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June 16, 2023

By FILE & SERVEXPRESS

The Honorable Morgan T. Zurn
Vice Chancellor, Court of Chancery
Leonard L. Williams Justice Center
500 North King Street
Wilmington, DE 19801

**RE: *In re AMC Entertainment Holdings, Inc. Stockholder Litigation,*
C.A. No. 2023-0215-MTZ**

Dear Vice Chancellor Zurn:

We write to follow up on our May 26, 2023 motion to withdraw counsel's entry of appearance on behalf of Mr. Usbaldo Munoz.¹ On May 31, 2023, the Court held decision on the Motion in abeyance to afford Mr. Munoz an opportunity to be heard.² Mr. Munoz then resumed communication with us. However, he has not yet provided us final instructions as to how to proceed.

As detailed in the Motion, Mr. Munoz had regularly communicated with counsel in this matter, from the inception of his books and records inspection efforts in late 2022 through the filing of his complaint and motion to expedite,

¹ Trans. ID 70097428, the "Motion."

² Trans. ID 70111535. Counsel timely served a copy of the pertinent briefing and Court decisions on Mr. Munoz. Trans. ID 70116456.

discovery, settlement negotiations, and beyond. Mr. Munoz was traveling for business when Plaintiffs filed their opening brief in support of the settlement and was unable to locate a notary to submit his affidavit supporting the settlement. That absence eventually drew negative attention from elements of AMC's online investor community.

We would ordinarily have afforded a client more time before filing the Motion. However, we could not explain Mr. Munoz's silence and, given his substantial involvement in the litigation to that point, inferred that Mr. Munoz had determined that his continued involvement was not worth the online harassment. We reluctantly filed the Motion, consistent with our duties to the Class and the Court, to remove negative attention from Mr. Munoz.

Validating Your Honor's caution in assessing the motion to withdraw, Mr. Munoz recently returned from a personal trip to a remote location, where he did not have service on personal devices. Upon his return, Mr. Munoz learned that his absence had prompted the motion to withdraw. He understood that with the fairness hearing scheduled for June 29-30, he had sufficient time to submit his affidavit upon his return. Mr. Munoz authorized us to communicate these facts to the Court.

Despite his authorization of entry into the Settlement and the requirements of Court of Chancery Rule 23(e), he has not yet provided us with his affidavit. We will further update the Court when we have more information.

We thank the Court for its continued time and attention to this matter.

Respectfully submitted,

/s/ Daniel E. Meyer

Daniel E. Meyer (Bar No. 6876)

WORDS: 380

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