UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE CHATTANOOGA DIVISION

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IN RE CBL & ASSOCIATES PROPERTIES, INC. SECURITIES LITIGATION

Consolidated Case No. 1:19-CV-181-JRG-CHS

NOTICE OF UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND PLAN OF ALLOCATION OF SETTLEMENT PROCEEDS

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Plaintiffs' Motion for Final Approval of Class Action Settlement and Plan of Allocation of Settlement Proceeds, the accompanying Joint Declaration of Michael J. Wernke and Michael J. Klein, the exhibits annexed thereto, all prior papers and proceedings herein, and such additional evidence or argument as may be presented at or before the hearing, Settlement Class Representatives Mark Shaner, Jay B. Scolnick, Ronald T. Amsterdam, Charles D. Hoffman and HoffInvestCo ("Plaintiffs"), individually and on behalf of all Settlement Class Members, by and through their undersigned counsel, will respectfully move this Court, before the Honorable J. Ronnie Greer United States District Judge for the Eastern District of Tennessee, on August 21, 2023 at 1:30 p.m., in Courtroom 400 of the United States District Court for the Eastern District of Tennessee, James H. Quillen United States Courthouse, 220 West Depot Street, Greeneville, Tennessee 37743, for entry of an Order (1) approving the terms and conditions of the proposed Stipulation and Agreement of Settlement, dated April 19, 2023, as fair, reasonable, and adequate for settlement of all claims asserted by the Settlement Class against Defendants; (2) approving the proposed Plan of Allocation as a fair and reasonable method to allocate the Net Settlement Fund among Settlement Class Members, and (3) entering Final Judgment dismissing this Action with prejudice.

Dated: July 24, 2023

Respectfully Submitted, <u>/s/ Sarah R. Johnson</u> Al Holifield (BPR# 015494) Sarah R. Johnson (BPR# 030781) **HOLIFIELD & JANICH, PLLC** 11907 Kingston Pike Suite 201 Knoxville, Tennessee 37934 Tel: (865) 566-0115 Fax: (865) 566-0119 aholifield@holifieldlaw.com sjohnson@holifieldlaw.com

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Additional Counsel for Mark Shaner

CERTIFICATE OF SERVICE

I hereby certify that on July 24, 2023 I caused the foregoing to be electronically filed with

the Clerk of Court via CM/ECF, which will send a notice of electronic filing to all registered users.

<u>By: /s/ Sarah R. Johnson</u> HOLIFIELD & JANICH, PLLC 11907 Kingston Pike Suite 201 Knoxville, Tennessee 37934 Tel: (865) 566-0115 Fax: (865) 566-0119 sjohnson@holifieldlaw.com

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