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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE ALLERGAN GENERIC DRUG PRICING
SECURITIES LITIGATION

Case No. 2:16-cv-09449 (KSH) (CLW)

**DECLARATION OF JOHN C. BROWNE IN SUPPORT OF THE REPLY
MEMORANDUM OF LAW IN FURTHER SUPPORT OF (A) LEAD PLAINTIFFS'
MOTION FOR FINAL APPROVAL OF SETTLEMENT AND PLAN OF
ALLOCATION; AND (B) LEAD COUNSEL'S MOTION FOR
AN AWARD OF ATTORNEYS' FEES AND LITIGATION EXPENSES**

I, John C. Browne, declare as follows:

1. I am admitted to practice *pro hac vice* before this Court. I am a partner with the law firm Bernstein Litowitz Berger & Grossmann LLP. I submit this Declaration in support of the Reply Memorandum of Law in Further Support of (A) Lead Plaintiffs' Motion for Final Approval of Settlement and Plan of Allocation; and (B) Lead Counsel's Motion for an Award of Attorneys' Fees and Litigation Expenses. I have knowledge of the facts set forth herein and, if required, could and would competently testify thereto.

2. Attached hereto are true and correct copies of the following exhibits:

Exhibit A: Supplemental Declaration of Adam D. Walter Regarding: (A) Mailing of the Notice and Claim Form; and (B) Report on Requests for Exclusion Received, dated November 10, 2021;

Exhibit B: Letter from Dr. Stephen Francis Schoeman, dated October 18, 2021; and

Exhibit C: Letter from Dr. Stephen Francis Schoeman, dated October 19, 2021.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed this 10th day of November 2021.



John C. Browne
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GROSSMANN LLP**
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*Co-Lead Counsel for Lead Plaintiffs and
the Settlement Class*

EXHIBIT A

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE ALLERGAN GENERIC DRUG PRICING
SECURITIES LITIGATION

Case No. 2:16-cv-09449 (SDW) (LDW)

**SUPPLEMENTAL DECLARATION OF ADAM D. WALTER REGARDING:
(A) MAILING OF THE NOTICE AND CLAIM FORM; AND
(B) REPORT ON REQUESTS FOR EXCLUSION RECEIVED**

I, ADAM D. WALTER, declare as follows:

1. I am a Senior Project Manager of A.B. Data, Ltd.'s Class Action Administration Company ("A.B. Data"), whose Corporate Office is located in Milwaukee, Wisconsin. Pursuant to the Court's July 30, 2021 Order Preliminarily Approving Settlement and Authorizing Dissemination of Notice of Settlement (ECF No. 228) (the "Preliminary Approval Order"), A.B. Data was authorized to act as the Claims Administrator in connection with the Settlement of the above-captioned action (the "Action").¹ I submit this Declaration as a supplement to my previously filed declaration, the Declaration of Adam D. Walter Regarding: (A) Mailing of the Notice and Claim Form; (B) Publication of the Summary Notice; and (C) Report on Requests for Exclusion Received to Date, dated October 13, 2021 (ECF No. 231-5) (the "Initial Mailing Declaration"). I am over 21 years of age and am not a party to the Action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

¹ Unless otherwise defined herein, all capitalized terms have the meanings set forth in the Stipulation and Agreement of Settlement dated as of July 8, 2021 (ECF No. 223-1).

UPDATE ON DISSEMINATION OF THE NOTICE PACKET

2. As described in my Initial Mailing Declaration, in most class actions of this nature, and as is the case here, the majority of potential Settlement Class Members are beneficial purchasers whose securities are held in “street name”—i.e., the securities are purchased by brokerage firms, banks, institutions, and other third-party nominees (“BBNs”) in the name of the nominee, on behalf of the beneficial purchasers. In order to provide the beneficial purchasers with notice, A. B. Data must obtain their names and addresses from the BBNs or rely on the BBNs for forwarding notices to them. The procedures used for disseminating the Notice through BBNs that were used in this case were consistent with the procedures used in all major securities class actions of which I am aware.

3. To obtain the names and addresses of beneficial owners of the eligible Allergan securities, A.B. Data utilized its proprietary database of names and addresses of the largest and most common BBNs (the “Record Holder Database”). On August 24, 2021, A.B. Data began its outreach to the BBNs by sending emails to certain of the larger BBNs in order to notify them of the upcoming mailing and to provide them with the Preliminary Approval Order in order to help expedite their providing of name and address information. On August 27, 2021, A.B. Data caused the Notice and Claim Form (together, the “Notice Packet”), including a custom cover letter for the BBNs, to be mailed to the 4,990 mailing records contained in A.B. Data’s Record Holder Database, together with 11,169 copies of the Notice Packet that were mailed to potential Settlement Class Members identified in the securities lists by Allergan.

4. The Notice directed those who purchased or otherwise acquired shares of Allergan common and/or preferred stock during the period from October 29, 2013 through and including November 2, 2016 for the beneficial interest of a person or entity other than themselves, to either

(i) within seven (7) calendar days after receipt of the Notice, request from the Claims Administrator sufficient copies of the Notice Packet to forward to all such beneficial owners and within seven (7) calendar days of receipt of those Notice Packets forward them all to such beneficial owners; or

(ii) within seven (7) calendar days of receipt of the Notice, provide a list of the names, mailing addresses, and, if available, email addresses of all such beneficial owners. Based on the date of mailing, BBNs were required either to provide A.B. Data with the names and addresses of such beneficial owners or to send copies of the Notice Packet directly to such beneficial owners by approximately September 17, 2021.

5. In an effort to ensure that BBNs would provide their information to A.B. Data as soon as possible, on August 30, 2021 (three days after mailing the Notice Packets), A.B. Data sent an email to the largest 1,032 BBNs, which included a copy of the Notice, Claim Form, and Electronic Claim Filing Guidelines. In addition, the subject line of the email included the ticker symbols, CUSIP numbers, and ISINs for the eligible Allergan securities in order to provide the BBNs with the information they would need to search their records for any beneficial owners they may have as clients during the relevant time period. On September 17, 2021, A.B. Data sent a reminder email with the same information above to all BBNs who had not yet responded to the Notice.

6. A.B. Data also tracks the top 50 BBNs who typically submit requests for mailing in securities settlements. Beginning on September 3, 2021, A.B. Data began making phone calls to the BBNs on this list who had not provided A.B. Data with either names and addresses of potential Settlement Class Members or confirmation that they mailed the Notice Packets to their beneficial owners. During these calls, A.B. Data reminded the BBNs of the exclusion/objection deadline and provided a direct contact if they needed assistance.

7. As of the date of this Declaration, A.B. Data has mailed a total of 1,068,208 Notice Packets to potential Settlement Class Members and BBNs. A total of 967,583, or approximately 91% of the total number of Notice Packets sent to date, were mailed on or before October 8, 2021 (no later than nineteen days before the exclusion/objection deadline), and by October 13, 2021 (no later than fourteen days before the exclusion/objection deadline), 1,033,602 Notice Packets, or approximately 97% of the mailed Notice Packets, had been disseminated. *Id.* And, by October 15, 2021 (no later than twelve days before the exclusion/objection deadline), all 1,068,208 Notice Packets had been mailed.

TELEPHONE HELPLINE AND WEBSITE

8. A.B. Data continues to maintain the toll-free telephone helpline, 1-877-777-9328, and interactive voice response system and live operators, to accommodate inquiries from potential Settlement Class Members. A.B. Data also continues to maintain the website dedicated to the Settlement, www.AllerganDrugPricingSecuritiesLitigation.com, to assist potential Settlement Class Members. On October 14, 2021, A.B. Data posted to the website copies of the papers filed in support of Lead Plaintiffs' motion for final approval of the Settlement and Plan of Allocation and Lead Counsel's motion for an award of attorneys' fees and Litigation Expenses. A.B. Data will continue maintaining and, as appropriate, updating the website and toll-free telephone helpline until the conclusion of the administration.

REPORT ON REQUESTS FOR EXCLUSION RECEIVED

9. Pursuant to the Preliminary Approval Order and as set forth in the Notice and Summary Notice, Settlement Class Members who wished to be excluded from the Settlement Class were required to request exclusion in writing so that the request was received no later than October 27, 2021.

10. A.B. Data has been monitoring all mail delivered to the post office box for the Settlement. As of the date of this Declaration, A.B. Data has received a total of twelve (12) requests for exclusion from the Settlement Class. Attached hereto as Exhibit A is a list of those twelve (12) persons and entities who have requested exclusion.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 10th day of November 2021.

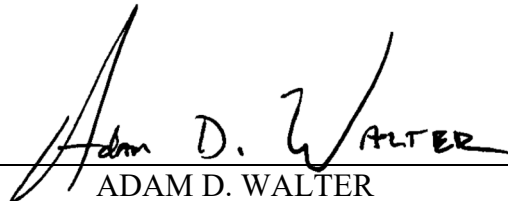

ADAM D. WALTER

EXHIBIT A

Exhibit A

List of Persons and Entities Excluded from the Settlement Class Pursuant to Request

- | | |
|--|---------------------|
| 1. Yvonne Davis | Memphis, TN |
| 2. TIAA-CREF Large-Cap Growth Fund
TIAA-CREF Large-Cap Value Fund
TIAA-CREF Equity Index Fund
TIAA-CREF Large-Cap Value Index Fund
TIAA-CREF Growth & Income Fund
TIAA-CREF S&P 500 Index Fund
TIAA-CREF Large-Cap Growth Index Fund
TIAA-CREF Enhanced Large-Cap Value Index Fund
TIAA-CREF Enhanced Large-Cap Growth Index Fund
TIAA-CREF Life Growth Equity Fund
TIAA-CREF Life Stock Index Fund
TIAA-CREF Life Growth & Income Fund
TIAA-CREF Life Large-Cap Value Fund
TIAA-CREF Separate Account VA-1
College Retirement Equities Fund
TIAA-CREF Investment Management, LLC
Teachers Advisors, LLC | San Diego, CA |
| 3. Leland Jacob | East Rockaway, NY |
| 4. Jeff & Germaine Costner | Chino Valley, AZ |
| 5. California State Teachers' Retirement System | West Sacramento, CA |
| 6. Denice Selvaggi | Arlington, VA |
| 7. John C. Ervin | Macon, GA |
| 8. Mohamed A. Rawoof | Mahwah, NJ |
| 9. Albert C. Ting | Laguna Niguel, CA |
| 10. Gerald H. Stanley and Susan J. Stanley | Lutz, FL |
| 11. Emily M. Clayton | Bosque Farms, NM |
| 12. Mark A. Stiles | Roseburg, OR |

EXHIBIT B

FROM THE DESK OF STEPHEN FRANCIS SCHOEMAN, PH. D.
Political Scientist
Attorney-at-Law (ret) PRO SE
[REDACTED]
Westfield, New Jersey 07090
[REDACTED]

October 18,2021

The Hon. Cathy L. Waldor
United States Magistrate for the District of New Jersey
Martin Luther King Building and United States Courthouse
50 Walnut Street
Newark, New Jersey 07101

Mr. John nC. Browne
Bernstein Litiowitz Berger & Grossmann LLP
1251 Avenue of the Americas
New York, New York 10020-1104

Allergan Generic Drug Pricing Securities Limitation
c/o A. B. Data Ltd.
P. O. Box 173016
Milwaukee, Wisconsin 53217

Mr. Christopher A. Wray
Director
Federal Bureau of Investigation
935 Pennsylvania Avenue NW
Washington, D.C. 20535-0001

The Hon. Elizabeth Warren
United States Senator
Chairwoman
Subcommittee on Economic Policy
309 Hart Senate Office Building
Washington, D.C. 20510

Your Honor:

Re: In Re Allegan Generic Drug Pricing Securities Litigation
Civ. No. 2:16-cv-09449- (KSH) (CLW)

I just received more than 43 ounces of documents from Mr. John C. Browne go Bernstein Litowitz Berger & Grossmann LLP. but no "answer" from A. B. Data, Ltd. to whom as you know from my letter to you dated October 5,2021 I also road. Rather strange and of considerable concern!

Neither he nor his law firm answer any of my questions that I posed to you in my letter to you of October 5, 2021.

For example, I asked for a full and complete list of the legal expenses that this law firm states justifies it being awarded "24% of the settlement fund" but neither he nor his law firm has supplied this very important information to me. NOR has A. B. Data Ltd!

Nor has his law firm or he presented this documentation, whatever it is, to ALL the members of the class. They, therefore, have no substantive way of knowing what this law firm is about in this class action! They must take on faith whatever this law firm is saying and that is just not how being an informed citizen let alone an informed member of a class in a class action lawsuit works.'

There is Mr. Browne's snide and contemptuous, "In case you are not interested in reading through the entire submission, we have responded to the points raised in your letter at pages 12 to 14 of the enclosed Memorandum of Law in support of Lead Counsel's Motions for an Award of Attorney's Litigation Expenses ("The Fee Memorandum"). I may be a retired attorney-at-law but he knows full well that even retired attorney-at-law do read all the documents that are presented to them, whatever the matter or concern may happen to be

Specifically, Mr. Brown has not:

1. Provided me with the so called "Fee Memorandum" he in his aforementioned letter said he had!
2. I was not provided with a detailed accountant's statement of each and every cost allegedly incurred by this law firm in this class action lawsuit. For example,
 - a) postage
 - b) hourly fees
 - c) transportation expenses for each and every airline or other travel
 - d) paralegal fees
 - e) supplies

IN SHORT, what every business must supply its accountant for income tax purposes.

I am, based upon this voluminous but most deceptive pile of documents. of the belief that this law firm is engaged in attempting to shakedown the defendant! or may be engaged in or might be engaged in attempting to shakedown the defendant. All this while it may be or might be or could be that this law firm is deceiving the Court and committing perjury and fraud!

PLEASE NOTE: I have never worked for the Defendant, I have no financial interest in the Defendant, I do not know what work the Defendant specifically does and could care less!

What I do know is that it would appear upon information and belief that this law firm is or might be or perhaps is or could be engaged in a most shady practice that as Mr. Browne and

his huge law firm are so clearly in falling to address specifically any of the points I raised in my letter to Your Honor!

A shameful display of unprofessionalism here!

Transparency means exactly that! TRANSPARENCY!

It does not mean sending me this voluminous pile of papers that this law firm that does not any a single one of the questions I posed in my aforementioned letter to Your Honor!

Furthermore, each and every member of the class is entitled to ALL of the details as requested by me aforementioned and each and every member of the class is entitled as well to the documentation that Mr. Browne sent to me, however inadequate it may be!

This practice of shakedown of businesses so that the law firm or law firms doing so can make a buck or two cannot be permitted to continue for to permit this would be to allow the following:

1. Yet more shady practices by yet more lawyers!
2. Very serious disruption of business!
3. A considerable impact on the economy of our beloved and blessed country
4. A potential destabilizing of the stock markets here and abroad
5. An abandonment of all sense of moral and ethical and professional principle

THIS is now a matter for Congress to investigate and to consider for legislative reform.

Furthermore, THIS is now also a matter for investigation and consideration by the Federal Bureau of Investigation (FBI) for possible or potential or fraud, deceptive, and perjury!

We each and every one of us is supposed to be informed with higher values and standards for otherwise what kind of a society, what kind of a world, what kind of a civilization is there?

I spent decades as an adjunct professor of political science and as a public lecturer trying to do just that: that the integrity of the American judicial system is the strength and future of our beloved and blessed country and all its institutions of government at all levels!

My beloved wife Joy over lunch just now said that there has always been corruption. She quoted from Ecclesiastes 1:9. "There is nothing new under the sun!"

Psalm 11:3, "If the foundation are destroyed, what can the righteous do?" And this is the whole point of it, the entire theme of my letters! For when lawyers think they can bill or scam or defraud or shakedown businesses as if to pick cherries off a tree then we as a society and as a nation and as a country and as a world and as a civilization are in deep, deep trouble.

Ancient Rome fell not for want of armies or navies but because of disintegration and loss of the fundamental core original values upon which it was founded! That "bread and circuses" replied moral vigor! (Ancient Roman satirist Juvenal in his work "Satire" 10.77-81

I cannot be a part of any scheme to defraud or to shakedown any business let alone any person! This class action lawsuit in which this law firm is, in effect, demanding "24% of the settlement fund" without providing any of the details of any of its expenses is a possible if not potential if not actual defraud of a business, a deception to the Court, and an undermining of the legal profession and the wider judicial system and judicial process!

I may be a retired attorney-at-law since 1973 but I still remain an officer of the court and thus cannot simply stand by when I see what may very well be or might be or could be conduct by lawyers that is contrary to the highest standards of the legal profession and the demands of the judicial system and process from the utmost integrity and honesty!

Respectfully yours,

DR. STEPHEN FRANCIS SCHOEMAN

EXHIBIT C

FROM THE DESK OF STEPHEN FRANCIS SCHOEMAN, PH. D.
Political Scientist
Attorney-at-Law (ret) PRO SE
[REDACTED]
Westfield, New Jersey 07090
[REDACTED]

October 19,2021

The Hon. Cathy L. Waldor
United States Magistrate for the District of New Jersey
Martin Luther King, Jr. Building and United States Courthouse
50 Walnut Street
Newark, New Jersey 07101

John C. Brown, Esq.
Bernstine Litowitz Berger & Grossman LLP
1251 Avenue of the Americas
New York, New York 10020-1104

Allergen Generic Drug Pricing Securities Litigation
c/o A. B. Data, Ltd.
P. O. Box 173016
Milwaukee, Wisconsin 53217

The Hon. Elizabeth Warren
United States Senator
Chairwoman
Subcommittee on Economic Policy
309 Hart Senate Office Building
Washington, D.C. 20510

Mr. Charles P. Rettig
Commissioner
Internal Revenue Service
1111 Constitution Avenue NW
Washington, D.C. 20224-0001

Mr. Gary Gensler
Commissioner
Securities and Exchange Commission
195 F Street NE
Washington, D.C. 20549

Your Honor:

Re: In Re Allergen Generic Drug Pricing Securities Litigation
Civ. No. 2:16-cv-09449-(KSH) (CLW)

The NEED FOR TRANSPARENCY is apparent in our beloved democracy. BUT not to the law firm of Bernstein Litowitz Berger & Grossman LLP!

The proposed settlement provides insufficient information about such very important things as the details of each and every expense that this law firm claims to entitle it to "24% of the settlement fund"! How preposterous and how deceptive to propose such a settlement WITH SUCH A VOID OF INFORMATION!

Furthermore, what little information is provided is couched in the most dense, the most legalistic, the most indecipherable verbiage imaginable! Something that would take an Albert Einstein or a Sir Isaac Newton to try may be some sense out it! But to the average member of this litigation "class"-and no insult or defamation is at all intended by me-cannot possibly understand in part or in whole what is being said or inferred in this verbiage!

Upon information and belief-I had been around the block many times when I practiced law years ago, I am now fully retired from the practice of law-THIS IS STANDARD PROCEDURE within the legal profession! That is, to couch the proposed settlement in such dense, such complex, such difficult to understand language that few if any will read through all or any particular part of it! and do so without any full and complete understanding of it!

We have plain language statutes on the books all over our beloved country and it is about time, nay, long past time, when lawyers seeking a settlement beneficial to themselves/and or their clients STATE WHAT THEY WANT IN THE clearest language so that EVERYBODY IN THE LITIGATION CLASS CAN GRASP THE ENTIRETY OF THE MEANING AND SIGNIFICANCE AND CONSEQUENTIAL IMPLICATIONS OF THE PROPOSED SETTLEMENT!

Secrecy and slyness are not virtues in a democracy! TRANSPARENCY is!

And so, therefore, this proposed settlement is void for not providing the specifics as aforementioned and for being incomprehensible TO the average person in this litigation class! Again, neither insult nor defamation is intended by my using the word "average"!

The fact of the matter is, I am a graduate of the University of Pennsylvania Law School-one of our country's finest law schools-law, students are taught not always to be open and up front in the adversarial system. (Please see "The Search for Truth: An Impireal View" by United States District Court for the Southern District of New York Judge Marvin E. Frankel, 123 University of Pennsylvania Law Review, May 1975, Number 5, pages 1031-1059)

There can be only one choice and that is to defer decision on this proposed settlement until Bernstein Litowitz Berger & Grossmann LP comes up with a proposed settlement that measures up 100% to the requirements of policy and law in plain language statutes!

A democracy cannot function without an informed citizenry nor can a legal system without informed parties!

These matters must also be of concern to the Securities and Exchange Commission and the Internal Revenue Service to which I am sending a copy of this letter!

Respectfully yours,

DR. STEPHEN FRANCIS SCHOEMAN