

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

LEHMAN BROTHERS SECURITIES AND  
ERISA LITIGATION

09 MD 2017 (LAK)

This document applies to:

*In re Lehman Brothers Equity/Debt Securities  
Litigation* 08 Civ. 5523 (LAK)

*Kaufman v. HSBC USA Inc.* 09 Civ. 7900 (LAK)  
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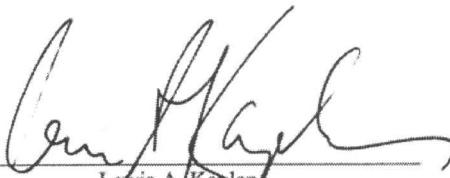
**PRETRIAL ORDER NO. 46**  
(Kaufman Motion to Alter or Amend Judgment)

LEWIS A. KAPLAN, *District Judge.*

The Court will hear oral argument on the motion of the plaintiffs in 09 Civ. 7900 (LAK) to alter or amend the judgment in 08 Civ. 5523 (LAK) on December 18, 2012 at 4:15 p.m. Counsel for lead plaintiffs in 08 Civ. 5523 (LAK) shall attend and be prepared to address the implications, if any, of granting the motion, including among other things, the question (1) whether granting the motion would require or counsel granting any applications by purchasers of other securities that were not purchased by any of the class plaintiffs to be included in the settlement, and (2) whether and how distribution of settlement proceeds to class members in 08 Civ. 5523 (LAK) would be affected if the motion for granted.

SO ORDERED.

Dated: December 11, 2012

  
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Lewis A. Kaplan  
United States District Judge

(The manuscript signature above is not an image of the signature on the original document in the Court file.)