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on February 28, 2019, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

s/ Jason A. Forge

JASON A. FORGE

ROBBINS GELLER RUDMAN
& DOWD LLP

655 West Broadway, Suite 1900

San Diego, CA 92101-8498

Telephone: 619/231-1058

619/231-7423 (fax)

E-mail: JForge@rgrdlaw.com

Mailing Information for a Case 5:12-cv-05162-SOH City of Pontiac General Employees' Retirement System v. Wal-Mart Stores, Inc. et al

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Michael Albert**
malbert@rgrdlaw.com,e_file_sd@rgrdlaw.com,7223240420@filings.docketbird.com
- **H. William Allen**
hwallen@williamsanderson.com,njackson@williamsanderson.com
- **Jess L. Askew , III**
jess.askew@kutakrock.com,Suzette.McCasland@KutakRock.com,freda.hoover@kutakrock.com
- **George Edward Barrett**
gbarrett@barrettjohnston.com
- **Sean M. Berkowitz**
sean.berkowitz@lw.com
- **Cynthia J. Billings**
cbillings@swappc.com,
- **Theodore J. Boutrous , Jr**
tboutrous@gibsondunn.com
- **Austin P. Brane**
abrane@rgrdlaw.com
- **George H. Brown**
GBrown@gibsondunn.com
- **Geoffrey P. Culbertson**
gpc@texarkanalaw.com,4874984420@filings.docketbird.com,3156740420@filings.docketbird.com,sjohnson@texarkanalaw.com,jorr@texarkanalaw.com
- **Jason A. Forge**
jforge@rgrdlaw.com,e_file_sd@rgrdlaw.com,lmix@rgrdlaw.com
- **Brian T. Glennon**
brian.glennon@lw.com
- **Andrew R. Gray**
andrew.gray@lw.com,andrew-gray-3541@ecf.pacerpro.com,#oecf@lw.com,kristen.fechner@lw.com
- **Ellen Gusikoff Stewart**
elleng@rgrdlaw.com
- **Willie S. Haley**
whaley@williamsanderson.com,njackson@williamsanderson.com
- **Douglas S. Johnston , Jr**
djohnston@barrettjohnston.com,
- **Brian M. Lutz**
blutz@gibsondunn.com,aarias@gibsondunn.com
- **Jerry E. Martin**
jmartin@barrettjohnston.com,nchanin@barrettjohnston.com
- **Timothy L. Miles**
tmiles@barrettjohnston.com,
- **Alexander Mircheff**
amircheff@gibsondunn.com,lgerdine@gibsondunn.com
- **Danielle Myers**
danim@rgrdlaw.com,LAndracchio@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Nicholas H. Patton**
nickpatton@texarkanalaw.com
- **Mark Andrew Perry**
mperry@gibsondunn.com
- **Marcy C. Priedeman**
marcy.priedeman@lw.com,sflitigationservices@lw.com,marcy-priedeman-6759@ecf.pacerpro.com

- **Brian H. Ratcliff**
brian@ppgmrlaw.com,julien@ppgmrlaw.com
- **Darren J. Robbins**
e_file_sd@rgrdlaw.com,
- **Scott H. Saham**
scotts@rgrdlaw.com,e_file_sd@rgrdlaw.com,9138481420@filings.docketbird.com
- **Nicholas J. Siciliano**
nicholas.siciliano@lw.com,tara.villegas@lw.com
- **Colleen C. Smith**
colleen.smith@lw.com,colleen-c-smith-7786@ecf.pacerpro.com
- **Sarah A. Tomkowiak**
sarah.tomkowiak@lw.com,caroline.yu@lw.com
- **Peter A. Wald**
peter.wald@lw.com,sflitigationsservices@lw.com,peter-wald-7073@ecf.pacerpro.com,john.eastly@lw.com
- **Teresa M. Wineland**
teresa.wineland@kutakrock.com,freda.hoover@kutakrock.com,cassy.peters@kutakrock.com
- **Debra J. Wyman**
Debraw@rgrdlaw.com,karenc@rgrdlaw.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Meghan **C. Dougherty**
Neal & Harwell
150 Fourth Avenue, N
Suite 2000
Nashville, TN 37219

Aubrey **B. Harwell** **, Jr**
Neal & Harwell
150 Fourth Avenue, N
2000 First Union Tower
Nashville, TN 37219-2498

Gerald **David Neenan**
Neal & Harwell
150 Fourth Avenue, N
2000 First Union Tower
Nashville, TN 37219-2498

David **C. Walton**
Robbins Geller Rudman & Dowd LLP
655 W Broadway
Suite 1900
San Diego, CA 92101