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September 25, 2026

VIA ECF

Hon. Lorna G. Schofield
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

RE: *Retiree Benefit Trust of the City of Baltimore v. Malibu Boats, Inc., et al.*
No. 1:24-cv-03254-LGS

Dear Judge Schofield:

We represent Lead Plaintiff Retiree Benefit Trust of the City of Baltimore ("Lead Plaintiff") in the above-referenced action. Pursuant to the Court's Order Awarding Attorneys' Fees, Reimbursement of Litigation Expenses and Lead Plaintiff Service Award (the "Order," ECF No. 85), we respectfully request permission to take the balance of the attorneys' fees awarded by the Court.

The Order provided that 50% of the Fee Award was payable immediately upon entry of the Order, and the "remaining 50% of the Fee Award shall be payable upon substantial distribution to the Settlement Class upon approval by the Court." Order at ¶11. As set forth in the accompanying Declaration of Kathleen Brauns ("Brauns Decl."), Project Manager for the Court-approved claims administrator A.B. Data, Ltd. ("A.B. Data"), substantial distribution of the Net Settlement Fund was completed on September 18, 2026, when A.B. Data distributed over $5.2 million to over 7,100 Authorized Claimants whose Claims were approved for payment. Brauns Decl. ¶¶6, 10. Accordingly, Lead Counsel respectfully submits that the Court should now approve the release of the balance of the attorneys' fees awarded by the Court. Lead Counsel further notes that it is presently working with A.B. Data to ensure that Class members receive their distributions, and in the event that settlement funds remain after that process is complete, Lead Plaintiff will either conduct a second distribution, or, if such distribution is not economically feasible, will "file a notice identifying the amount of any proposed *cy pres* payment prior to payment to the Public Justice Foundation for Court approval." *See* Order Approving Distribution of Net Settlement Fund at ¶3(f) (ECF No. 89).

Accordingly, Lead Counsel respectfully requests the Court's permission pursuant to the Order to receive the balance of the attorneys' fee award.

Respectfully submitted,

SAXENA WHITE P.A.

By: */s/ Joshua H. Saltzman*

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