

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JUAN CHEN, Individually and on Behalf of
All Others Similarly Situated,

Plaintiff,

vs.

MISSFRESH LIMITED, ZHENG XU, JUN
WANG, YUAN SUN, ZHAOHUI LI,
COLLEEN A. DE VRIES, HANSONG ZHU,
J.P. MORGAN SECURITIES LLC,
CITIGROUP GLOBAL MARKETS INC.,
CHINA INTERNATIONAL CAPITAL
CORPORATION HONG KONG
SECURITIES LIMITED, CHINA
RENAISSANCE SECURITIES (HONG
KONG) LIMITED, HAITONG
INTERNATIONAL SECURITIES
COMPANY LIMITED, CMB
INTERNATIONAL CAPITAL LIMITED,
AMTD GLOBAL MARKETS LIMITED,
ICBC INTERNATIONAL SECURITIES
LIMITED, NEEDHAM & COMPANY, LLC,
CHINA MERCHANTS SECURITIES (HK)
CO., LIMITED, ABCI SECURITIES
COMPANY LIMITED, GF SECURITIES
(HONG KONG) BROKERAGE LIMITED,
FUTU INC., TIGER BROKERS (NZ)
LIMITED, and COGENCY GLOBAL, INC.,

Defendants.

Civil Action No. 1:22-cv-09836-JSR

 ~~[PROPOSED]~~ ORDER APPROVING PLAN OF ALLOCATION

THIS MATTER having come before the Court for a hearing on October 10, 2024, on the motion of Lead Plaintiffs Chelsea Fan, Maso Capital Investments Limited, Blackwell Partners LLC – Series A, and Star V Partners LLC and named plaintiff James Sannito, for final approval of the proposed class action Settlement and approval of the Plan of Allocation for the proceeds of the Settlement; the Court having considered all papers filed and proceedings had herein and otherwise being fully informed;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. This Order incorporates by reference the definitions in the Stipulation and Agreement of Settlement, dated June 12, 2024 (the “Stipulation”), and all capitalized terms not otherwise defined herein shall have the same meanings as set forth in the Stipulation.

2. Pursuant to Rule 23 of the Federal Rules of Civil Procedure, this Court hereby finds and concludes that due and adequate notice was directed to Persons who are Settlement Class Members, who could be identified with reasonable effort, advising them of the Plan of Allocation and of their right to object thereto, and a full and fair opportunity was accorded to Persons who are Settlement Class Members to be heard with respect to the Plan of Allocation. There were no objections to the Plan of Allocation.

3. The Court hereby finds and concludes that the Plan of Allocation for the calculation of the claims of Claimants that is set forth in the Notice of Pendency of Class Action, Proposed Settlement, and Motion for Attorneys’ Fees and Expenses (the “Notice”), provides a fair and reasonable basis upon which to allocate the Net Settlement Fund among Settlement Class Members.

4. The Court hereby finds and concludes that the Plan of Allocation, as set forth in the Notice, is, in all respects, fair, reasonable, and adequate and the Court hereby approves the Plan of Allocation.

DATED this 10th day of October, 2024

BY THE COURT:



Honorable Jed S. Rakoff
UNITED STATES DISTRICT JUDGE