

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ARKANSAS TEACHER RETIREMENT SYSTEM,
on behalf of itself and all others
similarly situated,

Plaintiff,

No. 11-cv-10230-MLW

vs.

STATE STREET BANK AND TRUST COMPANY,

Defendant.

ARNOLD HENRIQUEZ, MICHAEL T. COHN,
WILLIAM R. TAYLOR, RICHARD A.
SUTHERLAND, and those similarly situated,

Plaintiffs,

No. 11-cv-12049-MLW

vs.

STATE STREET BANK AND TRUST COMPANY,

Defendant.

THE ANDOVER COMPANIES EMPLOYEE
SAVINGS AND PROFIT SHARING PLAN, on
Behalf of itself, and JAMES PEHOUSHEK-
STANGELAND and all others similarly situated,

Plaintiffs,

No. 12-cv-11698-MLW

vs.

STATE STREET BANK AND TRUST COMPANY,

Defendant.

SPECIAL MASTER'S MOTION TO APPEAR IN COURT AT OCTOBER 15, 2018
HEARING

On September 21, 2018, the Court scheduled a hearing [Dkt. # 470] for October 15, 2018 at 2:00 p.m. to address pending issues and to schedule future events

Given the subject matter of the hearing, which may include the Court's consideration of an agreement for a proposed resolution among the Special Master, Labaton and ERISA counsel, as well as the objections by Lieff and Thornton to sharing responsibility with Labaton in the \$750,000 proposed payment to fund the Master's work, an issue which the Court has ruled that the Master may address, the Special Master now moves to appear in person at the October 15, 2018 hearing. Direct communication with the Master may prove useful to the Court in deciding these and other issues as well as to other parties to the anticipated agreement. The Master's presence in Court would allow him, if necessary, to respond directly to any inquiries of the Court and the parties and to consult with his counsel on issues that may arise. The Special Master's counsel has conferred with other counsel, all of whom responded and stated that they did not object to his appearance.

For these reasons, the Special Master hereby moves for the Court's permission to appear at the October 15, 2018 hearing.

Dated: October 1, 2018

Respectfully submitted,

**SPECIAL MASTER HONORABLE
GERALD E. ROSEN (RETIRED),**

By his attorneys,

/s/ William F. Sinnott

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CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically on October 1, 2018 and thereby delivered by electronic means to all registered participants as identified on the Notice of Electronic Filing (“NEF”). Paper copies were sent to any person identified in the NEF as a non-registered participant.

/s/ William F. Sinnott

William F. Sinnott

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JOINT MOTION TO EXTEND THE DEADLINE FOR FILING
THE PROPOSED PARTIAL RESOLUTION
OF ISSUES FOR THE COURT'S CONSIDERATION

On September 21, 2018, the Court ordered that by October 2, 2018:

The Master, Labaton, and counsel for the ERISA class shall file, for the public record, their agreement for a proposed resolution concerning matters relating to Labaton and/or to the ERISA class. (Dkt. # 470).

The Special Master, Keller Rohrback LLP, Zuckerman Spaeder LLP and Labaton Sucharow LLP jointly move to extend the deadline, previously set by the Court for today's date, October 2, 2018, to file the Special Master's Proposed Partial Resolution of Issues for the Court's Consideration due to the requirement of resolving numerous unforeseen and difficult details. At this point in time, there is no agreement. The undersigned respectfully request that the deadline be extended one week to Tuesday, October 9, 2018. Please note, counsel to the Special Master was unable to ascertain the position of counsel for McTigue Law LLP at the time of filing.

Respectfully submitted,

**SPECIAL MASTER HONORABLE
GERALD E. ROSEN (RETIRED),**

LABATON SUCHAROW LLP

By his attorneys,

/s/ William F. Sinnott
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CERTIFICATE OF SERVICE

I hereby certify that on October 2, 2018, I caused the foregoing Joint Motion to Extend the Deadline for Filing the Proposed Partial Resolution of Issues for the Court's Consideration to be served electronically and thereby delivered by electronic means to all registered participants as identified on the Notice of Electronic Filing ("NEF"). Paper copies were sent to any person identified in the NEF as a non-registered participant.

/s/ William F. Sinnott
William F. Sinnott