

**IN THE SUPERIOR COURT OF FULTON COUNTY
BUSINESS CASE DIVISION
STATE OF GEORGIA**

IN RE ENDOCHOICE HOLDINGS, INC.
SECURITIES LITIGATION

CIVIL ACTION NO. 2016 CV 277772

**(Consolidated with Civil Action
No. 2016 CV 281193)**

**ORDER REIMPOSING DEADLINES AND PROVIDING THAT JUNE 15,
2020 FINAL APPROVAL HEARING BE CONDUCTED BY TELEPHONE
CONFERENCE**

This is a securities class action that has been pending for almost four years. By Order dated February 11, 2020, this Court preliminarily approved the parties' proposed settlement and directed that notice be sent to all Class Members (the "Preliminary Approval Order"). In accordance with the Preliminary Approval Order, a total of 9600 notice packets (containing the long-form Notice and accompanying Claim Form) were mailed to all Class Members whose names and addresses could be identified with reasonable effort, and the Summary Notice was duly published on the PR Newswire and *Investors' Business Daily*. The Summary Notice (as well as the individual notice packet) directed potential Class Members to the dedicated Settlement Website (www.Endochoicesecuritieslitigation.com) for further information, including copies of the full Stipulation of Settlement and copies of various Court filings relating thereto (including Lead Plaintiffs' Motion

for Final Approval and Class Counsel's Fee and Expense Application).

The Court must now consider how the ongoing settlement proceedings are affected by the Judicial Emergency, which has been the subject of a series of Orders from Chief Justice Melton. Section 6 of Chief Justice Melton's May 11, 2020 Order authorizes judges to "reimpose deadlines" on a case-by-case basis. The Court finds that in light of the extensive notice program that has already been undertaken, reimposing the original deadlines of which the Class Members have already received notice is the most prudent course. The Court finds that this approach is likely to cause the least confusion, the least delay, and the least expense and is in the best interests of the Parties and the Class Members. Consistent with Chief Justice Melton's May 11, 2020 Order, the Court will also "allow any party or other participant in a case to seek reconsideration of [this] order for a good cause shown."

Now, therefore, IT IS HEREBY ORDERED that:


1. The original deadlines set forth in the Preliminary Approval Order and notice materials distributed to all Class Members are hereby reimposed. Consistent with Chief Justice Melton's May 11, 2020 Order, the Court will allow any party or other participant in a case to seek reconsideration of this order for a good cause shown.

2. The hearing to consider final approval of the Settlement in this Action, approval of the Plan of Allocation, counsel's request for attorneys' fees, and expenses, and related matters scheduled for June 15, 2020 at 10:00 a.m. shall be conducted by telephone conference at the date and time originally scheduled. Any Class Member who has complied with the requirements set forth in Section 23 of the Notice and wishes to be heard may do so by dialing in to: +1 646 876 9923, Meeting ID: 864 1162 2504 or appearing in person for the hearing in Courtroom 9J, of the Georgia Superior Court, Fulton County, Business Division, at 136 Pryor Street, S.W., 9th Floor, Atlanta, Georgia at the scheduled date and time. In addition, any Class Member or other interested party wishing to observe the proceedings may do so by dialing in or appearing in person for the hearing as described above. In the present circumstances, this approach is especially appropriate as it will help protect the health and safety of everyone involved including (i) the Court, chambers staff, and other Court employees; (ii) the Parties and their counsel; and (iii) Settlement Class Members, who may be located anywhere in the United States or abroad and who may be subject to "stay-at-home" orders or their equivalent.
3. Inasmuch as the Notice (at pp.7-8) mailed to Settlement Class Members advises them to check the Settlement Website for any updated information

regarding the Hearing, Co-Lead Counsel are directed to notify Settlement Class Members of this Order and the access information to participate in the Hearing by promptly publishing a prominent notice of the substance of this Order (together with a link to a copy of the Order itself) on the home page of the www.Endochoicesecuritieslitigation.com Settlement Website.

4. If any objections to the Settlement, Plan of Allocation, or any related Fee and Expense Application should be received, Co-Lead Counsel are directed to personally notify any such objector of the telephonic access information for the Hearing.

SO ORDERED this 22nd day of May, 2020.



HON. ELIZABETH E. LONG,
SENIOR JUDGE
Superior Court of Fulton County
Business Case Division
Atlanta Judicial Circuit