

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

JEFFREY LAYDON, on behalf of himself and all others similarly situated,

Plaintiff,

- against -

THE BANK OF TOKYO-MITSUBISHI UFJ, LTD., THE SUMITOMO TRUST AND BANKING CO., LTD., THE NORINCHUKIN BANK, MITSUBISHI UFJ TRUST AND BANKING CORPORATION, SUMITOMO MITSUI BANKING CORPORATION, J.P. MORGAN CHASE & CO., J.P. MORGAN CHASE BANK, NATIONAL ASSOCIATION, J.P. MORGAN SECURITIES PLC, MIZUHO CORPORATE BANK, LTD., DEUTSCHE BANK AG, THE SHOKO CHUKIN BANK, LTD., SHINKIN CENTRAL BANK, UBS AG, UBS SECURITIES JAPAN CO. LTD., THE BANK OF YOKOHAMA, LTD., SOCIÉTÉ GÉNÉRALE SA, THE ROYAL BANK OF SCOTLAND GROUP PLC, THE ROYAL BANK OF SCOTLAND PLC, RBS SECURITIES JAPAN LIMITED, BARCLAYS BANK PLC, CITIBANK, NA, CITIGROUP, INC., CITIBANK, JAPAN LTD., CITIGROUP GLOBAL MARKETS JAPAN, INC., COÖPERATIEVE CENTRALE RAIFFEISEN-BOERENLEENBANK B.A., HSBC HOLDINGS PLC, HSBC BANK PLC, LLOYDS BANKING GROUP PLC, ICAP EUROPE LIMITED, R.P. MARTIN HOLDINGS LIMITED, MARTIN BROKERS (UK) LTD., TULLETT PREBON PLC, AND JOHN DOE NOS. 1-50,

Defendants.

Docket No. 12-cv-3419  
(GBD) (HBP)

**PLAINTIFF'S NOTICE OF MOTION FOR  
PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT WITH THE BANK  
OF YOKOHAMA, LTD., SHINKIN CENTRAL BANK, THE SHOKO CHUKIN BANK,  
LTD., SUMITOMO MITSUI TRUST BANK, LTD., AND RESONA BANK, LTD.**

**PLEASE TAKE NOTICE** that, upon the accompanying memorandum of law, the Declaration of Vincent Briganti dated September 6, 2019, and the exhibits attached thereto including the Settlement Agreement, and the record herein, Plaintiff Jeffrey Laydon, by and through his undersigned counsel, will respectfully move this Court, before the Honorable George B. Daniels, United States District Judge, at the United States District Court, Southern District of New York, 500 Pearl Street, New York, New York on Wednesday, September 11, 2019 at 10:00 a.m., for an order granting Plaintiff's motion for preliminary approval of the settlement with Defendants The Bank of Yokohama, Ltd., Shinkin Central Bank, The Shoko Chukin Bank, Ltd., Sumitomo Mitsui Trust Bank, Ltd.,<sup>1</sup> and Resona Bank, Ltd, and the other relief set forth in the proposed order filed herewith.

Dated: September 6, 2019  
White Plains, New York

**LOWEY DANNENBERG, P.C.**

By: /s/ Vincent Briganti

Vincent Briganti  
Geoffrey M. Horn  
Peter D. St. Phillip  
44 South Broadway, Suite 1100  
White Plains, New York 10601  
Tel.: 914-997-0500  
Fax: 914- 997-0035  
vbriganti@lowey.com  
ghorn@lowey.com  
pstphillip@lowey.com

*Class Counsel*

Joseph J. Tabacco, Jr.  
Todd A. Seaver  
**BERMAN TABACCO**  
44 Montgomery Street, Ste. 650  
San Francisco, CA 94104  
Tel.: 415-433-3200  
Fax: 415-433-6282

---

<sup>1</sup> Sumitomo Mitsui Trust Bank, Limited was formerly known, and was sued as The Sumitomo Trust and Banking Co., Ltd. ("STB"). The Chuo Mitsui Trust and Banking Company, Limited, which was also sued in the *Laydon* action, merged into STB prior to the action to form Sumitomo Mitsui Trust Bank, Limited.

Patrick T. Egan  
**BERMAN TABACCO**  
One Liberty Square  
Boston, MA 02109  
Telephone: 617-542-8300  
Facsimile: 617-542-1194

Christopher Lovell  
Gary S. Jacobson  
**LOVELL STEWART HALEBIAN**  
**JACOBSON LLP**  
500 5<sup>th</sup> Avenue, Suite 2440  
New York, NY 10110  
Tel.: 212-608-1900  
Fax: 212-719-4677

*Additional Counsel*