

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
(COLUMBIA DIVISION)

*In re SCANA Corporation Securities
Litigation*

Civil Action No. 3:17-CV-2616-MBS

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

Marlon E. Kimpson (D.S.C. Bar No. 7487)
William S. Norton (D.S.C. Bar No. 11343)
Joshua C. Littlejohn (D.S.C. Bar No. 10426)
MOTLEY RICE LLC
28 Bridgeside Blvd.
Mt. Pleasant, South Carolina 29464
Telephone: (843) 216-9000
Facsimile: (843) 216-9450

*Liaison Counsel for Lead Plaintiffs West
Virginia IMB and Blue Sky*

James W. Johnson (*admitted pro hac vice*)
Michael H. Rogers (*admitted pro hac vice*)
Irina Vasilchenko (*admitted pro hac vice*)
James Christie (*admitted pro hac vice*)
Philip J. Leggio (*admitted pro hac vice*)
LABATON SUCHAROW LLP
140 Broadway
New York, New York 10005
Telephone: (212) 907-0700
Facsimile: (212) 818-0477

John C. Browne (*admitted pro hac vice*)
Jeroen Van Kwawegen (*admitted pro hac vice*)
Lauren Ormsbee (*admitted pro hac vice*)
Michael M. Mathai (*admitted pro hac vice*)
Kate W. Aufses (*admitted pro hac vice*)
**BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP**
1251 Avenue of the Americas
New York, New York 10020
Telephone: (212) 554-1400
Facsimile: (212) 554-1444

*Co-Lead Counsel for Lead Plaintiffs West Virginia IMB and Blue Sky
and Proposed Lead Counsel for the Class*

Lead Plaintiffs the West Virginia Investment Management Board and Stichting Blue Sky Global Equity Active Low Volatility Fund and Stichting Blue Sky Active Large Cap Equity USA Fund (collectively, “Lead Plaintiffs”), on behalf of themselves and the Settlement Class, through counsel, will respectfully move this Court on June 17, 2020 at 2:00 p.m., before the Honorable Margaret B. Seymour, pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, for entry of a final Judgment approving the proposed Settlement as fair, reasonable, and adequate and for entry of an Order approving the proposed Plan of Allocation for the proceeds of the Settlement, as fair, reasonable, and adequate.¹

In support of this motion, Lead Plaintiffs submit and are filing herewith the accompanying: (i) Memorandum of Points and Authorities in Support of Lead Plaintiffs’ Motion for Final Approval of Class Action Settlement and Plan of Allocation; and (ii) Joint Declaration of John C. Browne and James W. Johnson in Support of (I) Lead Plaintiffs’ Motion for Final Approval of Class Action Settlement and Plan of Allocation; and (II) Lead Counsel’s Motion for an Award of Attorneys’ Fees and Payment of Litigation Expenses, dated April 22, 2020, with annexed exhibits.

Proposed Orders will be submitted with Lead Plaintiffs’ reply submission, no later than June 10, 2020, after the deadline for objecting and seeking exclusion has passed.

¹ On April 21, 2020, the Parties filed a Joint Motion to Conduct Final Settlement Hearing by Telephone (Dkt. 226), citing several instances where courts have granted such relief. Just yesterday, another court, in the Southern District of New York, granted a similar motion seeking to conduct a final settlement hearing by telephone. *See In re Vale, S.A. Sec. Litig.*, Case No. 15 Civ. 9539 (GSW) (S.D.N.Y.), “Order Confirming That Final Settlement Hearing Scheduled for June 10, 2020 Will Be Conducted By Telephone,” Dkt. No. 196 (S.D.N.Y. Apr. 21, 2020).

CERTIFICATION PURSUANT TO LOCAL RULE 7.02

Pursuant to Local Rule 7.02, counsel for Lead Plaintiffs certify that, prior to filing the foregoing motion, they conferred with Defendants' counsel. SCANA consents to the relief sought in the motion and the other Defendants have not responded.

DATED: April 22, 2020

/s/ Marlon E. Kimpson

Marlon E. Kimpson (D.S.C. Bar No. 7487)
William S. Norton (D.S.C. Bar No. 11343)
Joshua C. Littlejohn (D.S.C. Bar No. 10426)
MOTLEY RICE LLC
28 Bridgeside Blvd.
Mt. Pleasant, South Carolina 29464
Telephone: (843) 216-9000
Facsimile: (843) 216-9450
mkimpson@motleyrice.com
bnorton@motleyrice.com
jlittlejohn@motleyrice.com

*Liaison Counsel for Lead Plaintiffs West Virginia
IMB and Blue Sky*

James W. Johnson (*admitted pro hac vice*)
Michael H. Rogers (*admitted pro hac vice*)
Irina Vasilchenko (*admitted pro hac vice*)
James Christie (*admitted pro hac vice*)
Philip J. Leggio (*admitted pro hac vice*)
LABATON SUCHAROW LLP
140 Broadway
New York, New York 10005
Telephone: (212) 907-0700
Facsimile: (212) 818-0477
jjohnson@labaton.com
mrogers@labaton.com
ivasilchenko@labaton.com
jchristie@labaton.com
pleggio@labaton.com

*Co-Lead Counsel for Lead Plaintiffs West
Virginia IMB and Blue Sky and Proposed Lead
Counsel for the Class*

John C. Browne (*admitted pro hac vice*)
Jeroen Van Kwawegen (*admitted pro hac vice*)
Lauren Ormsbee (*admitted pro hac vice*)

Michael M. Mathai (*admitted pro hac vice*)

Kate W. Aufses (*admitted pro hac vice*)

BERNSTEIN LITOWITZ BERGER

& GROSSMANN LLP

1251 Avenue of the Americas

New York, New York 10020

Telephone: (212) 554-1400

Facsimile: (212) 554-1444

johnb@blbglaw.com

jeroen@blbglaw.com

lauren@blbglaw.com

michael.mathai@blbglaw.com

kate.aufses@blbglaw.com

*Co-Lead Counsel for Lead Plaintiffs West
Virginia IMB and Blue Sky and Proposed Lead
Counsel for the Class*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 22, 2020, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a Notice of Electronic Filing to all counsel of record.

/s/ Marlon E. Kimpson

MARLON E. KIMPSON (D.S.C. Bar No. 7487)