

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE BEAR STEARNS MORTGAGE
PASS-THROUGH CERTIFICATES
LITIGATION

Case No. 1:08-cv-08093-LTS

**PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR
FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND
APPROVAL OF PLAN OF ALLOCATION OF SETTLEMENT PROCEEDS**

PLEASE TAKE NOTICE that, pursuant to the Court's February 19, 2015 Order Preliminarily Approving Settlement and Providing for Notice (ECF No. 268, the "Preliminary Approval Order"), on May 27, 2015, at 10:00 a.m. in Courtroom 12D at the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York 10007, the Honorable Laura Taylor Swain presiding, Lead Plaintiffs, the Public Employees' Retirement System of Mississippi and New Jersey Carpenters Health Fund (together, "Lead Plaintiffs"), and the additional plaintiffs,¹ on behalf of the Class, will and hereby do, move for final approval of the proposed class action settlement which, if approved, would resolve this Action in its entirety, and for approval of the proposed Plan of Allocation.²

This motion is based upon the Memorandum of Law in Support of Plaintiffs' Motion for Final Approval of Class Action Settlement and Approval of Plan of Allocation of Settlement Proceeds, the Joint Declaration of David R. Stickney and Daniel S. Sommers in Support of Motion for Final Approval of Settlement and Plan of Allocation, and Motion for Approval of Attorneys' Fees and Expenses, the exhibits thereto, the record and proceedings in this Action, and such other matters as the Court may consider at the time of the hearing.

Certification Pursuant to the Court's Individual Practices

Pursuant to Section A(2)(b)(ii) of this Court's Individual Practices, Lead Plaintiffs certify that they are unaware of any opposition to this Motion. As set forth in the Court's Preliminary Approval Order, the deadline for filing any objection to the proposed Settlement is May 6, 2015. In the event that any objections are received, Lead Plaintiffs will address them in their Reply to be filed on May 13, 2015.

¹ "Plaintiffs" includes Lead Plaintiffs MissPERS and New Jersey Carpenters, and Boilermaker Blacksmith National Pension Trust, Police and Fire Retirement System of the City of Detroit, the State of Oregon, by and through the Oregon State Treasurer and the Oregon Public Employees Retirement Board on behalf of the Oregon Public Employees Retirement Fund, Iowa Public Employees' Retirement System, and San Antonio Fire and Police Pension Fund.

² Unless otherwise noted, capitalized terms have the meanings set out in the Stipulation and Agreement of Settlement, dated February 2, 2015 (ECF No. 264).

Dated: April 22, 2015
San Diego, California

Respectfully submitted,

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