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July 15, 2021

BY ELECTRONIC MAIL

The Honorable Lewis A. Kaplan
 United States District Court Judge
 Daniel Patrick Moynihan United States Courthouse
 500 Pearl Street
 New York, New York 10007-1312
 KaplanNYSDCChambers@nysd.uscourts.gov

Granted

SO ORDERED

/s/ Lewis A. Kaplan /BT
 United States District Judge
 Dated: 7/16/2021

Re: *Dennis, et al. v. JPMorgan Chase & Co., et al.*, 16 CIV. 6496 (LAK) (S.D.N.Y.)

Dear Judge Kaplan:

As counsel for Plaintiffs, we write to respectfully request: (1) a forty-five (45) day extension—from July 19, 2021 to September 2, 2021—in the time for Plaintiffs to submit a consolidated motion seeking conditional certification of Plaintiffs’ proposed settlements with four defendants¹ (*see* ECF No. 470); and (2) an adjournment *sine die* of the January 5, 2022 fairness hearing (and related notice and other deadlines in the Court’s March 30, 2021 conditional certification orders, *see* ECF Nos. 459, 460) concerning Plaintiffs’ proposed settlements with defendants Westpac Banking Corporation (“Westpac”) and JPMorgan Chase & Co. and JPMorgan Chase Bank, N.A. (collectively, “JPMorgan”). The foregoing defendants consent to the respective extension and adjournment request. No prior adjournment has been requested with respect to the January 5, 2022 fairness hearing. No prior extension of the conditional certification motion deadline has been made with respect to NAB, two prior requests have been made and granted with respect to ANZ and CBA and three prior requests have been made and granted with respect to Morgan Stanley. ECF Nos. 461, 466, 470.

In support of the requested extension and adjournment, Plaintiffs respectfully state as follows. First, Plaintiffs continue to negotiate in good faith to finalize certain material terms of the final stipulations of settlement with ANZ, CBA, NAB and Morgan Stanley. Plaintiffs have not yet executed final settlement documentation with these four defendants. Second, pursuant to the Court’s March 30, 2021 conditional certification Orders, the deadline to begin to send Class members notice with respect to the proposed settlements with Westpac and JPMorgan is July 28, 2021. ECF No. 459, ¶13; 460, ¶12. The Court’s March 30 Orders provide that Plaintiffs may move the Court for permission to combine notice of the proposed settlements with Westpac and JPMorgan with other settlements that may be reached. ECF No. 459, ¶359; 460, ¶39. Plaintiffs believe that a single, combined notice concerning all six proposed settlements will be much more efficient, cost effective and is in the best interests of the Class. At the time Plaintiffs submit the proposed consolidated conditional certification motion, Plaintiffs intend to propose a date for a fairness hearing and schedule for providing notice for all six proposed settlements.

¹ The proposed settlements are with (1) Australia and New Zealand Banking Group Ltd. (“ANZ”); (2) Commonwealth Bank of Australia (“CBA”); (3) National Australia Bank Limited (“NAB”); and (4) Morgan Stanley and Morgan Stanley Australia Limited (“Morgan Stanley”).