## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UA LOCAL 13 & EMPLOYERS GROUP INSURANCE FUND, Individually and on Behalf of All Others Similarly Situated,

Plaintiff,

VS.

SEALED AIR CORPORATION and WILLIAM G. STIEHL,

Defendants.

Civil Action No. 1:19-cv-10161-LLS-RWL

## **CLASS ACTION**

SUPPLEMENTAL DECLARATION OF ROSS D. MURRAY REGARDING NOTICE DISSEMINATION AND REQUESTS FOR EXCLUSION RECEIVED TO DATE

### I, ROSS D. MURRAY, declare and state as follows:

- 1. I am employed as a Vice President of Securities by Gilardi & Co. LLC ("Gilardi"), located at 1 McInnis Parkway, Suite 250, San Rafael, California. Pursuant to this Court's September 14, 2022 Order Preliminarily Approving Settlement and Providing for Notice ("Notice Order") (ECF 102), Gilardi was appointed as the Claims Administrator in connection with the proposed Settlement of the above-captioned litigation (the "Litigation"). I oversaw the notice services that Gilardi provided in accordance with the Notice Order.
- 2. I submit this declaration as a supplement to my earlier declaration, the Declaration of Ross D. Murray Regarding Notice Dissemination, Publication, and Requests for Exclusion Received to Date (the "Initial Mailing Declaration") (ECF 108-4). The following statements are based on my personal knowledge and information provided to me by other Gilardi employees and if called to testify I could and would do so competently.

#### UPDATE ON DISSEMINATION OF THE CLAIM PACKAGE

- 3. As more fully detailed in the Initial Mailing Declaration, as of December 14, 2022, Gilardi had mailed 226,336 copies of the Court-approved Notice of Pendency and Proposed Settlement of Class Action (the "Notice") and Proof of Claim and Release form (the "Proof of Claim") (collectively, the "Claim Package") to potential Class Members and their nominees. *See* Initial Mailing Declaration, ¶11.
- 4. Since December 14, 2022, Gilardi has mailed an additional 2,150 copies of the Claim Package in response to requests from potential Class Members, brokers, and nominees and as a result of mail returned as undeliverable for which new addresses were identified and re-mailed to those new addresses. Therefore, as of January 12, 2023, Gilardi has mailed a total of 228,486 Claim Packages to potential Class Members and nominees.

#### REQUESTS FOR EXCLUSION RECEIVED TO DATE

5. Pursuant to the Notice Order, the Notice informed potential Class Members that written requests for exclusion from the Class must be mailed to *Sealed Air Securities Litigation*, Claims Administrator, EXCLUSIONS, c/o Gilardi & Co. LLC, P.O. Box 5100, Larkspur, CA

94977-5100, such that they are postmarked no later than December 30, 2022. At the time of the Initial Mailing Declaration, Gilardi reported that it had received one request for exclusion in connection with this Settlement. *See* Initial Mailing Declaration, ¶16.

6. Since the Initial Mailing Declaration was executed, and as of the date of this declaration, Gilardi has received three additional requests for exclusion, redacted copies of which are attached hereto as Exhibit A.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed this 12th day of January, 2023, at San Rafael, California.

ROSS D. MURRAY

## **CERTIFICATE OF SERVICE**

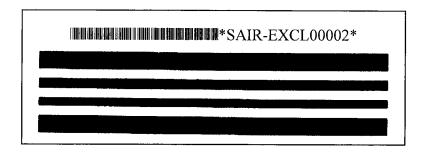
I hereby certify under penalty of perjury that on January 13, 2023, I authorized a true and correct copy of the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such public filing to all counsel registered to receive such notice.

/s/ Robert M. Rothman ROBERT M. ROTHMAN

ROBBINS GELLER RUDMAN & DOWD LLP 58 South Service Road, Suite 200 Melville, NY 11747 Telephone: 631/367-7100 631/367-1173 (fax)

Email: rrothman@rgrdlaw.com

## **EXHIBIT A**



RECEIVED Dec 15, 2022 Claims Center

## **Exclusion Cover Page**

Case Name: Sealed Air Securities Litigation

Case Code: SAIR

Exclusion Deadline: December 30, 2022 (postmarked on or before)

Name of Person Filing Exclusion: Malta Pension Investments

## Malta Pension Investments

Malta Pension Investments

Ihr Zeichen Your Reference Unser Zeichen/Datum Our Reference/Date Telefon/Telefax Phone/Telefax

Sealed Air Securities Litigation Claims Administrator EXCLUSIONS c/o Gilardi & Co. LLC P.O. Box 5100 Larkspur CA 94977-5100 USA

14th November 2022

Request Exclusion from the Class in UA Local 13 & Employers Group Insurance Fund v. Sealed Air Corporation and William G. Stiehl, No 1:19-cv-10161-LLS-RWL

Name: MALTA PENSION INVESTMENTS

Address:



Contact: Markus Pawlik, Managing Director

Email:

Telephone:

Trading history and proof of ownership being in the attached custodian certificate.

Markus Pawlik

**Managing Director** 

✓ Daniel Caruana

**Authorised Signatory** 

## Case 1:19-cv-10161-LLS Document 111-1 Filed 01/13/23 Page 4 of 15



State Street Bank International Gmbh Zweigniedorlassung Luxemburg

> 49 avenue J.F. Kennedy L-1855 Luxembourg

T +352 464 010 1 R C S. Luxembourg B 148186

www.statestreet.com

Luxembourg, November 14th, 2022

Re: Statement of positions SEALED AIRCORP

For the Claimant: Malta Pension Investments

To Whom It May Concern,

We, State Street Bank International GmbH, Luxembourg branch, act or acted as the custodian bank for the securities listed in the attached Exhibit. We hereby certify that the transactions and holdings for the securities shown in the attached Exhibit are accurate for the dates indicated therein.

The Claimant is/was the legal and beneficial owner of the securities listed in the attached Exhibit and holds all rights and obligations relating to these securities.

State Street Bank International GmbH, Luxembourg Branch

Rui Digitally signed by Rui Machado Date: 2022.11.14 11:04:31 +01'00'

Name:

Title:

Rui Digitally signed by Rui Machado

Machado Date: 2022.11.14
11:04:49 +01'00'

State Street Bank International GmbH Zweign ederlassung "uxemburg

49, avenue J.F. Kennedy L-1855 Luxembourg

Rui Machado

Digitally signed by Rui Machado Date: 2022.11.14 11:05:13 +01'00'

T +352 464 010 1 R.C.S. Luxembourg B 148186

www.states.reet.com

FUND	FUND NAME	CUSIP	CUSIP DESCRIPTION	CONT SETL DATE	TRADE DATE	STL	TRAN TYPE	SHARES	LOCAL NET AMOUNT	LDCAL COMMISSION	LOCAL NET AMOUNT LESS LOC COMMISSION	AS OF SHARE / PAR POSITION	BROKER NAME	UNIT PRICE	TAXES	ISN, SDL WPK	TRD CURR
					16-Nov-14		Opening balance					0.000					
MP28	Transition	81211K100	SEALED AIRCORP COMMON STOCK USD.1	18-May-16	13-May-16	ртс	BUY	16,000.000	7 <b>64,</b> 793.09	114.69	764,678. <del>4</del> 0	16,000.000	STATE STRE ET BANK AND TRUST COMPANY	47.79	0.00		USD
MP28	Transition	81211K100	SEALED AIRCORP COMMON STOCK USD.1	20-May-16	20-May-16	DTC	SELL	(16,000.000)	-747,040.00	0.00	-747,040.00	0.000	INCOMING C LIENT	46.69	0.00		USD
					20-Jun-19							0.000					
					18-Sep-19		Closing balance					0.000					
					16-Nov-14		Opening balance					0.000					
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	20-May-16	19-May-16	DTC	BUY	16,000.000	747,040.00	0.00	747,040.00	16,000.000	INCOMING C LIENT	46.69	0.00		USD
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	8-Jul-16	5-)ul-16	DTC	SELL	(2,800.000)	-126,279 99	-25.26	-126,254 73	13,200.000	MERRILL LY NCH PIERCE FENNER AND S	45.11	2.75		USD
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	12-Aug-16	9-Aug-16	DTC	SELL	(2,978.000)	-139,160.85	-27.84	-139,133.01	10,222.000	MERRILL LY NCH PIERCE FENNER AND S	46.74	3.03		USD
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD,1	9-Sep-16	6-Sep-16	DTC	SELL	(3.026.000)	-143,551.84	-28.72	-143,523.12	7,196.000	CITIGROUP GLOBAL MARKETS LIMITED	47.45	3.14		USD
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	7-Oct-16	4-Oct-16	DTC	SELL	(3,305.000)	-148,361.58	-29.68	-148,331.99	3,891.000	CREDIT SUI SSE SECURITIES (EUROPE) LIMITE	44.90	3.24		USD

State Street Bank International GmbH
Aufsichtsratsvorsitzender Jorg Ambrosius
Geschaftsführer Stefan Gnur Fabienne Baker Denis Dollaku James Fagan,
Andreas Niklaus, Kris Wültepulte
Sitz München Briehner Str. 59, D-80333 München. Registergericht München HRB 42872

## STATE STREET.

MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	14-Nov-16	8-Nov-16	DTC	SELL	(3,891.000)	-179,685.42	-35.95	-179,649.47	0.000	MERRIUL LY NCH PIERCE FENNER AND S	46.19	3.92	USD
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	11-Jan-18	9-Jan-18	DTC	BUY	2,388.000	116,963.75	23.39	116,940.36	2,388.000	UBS LIMITE D	48.97	0.00	USD
MP51	Us Equity (Bnp)	81211K100	SEALED AIRCORP COMMON STOCK USD.1	11-Dec-18	7-Dec-18	DTC	SELL	(2,388.000)	-82,010.32	-16.41	-81,993.91	0.000	MORGAN STA NLEY AND CO. INTERNATIONAL PLC	34.35	1.07	USD
					20-Jun-19							0.000		J		
					18-Sep-19		Closing balance					0.000				

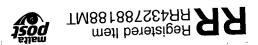
Rui Machado Date: 2022.11.14 11:05:29 +01'00'

Digitally signed by Rui Machado



RR432788188M1

Customer's Signature and ID



Malta Pension Investments





MaltaPost p.1.c. <u>15-Nov-2022</u>
Stamps Affixed

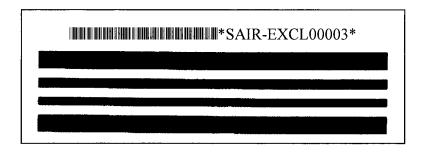
Stamps Affixed

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# **Exclusion Cover Page**

Case Name: Sealed Air Securities Litigation

Case Code: SAIR

Exclusion Deadline: December 30, 2022 (postmarked on or before)

Name of Person Filing Exclusion: Olga Eidt

December 02, 2022

Sealed Air Securities Litigation Claims Administrator, EXCLUSIONS C/O Gilardi & Co. LLC. P.O. Box 5100 Larkspur, CA 94977-5100

Dear Sir/Madam,

This is to advise that I "request exclusion from the Class in UA Local 13 & Employers Group Insurance Fund v Sealed Air Corporation and William G. Stiehl, No 1:19-cv-10161-LLS-RWL".

The following are the details of the purchases and sales I made in Sealed Air Corporation Stock during the Class Period.

### **PURCHASED**

150 shares purchased March 17, 2017 at a price of US\$45.68

## **SOLD**

50 shares sold January 18, 2018 at a price of US\$49.31 100 shares sold February 2 2018 at a price of US\$47.61

Yours Truly

ALL.

Olga Eidt



SEALED AIR SECURITIES LITIGATION

CLAIMS ADMINISTRATOR, EXCLUSIONS

CLOCK ARMS ADMINISTRATOR ARMS ADMINISTRATOR

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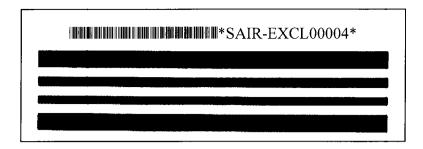
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CLAIMS CENTER

AIR MAIL



RECEIVED Dec 22, 2022 Claims Center

## **Exclusion Cover Page**

Case Name: Sealed Air Securities Litigation

Case Code: SAIR

Exclusion Deadline: December 30, 2022 (postmarked on or before)

Name of Person Filing Exclusion: Jennie M Miller

December 13, 2022

To Whom It May Concern:

This letter is from:

Jennie M. Miller



I opt out of any settlement, etc, from this law suit.

I request exclusion from the Class in UA Local 13 & Employers Group Insurance Fund v. Sealed Air Copr and William G. Stiehl, No. 1:19-cv-10161-LLS-RWL

I do not know any dates, etc.

Sincerely,

Enne M Meller

Jennie M. Miller

TABLE 1

Decline in Inflation Per Share by Date of Purchase and Date of Sale

	Sale Date						
Purchase Date	11/17/2014- 8/6/2018	8/7/2018- 6/20/2019	Sold on or Retained Beyond 6/21/2019				
11/17/2014- 8/6/2018	\$0.00	\$0.73	\$2.59				
8/7/2018- 6/20/2019		\$0.00	\$1.86				
Purchased on or after 6/21/2019			\$0.00				

TABLE 2

Sealed Air Closing Price and Average Closing Price

		Average Closing
	Closing	Price Between
Date	Price	June 21, 2019 and
6/21/2019	\$41.70	Date Shown
6/24/2019	\$41.70	\$41.70
6/25/2019	\$42.09	\$41.64
6/26/2019	\$41.62	\$41.79
6/27/2019	\$42.27	\$41.75 \$41.85
6/28/2019	\$42.78	\$42.01
7/1/2019	\$43.61	\$42.23
7/2/2019	\$43.98	\$42.25 \$42.45
7/3/2019	\$44.32	\$42.66
7/5/2019	\$44.33	\$42.83
7/8/2019	\$44.01	\$42.93
7/9/2019	\$43.32	\$42.97
7/10/2019	\$42.78	\$42.95
7/11/2019	\$43.22	\$42.97
7/12/2019	\$43.55	\$43.01
7/15/2019	\$42.64	\$42.99
7/16/2019	\$43.63	_ \$43.02
7/17/2019	\$42.95	\$43.02
7/18/2019	\$43.31	\$43.04
7/19/2019	\$43.18	\$43.04
7/22/2019	\$42.70	\$43.03
7/23/2019	\$43.36	\$43.04
7/24/2019	\$43.86	\$43.08
7/25/2019	\$43.88	\$43.11
7/26/2019	\$44.05	\$43.15
7/29/2019	\$44.02	\$43.18
7/30/2019	\$42.55	\$43.16
7/31/2019	\$41.79	\$43.11
8/1/2019	\$41.15	\$43.04
8/2/2019	\$44.33	\$43.09
8/5/2019	\$43.84	\$43.11

	7	Averes Class
1		Average Closing Price Between
	Closing	June 21, 2019 and
Date	Price	Date Shown
8/6/2019	\$44.33	\$43.15
8/7/2019	\$45.11	\$43.21
8/8/2019	\$45.31	\$43.27
8/9/2019	\$44.93	\$43.32
8/12/2019	\$44.66	\$43.35
8/13/2019	\$44.47	\$43.38
8/14/2019	\$43.01	\$43.37
8/15/2019	\$41.99	\$43.34
8/16/2019	\$42.38	\$43.31
8/19/2019	\$42.73	\$43.30
8/20/2019	\$42.28	\$43.28
8/21/2019	\$42.20	\$43.25
8/22/2019	\$41.69	\$43.22
8/23/2019	\$40.43	\$43.15
8/26/2019	\$40.67	\$43.10
8/27/2019	\$39.91	\$43.03
8/28/2019	\$39.85	\$42.97
8/29/2019	\$39.98	\$42.90
8/30/2019	\$39.82	\$42.84
9/3/2019	\$39.34	\$42.77
9/4/2019	\$39.60	\$42.71
9/5/2019	\$39.32	\$42.65
9/6/2019	\$39.71	\$42.59
9/9/2019	\$40.24	\$42.55
9/10/2019 9/11/2019	\$42.42	\$42.55
9/11/2019	\$41.76	\$42.54
9/13/2019	\$41.31	\$42.51
9/16/2019	\$42.40	\$42.51
9/17/2019	\$40.33	\$42.48
9/18/2019	\$42.00	\$42.47
5/ 10/2019	\$41.59	\$42.45

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CLAIMS CENTER

Sealed Air Securites Litigition Claims Administrator EXCLUSIONS C/O Gilardi & Co, LLC PO Box 5100 Larkspur, CA 94977-5100

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