

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

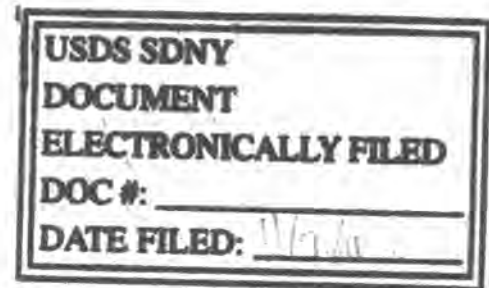
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In re:

LEHMAN BROTHERS SECURITIES AND
ERISA LITIGATION

This document applies to:

09 MD 2017 (LAK)

In re Lehman Brothers Equity/Debt Secur. Litig.
08 Civ. 5523 (LAK)
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PRETRIAL ORDER NO. 23
(Amendment of Complaints and Other Matters)

LEWIS A. KAPLAN, *District Judge.*

The Court today conducted a conference with counsel in this matters. Having considered the parties submissions and arguments, it is hereby

ORDERED, as follows:

1. Any amendments of complaints as of right and any motions for leave to amend complaints shall be filed on or before November 29, 2011. Any motions to dismiss shall be filed on or before January 6, 2012. Answering papers and reply papers shall be filed on or before February 6, 2012 and February 20, 2012, respectively.

2. On consent, the Cotchett and the Pearson firms each shall file, on or before November 29, 2012, a single consolidated complaint in the cases in which each now represents different plaintiffs.

3. Defendants may begin depositions of putative class representatives in the class action.

4. Document discovery in the class action may begin. Access to documents thus produced shall be withheld from parties in the individual cases subject to the PSLRA discovery stay. The Court will enter a further order explicating this requirement.

5. The UBS request for bifurcation of class discovery is denied.

6. The motion for a class determination in the class action shall be filed on or before February 3, 2012. Answering and reply papers shall be filed on or before March 2 and March

16, 2012, respectively. In considering any contention that a party should be afforded additional discovery in connection with the class motion, that party should comply substantially with the requirements of Fed. R. Civ. P. 56(d), including by specifying the discovery sought, its significance to the class determination, and the reasons why the information or its substantial equivalent has not been available to that party.

7. Class Plaintiffs shall file papers seeking approval of the partial settlements of the Class Action on or before December 2, 2011.

Dated: November 9, 2011

A handwritten signature in black ink, appearing to read "Lewis A. Kaplan". The signature is written in a cursive, flowing style.

Lewis A. Kaplan
United States District Judge