



SECURITIES TRACKER™

POWERED BY KTMC, LLP

PORTFOLIO MONITORING • CLAIMS FILING
LEGAL ANALYSIS • GLOBAL COVERAGE



SECURITIESTACKER™

POWERED BY KTMC, LLP

The Most Comprehensive Solution Available for Shareholder Litigation Analysis & Claims Filing

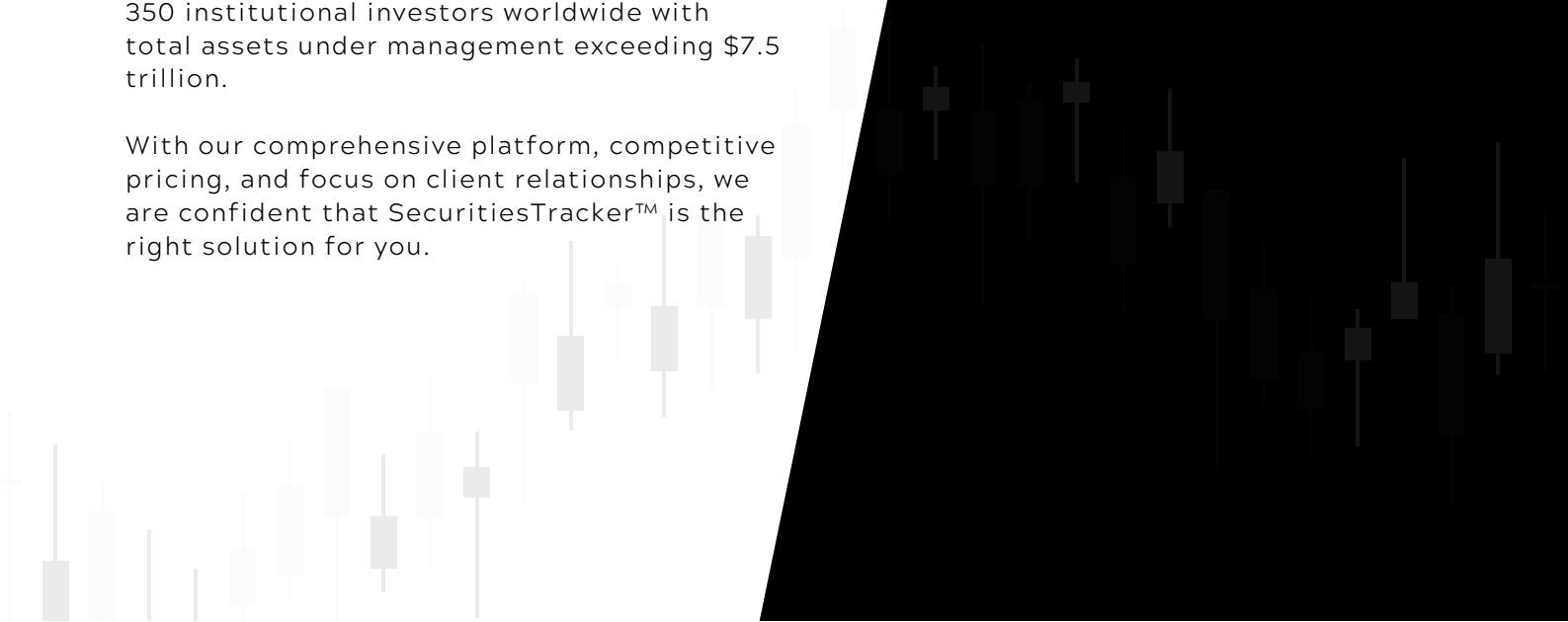
For institutional fiduciaries, monitoring and protecting investments is as important as selecting them. SecuritiesTracker™ powered by Kessler Topaz Meltzer & Check, LLP is uniquely situated with the skill, resources, experience, and expertise to guide and assist institutional investors with the identification, evaluation and management of shareholder litigation claims globally. Through our robust, integrated and comprehensive monitoring, claims filing and legal services platform, institutional investors have come to rely on SecuritiesTracker™ as a one-stop resource to fulfill all of their fiduciary obligations related to protecting shareholder recoveries.

Introduced in 2003, SecuritiesTracker™ has evolved into the most advanced and comprehensive service available. We are unique in that we actively monitor shareholder claims and actions worldwide, and we provide legal analysis and advice on all cases, which includes in-depth memos, loss estimates, and recommendations.

The platform's claims filing program identifies, files and inventories the settled class actions impacting our clients' portfolio, and allows them to easily track how much money that have recovered from shareholder litigation. In addition, our services cover all shareholder claims filing including antitrust, bankruptcy claims in the US, and passive actions globally.

We currently provide this service to more than 350 institutional investors worldwide with total assets under management exceeding \$7.5 trillion.

With our comprehensive platform, competitive pricing, and focus on client relationships, we are confident that SecuritiesTracker™ is the right solution for you.



at a glance...

WHAT SETS US APART?

- **SecuritiesTracker™** provides the most comprehensive portfolio monitoring and claims filing program in the field - covering all US and non-US shareholder litigation.
- **SecuritiesTracker™** is the only service available that provides global portfolio monitoring and claims filing combined with legal advice. Backed by one of the world's leading shareholder litigation law firms that represents many of the largest institutional investors in a wide range of shareholder litigation cases in the US and around the globe.
- **SecuritiesTracker™** has a unique expertise to guide institutions through the increasingly complicated landscape of class actions, direct actions, non-US, opt-in actions, antitrust cases, and class action related bankruptcy proceedings. **There is no other provider with the combination of deep experience in monitoring and filing claims for large institutional investors and also litigation cases around the globe.**
- **SecuritiesTracker™** provides reporting and analysis that is bespoke for each client. In addition to filing claims in settlements we assist clients in registering for non-US opt-in actions and track and regularly report on every case our clients have a financial interest in.
- **SecuritiesTracker™** runs on the most robust and user-friendly online platform available. Clients always have easy access to the valuable reports and analysis that we provide.
- **SecuritiesTracker™** eliminates the need for paper checks by providing proceeds from shareholder litigation settlements via wire or other electronic transfer.
- **SecuritiesTracker™** pricing is not one-size-fits-all and so we have a number of structures that will allow you to find what fits best for you. We charge for our services based on either an annual subscription, a contingency percentage of what is recovered, or a hybrid of both. Our pricing is extremely competitive and we are confident that you will find that, regardless of what system or service you have in place for monitoring and claims filing, we can add significant value and save you money at the same time.
- All work associated with **SecuritiesTracker™** is done in-house at our Pennsylvania office and nothing is outsourced. In addition, clients have direct access to Kessler Topaz attorneys, relationship managers, and staff and are never dealing with call centers.
- **SecuritiesTracker™** provides more information that many investors may need, but that comprehensive coverage is a back stop for investors to have information on any case or settlement should the need arise, and provides the peace of mind to know that you are fully covered when it comes to shareholder litigation.
- **SecuritiesTracker™** is SOC I Type I and SOC II Type II certified and utilizes all of the latest data security technologies to ensure the safety of all trading data. In addition, we have our own in-house IT team to ensure uninterrupted service for our clients.

a closer look...

MONITORING

SecuritiesTracker™ with the assistance of experts in the field, has developed a proprietary and secure portfolio monitoring database system which enables us to identify clients that are subject to any claim in which they may have a financial interest based upon their investment portfolio. SecuritiesTracker™ provides clients with instant, unlimited, around-the-clock access to the database. The following features distinguish SecuritiesTracker™ from other portfolio monitoring services.

- **SecuritiesTracker™ proactively searches for matters impacting our clients' portfolio.** Many firms wait for notices of new matters or settlements. We proactively monitor the market for new shareholder cases and settlements utilizing several subscription database services, by monitoring claims administrators' websites, and by employing two full-time analysts who monitor Bloomberg, news wire services, and dockets for case filings and settlements. We also maintain relationships with law firms and litigation funders around the globe that regularly provide the Firm with access to information about non-U.S. litigation prior to announcement through traditional channels.
- **SecuritiesTracker™ quickly identifies cases that affect our clients' investments.** Because we collect and maintain up-to-date client data, once an action is identified, we perform searches of our clients' accounts for each shareholder action opportunity to identify matches of eligible securities transactions and holdings. We then analyze the identified transactions and holdings, on an account basis, to determine if the account(s) made qualifying transactions or had qualifying holdings for the particular securities litigation. We will also confirm that the transaction and holdings data reconciles to confirm that we have a complete data set for the security(ies) and research or request additional data as necessary. For those accounts with qualifying transactions or holdings, we will then perform a set of standard and custom, as applicable per case, loss calculations an analysis to determine the extent of damages incurred by the accounts. If any losses or damages were incurred



regardless of size, the Firm will provide a summary notice of the case, the amount of loss per account, and a recommendation on how to proceed in the case.

- **SecuritiesTracker™ provides full global coverage on a wide-range of actions, including class actions, direct actions, opt-outs, state and federal court derivative and takeover actions, antitrust actions, non-U.S. actions, and settlements.** Many firms limit coverage to U.S. securities class action litigation or U.S. equities. SecuritiesTracker™ does not. In light of the U.S. Supreme Court's decision in Morrison v. National Australia Bank, the Firm extended its portfolio monitoring service to include all non-U.S. shareholder litigation actions involving securities purchased on a non-U.S. exchange. SecuritiesTracker™ is regular to monitoring over 100 shareholder cases outside the United States in over 25 different jurisdictions (including, but not limited to, the Netherlands, France, Canada, Australia, the United Kingdom, Germany, Japan, Sweden, Denmark, Italy, Israel, Taiwan, Brazil, and Cyprus). Importantly, because SecuritiesTracker™ has a great deal of automation built into it, we can accurately and consistently identify in our client's designated set of accounts new cases and claims filing opportunities.

- Through SecuritiesTracker™, we provide comprehensive legal advice about claims, defenses, and limitations, and make clear recommendations about how to proceed. SecuritiesTracker™ provides a complete and thorough analysis of all important facts, issues and law pertaining to actions filed or proposed in all non-U.S. Jurisdictions. Potential defenses and downside financial risks or exposure, if any, are also addressed as our work involved with being a plaintiff in that action and whether the client will be named publicly. We also make recommendations on whether and how best to proceed in each action. However, it is always at the client's discretion whether to proceed and who to proceed with.
- SecuritiesTracker™ provides loss estimates for every case. Economic losses are generally calculated as the client's out-of-pocket losses from class period transactions based on purchases and sales matched under either a last-in, first-out ("LIFO") or a first-in, first-out ("FIFO") accounting methodology; these calculations generally take into consideration the damages limitations set forth by the Private Securities Litigation Reform Act of 1995 ("PSLRA"), if applicable. Loss estimates (LIFO, FIFO, or other applicable method) are provided at the outset of every U.S. and non-U.S case through cases summaries and case memoranda. More detailed analyses on losses and damages are provided for cases that clients have an interest in considering an active role.
- SecuritiesTracker™ provides around-the-clock access to as many users as a client chooses to designate. There is no limit to when a client can access SecuritiesTracker™, nor is there a limit to how many users a client may elect to designate as authorized personnel (i.e., individuals that may receive credentials).
- We indemnify clients against loss in connection with SecuritiesTracker™. SecuritiesTracker™ services are fully insured. This is quite different from other service providers that provide no or limited indemnity against losses related to their services.



a closer look...

REPORTING

Kessler Topaz will provide timely notice and detailed analyses of all matters in which Investor Client may have a financial interest. These reports include new case summaries on all actions, case memoranda for cases identified as having significant interest, and regular, quarterly reports cataloging all global securities and antitrust litigation impacting Investor Client's accounts (new, settled, pending and dismissed). All such information is shared with Investor Client in real-time on SecuritiesTracker™. Below are certain of the reports Investor Client can expect to receive:

- **New Case Summaries for U.S. Class Actions:** For every securities class action filed in the United States, we immediately determine whether every SecuritiesTracker™ client has a financial interest in that action, no matter the size of the loss. In connection therewith, we prepare a brief, yet concise, report that details (i) the relevant facts and class period, (ii) the applicable jurisdiction(s), (iii) all relevant deadlines, including those for filing lead plaintiff motions, objecting to or opting out of proposed settlements and submitting proof of claim forms, and (iv) the strengths and weaknesses of the case. This report will also include Investor Client's estimated financial losses utilizing the FIFO (or other applicable) methodology, as well as an estimated damage calculation of the losses suffered by the proposed class as a whole. Importantly, through these legal analyses, we will offer a recommendation to Investor Client about how best to proceed with respect to each case.
- **U.S. Litigation Case Research Memorandum:** For clients with significant financial exposure to a particular claim or case filed in the United States, we prepare a more comprehensive memorandum that analyzes and describes the factors that are typically important to investors in determining whether and when to take a more active approach, including seeking appointment as a lead or representative plaintiff, or opting-out and/or bringing a direct action. These memoranda, which average twenty (20) to forty (40) pages in length, (i) detail the relevant facts of the case, (ii) analyze Investor Client's recoverable losses or damages, (iii) explain the theory of liability



and (iv) analyze the strengths and weaknesses of the case or claim. In addition, we examine the applicable jurisdiction(s) and the assigned judge and how these factors relate to the litigation's likelihood of success. The purpose and intention of these analyses are to provide our clients with important facts and legal authority to allow them to sufficiently weigh the risks and benefits of actively pursuing a claim.

- **Non-U.S. Litigation Case Alerts:** A unique and compelling component of SecuritiesTracker™ is to keep our clients informed of all matters that impact their portfolios related to investments outside the United States. We are of course familiar with the fact that the legal, compliance, and operations departments of institutional investors, as well as their portfolio managers, regularly receive extensive numbers of notices of real or proposed litigation opportunities outside the United States via Bloomberg, press releases, and/or through custodians and generally are advised that they have only a matter of weeks or even days to join an action or risk losing their rights to recovery. In almost all instances, these "time-sensitive" notices are false or misleading, and are intended simply to generate interest sufficient for bringing an action. These efforts by litigation funders, aggregators, and/or local law firms are generally aimed solely to build a book of

business so that a collective or group action is financially viable for them to bring. This often results in a rushed effort to gather trading data, analyze funding agreements and retainers, and make a decision whether to join the action. In reality, however, the statute of limitations (and, therefore, the time to decide whether to join an action) is generally months or even years away. To combat this practice, the SecuritiesTracker™ platform will generate a one page case alert that provides an overview of the facts, information on the statutory timelines and whether there is time to wait and analyze the action, and important details regarding the various groups that may be looking to represent investors. Similar to other types of actions, when Investor Client has a financial interest, Investor Client will receive a case research memorandum in a timely manner.

- **Non-U.S. Litigation Case Research Memorandum:** Similar to cases filed in the United States, we also prepare a more comprehensive memorandum that analyzes and describes the factors important to investors in determining whether and when to take an active approach in cases filed outside the United States. Whenever we identify a proposed or filed shareholder action outside the United States, we research our database to identify all clients that have an investment that is or may be impacted. Whenever Investor Client suffers a financial loss (no matter the size of the loss), we will prepare a detailed research memorandum that contains (i) the relevant facts and time period covered by the action, (ii) the applicable jurisdiction(s), (iii) all relevant deadlines, including those for registering for the action, (iv) an overview of the claims and analysis of the strengths and weaknesses of the case, (v) an overview of the history of shareholder litigation in that jurisdiction and the legal system in general (vi) an overview and analysis of any competing groups' funders and local counsel, and (vii) a recommendation on whether to proceed and with which group.
- **Antitrust Broadcast Notices:** SecuritiesTracker™ monitors the market for antitrust litigation opportunities and provides clients with an immediate broadcast notice summarizing the class definition and requirements for submitting

a claim. The broadcast notice provides a summary of the class definition (those potentially eligible to receive a distribution from the settlement) along with notice that SecuritiesTracker™ requires assistance from its clients (or their investment managers/custodians) with gathering the required data to determine edibility and to file claims.

- **Quarterly Reports:** This report is tailored specifically for Investor Client and includes brief updates on significant developments in U.S. securities class actions as well as all non-U.S. actions in which you are participating. In addition, this report includes listings of all settled cases and the deadline for filing claims. The quarterly report further ensures that our clients are diligently performing their fiduciary role by actively monitoring all shareholder actions in which they have a financial interest.
- **Claims Filing Report:** Clients receive a settlement claims filing chart which contains a complete list of every settlement in which we filed a claim and the status of that claim through payment. Included are all details of payments by account/fund and explanations for any rejected claims. In addition, the chart includes an accounting of the settlement proceeds recovered on behalf of Investor Client in that quarter and to date.
- **Payment Reports and Notifications:** When payment for a claim previously filed is received, all details of that payment are recorded in SecuritiesTracker™, including the amount, check number, wire number, published distribution date, actual receipt date, and payment pro-ration figures. After payment funds (check or wire) are deposited into a client money account, SecuritiesTracker™ will email notice of payment to Investor Client or its designee that provided summary details of the class action settlement, the allocation of payment by account or fund, and the disclosure of any fees charged/withheld by Kessler Topaz. If a claim payment is made directly to a client from the claims administrator, we will request the payment details from the claims

administrator to properly monitor its receipt. Investor Client's claim record is then updated accordingly at each step of the payment process.

- **Online Access:** SecuritiesTracker™ provides all Firm clients with complete, secure (256-bit SSL Encryption), 24/7 online access (viewable by multiple people in an organization) to all of the Firm's reporting. The reports contain all information necessary to properly monitor actions in which clients: (i) serve as a plaintiff; (ii) have a financial interest; and/or (iii) have filed proof of claim forms in connection with settlements. E-mail alerts are sent to clients each time new information is posted on the individual site.



USER INTERFACE



REPORTS

U.S. CASE SUMMARIES



MEMORANDUM: PRIVILEGED ATTORNEY/CLIENT COMMUNICATION AND ATTORNEY WORK PRODUCT

TO Investor Client
FROM Darren J. Check, Esquire
DATE October 13, 2020
RE Anaplan, Inc. Class Action



DATE CASE FILED	August 24, 2020
LEAD PLAINTIFF DEADLINE	October 23, 2020
CLASS PERIOD	November 21, 2019-February 26, 2020
JURISDICTION	U.S.D.C. Northern District of California
JUDGE	Richard Seeborg

LOSSES SUFFERED BY INVESTOR CLIENT		
FUND TOTAL	FUND	LIFO
		\$8,409,980
		LIFO LOSS
Fund 01		\$2,659,510
Fund 02		\$1,103,540
Fund 03		\$997,054
Fund 04		\$920,351
Fund 05		\$874,461

See Appendix for a full list of Funds.

The following summarizes the securities class action litigation filed against Anaplan, Inc. ("Anaplan" or the "Company") (NYSE: PLAN):

THE CASE AGAINST ANAPLAN

The Complaint charges the Company and certain of its executive officers (the "Individual Defendants" collectively, "Defendants") with violations of Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 (the "Exchange Act"). Anaplan, a Delaware corporation with principal executive

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U.S. CASE RESEARCH MEMORANDUM



MEMORANDUM: PRIVILEGED ATTORNEY/CLIENT COMMUNICATION AND ATTORNEY WORK PRODUCT

TO Investor Client
FROM Darren J. Check, Esquire
 Sean M. Handler, Esquire
 Naumon A. Amjed, Esquire
 Ryan T. Degnan, Esquire
 Melissa L. Troutner, Esquire
DATE October 1, 2017
RE Endo International PLC Securities Litigation Memorandums

DATE CASE FILED	August 18, 2017
LEAD PLAINTIFF DEADLINE	October 17, 2017
CLASS PERIOD	November 30, 2012 through July 6, 2017
JURISDICTION	U.S.D.C. Eastern District of Pennsylvania
JUDGE	Timothy J. Savage

LOSSES SUFFERED BY INVESTOR CLIENT			
FUND TOTAL	FUND	FIFO	LIFO
		\$49,957,790	\$45,211,800
		FIFO LOSS	LIFO LOSS
FUND 03		\$9,124,507	\$8,257,679
FUND 10		\$8,750,135	\$7,918,872
FUND 08		\$7,966,387	\$7,209,580
FUND 01		\$6,120,546	\$5,539,094
FUND 04		\$5,812,045	\$5,259,901

See Appendix for a full list of Funds.

The opioid epidemic in the United States has escalated into what many consider to be the nation's single greatest public health crisis over the last half century.¹ Over the last 15+ years, more than 183,000 people in the United States have died from an overdose of opioid prescription painkillers.² The number of annual deaths related to opioid overdoses now substantially exceeds the

¹ See, e.g., German Lopez & Sarah Frohman, *How the opioid epidemic became America's worst drug crisis ever, in 15 maps and charts*, VOX, Mar. 29, 2015, <https://www.vox.com/science-health/2015/3/22/14987892/opioid-heroin-epidemic-charts> (the "VOX Article").

² Lydia Ramsey, *There's More Evidence that One of the Most Touted Solutions to the Opioid Crisis Has a Major Flaw*, THE BUSINESS INSIDER, Aug. 11, 2017 (the "Business Insider Article").

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NON-U.S. CASE SUMMARY



MEMORANDUM: PRIVILEGED ATTORNEY/CLIENT COMMUNICATION & ATTORNEY WORK PRODUCT

TO Investor Client
FROM Darren J. Check, Esquire
 Stuart L. Berman, Esquire
 Emily N. Christiansen, Esquire
DATE October 3, 2022
RE Danske Bank (Denmark Action)



CASE SUMMARY HIGHLIGHTS

Our Recommendation:	Participate in the action offered by DRRT & G&E			
Number of Competing Groups Offering Proposed Action:	4 (originally 6 but 2 discontinued; 2 are still accepting registrations)			
	ISAF	Burford	Deminor	DRRT & G&E
Registration Deadline	Aug. 31, 2020	Closed for registration	Closed for registration	Aug. 31, 2020
Statute of Limitations	September 21, 2020			
Proposed Class Period	1/1/07 – 9/21/18	1/13/14 – 10/4/18	2/5/14 – 9/21/18	2/7/13 – 10/22/18
Jurisdiction	Denmark			
Venue	Copenhagen City Court			
Plaintiffs Publicly Identified	Generally, only the conclusion of a ruling is available to the public; court replies, pleadings and written evidence are not publicly available.			
Anticipated Evidentiary Requirements	No U.S.-style discovery. Parties may request documents via the court. Proof of legal existence, standing, and transaction data likely required.			
Adverse Cost Jurisdiction	Yes, standard value based on value of claim and at discretion of the court.			
Fully Funded Action	Yes	Yes	Yes	Yes
Funding Terms	Up to 25%	Costs + 25% of the net.	Not Available	Costs + blended rate fee (depending on total recovery) between 15 & 25% of net.
Additional Notes of Importance	Filed a complaint on December 27, 2019. Registration deadline is for wave 2.	Previously offered investors an option to participate in attempted pre-court settlement negotiations for 10% fee	Proposed loss methodology excludes any shares purchased after Feb. 28, 2018.	Filed an initial complaint on March 18, 2019 & have filed several additional waves of complaints.

CLASS PERIOD	FIFO DKK	FIFO USD	NET SHARE DAMAGES DKK	NET SHARE DAMAGES USD
ISAF (1/1/07 – present)	DKK 37,224,015	\$5,583,602	N/A	N/A
Burford (1/13/14 – 10/4/18)	DKK 38,428,296	\$5,764,244	N/A	N/A
Deminor (2/5/14 – 9/21/18)	DKK 5,844,782	\$876,717	N/A	N/A
DRRT & G&E (2/7/13 – 10/22/18)	DKK 59,212,034	\$8,881,805	DKK 61,501,518	\$9,225,228

NON-U.S. CASE RESEARCH MEMORANDUM

QUARTERLY REPORT



MEMORANDUM: PRIVILEGED ATTORNEY/CLIENT
COMMUNICATION AND ATTORNEY WORK
PRODUCT

TO Investor Client
FROM Darren J. Check, Esquire
Stuart L. Berman, Esquire
Emily N. Christiansen, Esquire
DATE January 22, 2020
RE Nissan Motor Corporation, Ltd.

REGISTRATION DEADLINE	March 23, 2020
CLASS PERIOD	June 25, 2015 – May 14, 2019
COURT	Tokyo Civil Court

On November 19, 2018, Nissan's former Chairman and CEO, Carlos Ghosn, was arrested in Japan over allegations of financial misconduct. A subsequent internal investigation at Nissan found not only the financial wrongdoings of Ghosn and other executives but also a gross lack of internal checks and balances and other effective corporate governance measures at Nissan over a period of many years. As a result of Mr. Ghosn's arrest and the findings concerning Nissan's lack of effective oversight, shareholders of Nissan have likely suffered damage. However, because Nissan's shares are primarily listed on the Tokyo Stock Exchange, most investors will need to pursue litigation in Japan in order to recover investment-related losses.

This memorandum discusses an investor lawsuit that Kessler Topaz Meltzer & Check, ("Kessler Topaz") together with Japanese counsel Iwaida Partners, are preparing for filing against Nissan in Japan. Below is an overview of the factual and legal claims against Nissan as well as an overview of our proposed strategy for the structure of our case. We are offering this case on a fully-funded, risk free, contingency fee basis. Eligible investors may participate in this case for no upfront or out-of-pocket costs in exchange for a contingency fee if the case is successful. If you would like to join and participate in this litigation in Japan, we will need you to sign and return a funding agreement and power of attorney agreement.

We estimate your damages related to Nissan as follows:

PRIMARY DAMAGES UNDER THE JAPANESE FIEA AND JAPAN CIVIL CODE ART. 709	
JPY	USD
¥585,020,363	\$5,323,685

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QUARTERLY SECURITIES LITIGATION UPDATE

Investor Client

QUARTER ENDING
SEPTEMBER 30, 2019

CLAIMS SUMMARY REPORT

Class Action Disbursements for: November 2017
Investor Client (Funds)



Bank of America Corporation


FUND	Check No.	Recovery Amount
FUND 01	00589944	\$ 5,472.88
FUND 09	00589943	\$ 51,608.77
FUND 06	00589946	\$ 1,882.11
FUND 04	00589947	\$ 1,099.53
FUND 05	00589948	\$ 2,120.82
FUND 03	00589950	\$ 345.76
FUND 07	00589951	\$ 463.72
FUND 08	00589952	\$ 5,539.51
FUND 02	00589953	\$ 334.69
FUND 10	00589954	\$ 2,661.76
WIRE AMOUNT		\$ 71,529.55

Countrywide Financial Corp. (SEC v. Mozilo Fair Fund)

FUND	Check No.	Recovery Amount
FUND 04	40769	\$ 87.46
FUND 03	40770	\$ 25.49
FUND 02		\$ -
FUND 01	40771	\$ 39,720.84
FUND 08	40772	\$ 25.33
FUND 06	40773	\$ 20.92
FUND 07	40774	\$ 743.99
FUND 05	40789	\$ 21.36
FUND 09	40817	\$ 905.79
FUND 10	40830	\$ 930.56
WIRE AMOUNT		\$ 42,481.74

TOTAL WIRE PAYMENT **\$ 114,011.29**

Claims with a recovery amount of zero and check number omitted either did not calculate to a loss under the court-approved plan of allocation or did not calculate to a recovery amount that exceeded the minimum amount required by the terms of the settlement agreement to issue a check.



a closer look...

CLAIMS FILING

Recoveries from settlements in shareholder litigation are extremely important to investors - assets are returned and fund performance improves as a result. SecuritiesTracker™ eliminates the burden and high potential for error associated with identifying potential claims and preparing and submitting claim forms. The platform will prepare and submit proofs of claim, prepare authority letters when necessary, and work directly with the claims administrators to resolve deficiencies and any other issues that may arise in the course of settlement administration for all U.S., Canadian, Australian, and certain Dutch class action settlements on behalf of Investor Client. SecuritiesTracker™ currently files proofs of claim for over one hundred and fifty (150) clients.

The Firm collects all available historical and ongoing securities transaction data from clients and/or their custodians or other third-party record-keepers. The transaction data is conformed to SecuritiesTracker™ standards and is stored in a master database with dynamic search capabilities allowing the Firm to quickly and easily identify cases in which clients have potential claims and extract the data necessary to file those claims. We track all securities class or group action settlements in jurisdictions around the globe, along with the deadlines and requirements for filing claims. To ensure any action in which our clients have potential recovery is identified, the Firm utilizes several subscription database services, monitors claims administrators' websites, and employs two (2) full-time analysts who monitor Bloomberg, news wire services, and dockets for case filings and settlements. We actively review all settlement notices and claim forms to determine eligible securities and required data to make a claim.

Since its inception, SecuritiesTracker™ has assisted its clients with recovering hundreds of tens of thousands of dollars in shareholder litigation settlement proceeds - representing proofs of claim submitted in thousands of different settlements/judgments. The SecuritiesTracker™ team is focused solely on monitoring client investments and processing proofs of claim in settled actions, and is in weekly, if not daily, contact with over twenty claims administrators around the globe.

In addition to traditional shareholder litigation claims, SecuritiesTracker™ also provides comprehensive assistance in analyzing and filing antitrust claims (LIBOR, ISD, F/X and more) and bankruptcy claims related to shareholder litigation. While many service providers consider these filings out of scope or charge a significant premium to provide assistance, you can rest assured that they are all included in the SecuritiesTracker™ service. There are no upcharges or add ons.



a closer look...

CASE EVALUATION

While custodians and other third party providers may file proofs of claim in U.S. class action settlements, their services fall woefully short of what institutional investors require today in at least two additional areas - filings claims in jurisdictions outside the U.S. and case evaluation. Because actions are now filed in many different countries, not exclusively in the United States, there is a substantial need to identify and track actions globally. Importantly, most cases filed outside the United States also require investors to actively register their claims at the outset of an action in order to participate in any recovery. To assist clients with making timely and informed decisions related to all litigation, Kessler Topaz has devoted significant resources to its Case Evaluation Department which consists of six attorneys whose primary responsibility is to identify, evaluate and analyze the merits of filed and potential shareholder actions, including class and opt-out/direct actions, derivative and takeover actions, antitrust actions, and non-U.S. actions. These attorneys - who focus their practice on serving the needs of institutional investors - collectively have decades of experience litigating these type of cases in federal and state courts in the United States, as well as in an ever growing number of jurisdictions outside the United States.

We believe that by committing these significant resources that include skilled securities litigators to the case evaluation process, we are uniquely positioned to provide timely, comprehensive, and highly detailed analyses to our clients regarding the merits and risks of an action as well as legal recommendations for how best to proceed, no matter where it is brought.

Notably, SecuritiesTracker™ also employs a robust Investigative Services Department with six full-time investigators and two analysts led by a former Special Agent with the Federal Bureau of Investigation. Our in-house investigators regularly work hand-in-hand with our litigators developing facts supporting theories of liability (either pled in the complaint or developed by our analysis) and locating and interviewing witnesses. These resources are crucial in allowing us to properly and sufficiently evaluate all cases that we are analyzing and/or prosecuting.

a closer look...

DATA SECURITY

Kessler Topaz is dedicated to providing secure, uninterrupted service to our clients and has implemented numerous measures and protections to safeguard client transaction data.

Highlights are as follows:

- The Firm's Information Security controls are audited annually by a licensed CPA firm (SOC 1 Type II and SOC 2 Type II audit reports are available upon request).
- The Firm has a robust in-house IT department consisting of 13 employees - led by Head of IT, Andrew Wells, who has over 20 years of experience in the field.
- Kessler Topaz partners with an outside security firm to enhance our internal efforts with Security Configuration Benchmarking, Internal and External Vulnerability Assessments, Internal and External Network Penetration Testing, SIEM (Security information and event management), Phishing Simulation Testing, Annual Information Security Awareness Training, and Consulting in various areas including Risk Management, Breach Response and Legal and Regulatory Compliance, including without limitation, GDPR.
- Kessler Topaz meets industry standards to protect our systems' physical security and network access to client transaction data.
- Kessler Topaz utilizes a cutting edge data analytics environment built on the Microsoft Technology Stack in conjunction with Qlik Sense for data visualization and discovery, while our data analytics environment leverages security through Microsoft Azure.
- Client transaction data is logically separated from all other client data and is only accessible by SecuritiesTracker's Portfolio Monitoring, Analysis and Filing team, each of whom is thoroughly screened annually.
- Continuous logging and alerts are in place for all systems that handle client data. Logs are also routinely reviewed.
- Client transaction data is encrypted both in transit and at rest using industry-standard algorithms, and user-level access controls are in place.
- Public PGP keys for clients are utilized to add an additional layer of encryption to transaction data.
- Procedures are regularly updated and we test our ability to maintain services during and after disasters in order to minimize any impact on our clients or their data.
- Transaction data is entirely backed up and stored encrypted. All servers and data are replicated from Microsoft's US-East location to Microsoft's US-West location using Microsoft Azure Site Recovery service.



a closer look...

SHAREHOLDER LITIGATION

Kessler Topaz, the law firm that powers SecuritiesTracker™, has 35 years of shareholder litigation experience, and has been operating the platform for over 20 years. This includes 20 years of identifying, evaluating, monetizing and reporting experience on domestic securities and anti-trust litigation, and 16 years of experience for international securities litigation for institutional investors. This helps explain why SecuritiesTracker™ is the most comprehensive solution available to investors. We are not just filing claims, but providing you with analysis and advice that comes from an unrivaled breadth of experience.

With a large and sophisticated client base comprised of many of the most prominent institutional investors in the world, Kessler Topaz has developed an international reputation for excellence and has extensive experience prosecuting securities fraud actions in state and federal courts on a class and individual basis in the US and in many jurisdictions around the globe. Indeed, for the past several years, the National Law Journal has recognized Kessler Topaz as one of the top plaintiff's law firms in the country, and was honored to receive the Legal Intelligencer's Class Action Litigation Department of the Year award in 2012, 2014, 2017, 2019 to 2022. Further, Kessler Topaz and several of its attorneys are regularly recognized as leaders in our field by prominent legal publications LawDragon, Law 360, Legal500, SuperLawyers, and Benchmark: Plaintiffs.

We handle the cases that are important to institutional investors. In this respect, Kessler Topaz was a leader in representing classes in litigation related to the massive IPO allocation scandal during the dot.com bubble, brought dozens of options backdating cases, was appointed to leadership roles in connection with the global subprime financial crisis, and is currently litigating numerous matters in the most recent price fixing scandal in the pharmaceutical sector. We are also one of the only plaintiff-side law firms to successfully try securities fraud class actions to a jury verdict. Throughout our history, we have successfully obtained numerous groundbreaking and record setting results.

U.S. Litigation Highlights

\$3.2 billion

Tyco International, Limited: landmark settlement included the largest securities class action recovery from a single corporate defendant at the time

\$2.425 billion

Bank of America/Merrill: settlement resolved allegations of fraud and proxy violations surrounding a massive financial services merger during the financial crisis

\$2 billion

Southern Peru Copper Corp.: \$2 billion trial verdict after majority stockholder forced unfair transaction on the company; verdict represents both the largest trial verdict and largest damages award in Delaware Chancery Court history

\$730 million

Citigroup Bonds: second largest recovery ever under Section 11 of the Securities Act at the time

\$627 million

Wachovia Preferred Securities: one of the most significant cases arising out of the Great Recession.

\$616 million

Lehman Brothers: significant equity shareholder recovery secured outside of Lehman's bankruptcy

\$500 million

Countrywide Financial Corporation: litigation raised several issues of first impression in the Ninth Circuit

\$486 million

Pfizer Inc.: one of the largest-ever securities fraud settlement against a pharmaceutical company

\$280 million

Tenet Healthcare Corp.: settlement consisted of a substantial monetary payment by the company, its outside audit firm, and rarely secured individual contributions from officers of the company

\$154 million

Snap Inc.: significant recovery stemming from IPO documents allegedly misstating the adverse impact of competition from Instagram on Snap's user growth

\$150 million

JPMorgan Chase & Co.: settlement stemming from "London Whale" trading losses

\$148 million

Dole Food Company: \$148 million trial verdict after founder took company private in unfair transaction

Non-U.S. Litigation Highlights

\$1.36 billion

Fortis Bank: one of the largest securities settlements outside the United States

\$1 billion (£800 million)

Royal Bank of Scotland: case alleged RBS misled investors with respect to its true subprime-related exposure during global financial crisis

\$480 million (€323.8 million)

Royal Dutch Shell: landmark settlement opens doors to class recovery in the Netherlands

\$92.4 million (¥11 billion)

Olympus Corporation: one of the largest securities fraud recoveries ever achieved in Japan

ONGOING

Volkswagen (Germany)

Kessler Topaz is currently representing and funding a group of over 500 institutional investors in securities litigation in Germany against Volkswagen and Porsche concerning Volkswagen's "dieselgate" emissions scandal. The Firm's group is the largest group of investors pursuing claims.

BHP Billiton (Australia)

Kessler Topaz is representing and funding a number of institutional investors in securities litigation in Australia against BHP Billiton Limited ("BHP") and certain of its executives.

Nissan (Japan)

Kessler Topaz is representing and funding over 100 institutional investors in securities litigation in Japan against Nissan Motors Corporation ("Nissan"). Alleging that misconduct and lack of adequate internal measures also resulted in the Company violating Japanese securities and tort laws and causing damages to the Company's investors.

Toshiba Corporation (Japan)

Kessler Topaz is representing and funding a number of institutional investors in securities litigation in Japan against Toshiba Corporation related to accounting irregularities at the company.

Mitsubishi Motors Corporation (Japan)

Kessler Topaz is representing and funding over 100 institutional investors in a securities case in Japan against Mitsubishi Motors Corporation. Arising from Mitsubishi's revelation that it had falsely reported the fuel consumption of certain models of its vehicles to the Japanese regulators.

Petróleo Brasileiro S.A. "Petrobras" (Brazil)

Kessler Topaz is representing and funding nearly 100 institutional investors in an arbitration against Petrobras before the Market Arbitration Chamber of Brazil. In claims stemming from the largest corruption scandal in Brazilian history.

meet the team

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