

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION**

**MDL No. 2724
Case No. 2:16-MD-2724**

THIS DOCUMENT RELATES TO:

Direct Purchaser Plaintiffs' Actions

HON. CYNTHIA M. RUFE

**ORDER AUTHORIZING DISTRIBUTION OF
SUN/TARO SETTLEMENT FUNDS BY DPPS**

AND NOW, this 3rd day of February 2025, upon consideration of the Direct Purchaser Plaintiffs' Uncontested Motion for Distribution of Sun/Taro Settlement Funds [MDL Doc. No. 3231], it is hereby **ORDERED** as follows:

1. The procedures used and actions taken by Claims Administrator A.B. Data, Ltd.; Plaintiffs' expert economist Dr. Jeffrey L. Leitzinger, Ph.D. of Econ One; and Direct Purchaser Plaintiffs' Settlement Class Counsel for the administration of the Sun/Taro Settlements are hereby adjudged to have been proper and complete.

2. The administrative determinations of A.B. Data in accepting and rejecting Claims filed in this matter are approved.

3. The 125 properly documented Claims referenced in the Declaration of Eric J. Miller ("Miller Declaration"), submitted as Exhibit A to the Distribution Motion, are approved. These Claims are henceforth referred to as the Authorized Claimants.

4. No additional claims will be accepted absent a showing of compelling circumstances justifying the late acceptance of any such claims.

5. The recommendation by Mr. Miller to reject the 1,450 Claims that were either not properly documented or are otherwise invalid, as set forth in the Miller Declaration, is approved and those claims are deemed rejected.

6. Mr. Miller has concluded that the Net Settlement Fund is \$46,758,000, that 2% of the Net Settlement Fund should be withheld for the payment of taxes, and that the remaining \$45,822,840 should be distributed to the Authorized Claimants.

7. Mr. Miller is directed to distribute the entire Net Settlement Fund, except the 2% withheld for taxes, plus any additional accrued interest to the Authorized Claimants in accordance with the Direct Purchaser Plaintiffs' Plan of Allocation for the Settlement Class [MDL Doc. No. 2745-1]. Each Authorized Claimant shall receive his/her/its share of the total distribution as calculated by Mr. Miller, with the assistance of Dr. Leitzinger and Settlement Class Counsel.

8. Checks for distribution to the Authorized Claimants shall be the notation "Non-Negotiable After 90 Days," and no check shall be negotiated from the Settlement Fund more than 90 days after the date of the check. Any checks that are reissued at the request of the claimant shall bear the notation "Non-Negotiable After 30 Days," and no reissued check shall be negotiated from the Settlement Fund more than 30 days after the date of the reissued check.

9. Any monies from the Net Settlement Fund that remain unclaimed after the first distribution shall, if economically feasible, be distributed to Claimants in an additional distribution or distributions on the basis of the same calculations of the remaining Claimant's *pro rata* shares of qualifying purchases, adjusted to remove the *pro rata* shares of Claimants that did not claim their first distributions. Insofar as an additional distribution is not economically feasible, any remaining funds will be retained while this litigation continues and, with Court

approval, be distributed with subsequent distributions, awarded as attorneys' fees or to reimburse litigation expenses, or be used to make *cy pres* payments for the benefit of the Settlement Class.

10. The Direct Purchaser Plaintiff Class, Class Counsel, A.B. Data, Econ One, and all persons who were involved in the review, verification, calculation, tabulation, or any other aspect of the processing of the claims filed in this action, or who are otherwise involved in the administration or taxation of the Net Settlement Fund, are hereby released and discharged from any and all claims arising out of such involvement, and, pursuant to the release terms of the settlement agreement, all class members and claimants, and their assignees, whether or not they are to receive payment from the Net Settlement Fund, are hereby barred from making any further claim against the Net Settlement Fund beyond the amount, if any, allocated to them during the claim administration process.

11. Class Counsel, A.B. Data, and Econ One are hereby authorized to discard (a) paper or hard copies of claim forms and related documents not less than one year after distribution of the Net Settlement Fund to the 125 Authorized Claimants; and (b) electronic media or data, including its copy of the Claimants list and its computer database and programs used to create the Claimants list, not less than three years after distribution of the Net Settlement Fund to the 125 Authorized Claimants. A.B. Data and/or Class Counsel shall retain copies of documents reflecting allocation amounts and percentages for their records.

12. The Court retains jurisdiction over any further application or matter which may arise in connection with the administration of this settlement.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.