



**COURT OF CHANCERY  
OF THE  
STATE OF DELAWARE**

MORGAN T. ZURN  
VICE CHANCELLOR

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500 N. KING STREET, SUITE 11400  
WILMINGTON, DELAWARE 19801-3734

June 16, 2023

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**RE: *In re AMC Entertainment Holdings, Inc. Stockholder Litigation*,**  
Consol. Civil Action No. 2023-0215-MTZ

Dear Counsel,

As the Court has tried to make clear, persons who wish to speak at the upcoming settlement hearing (the “Hearing”) as objectors must have (i) submitted the form supplied by the Court by, or postmarked by, May 31, 2023; and (ii) submitted a written objection that complies with the requirements set forth in the May 1, 2023 Notice of Pendency of Stockholder Class Action and Proposed Settlement Hearing, and Right to Appear (the “Notice”) and the Court’s May 3, 2023 letter to stockholders regarding settlement procedures.<sup>1</sup>

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<sup>1</sup> Docket Item (“D.I.”) 183, Ex. 4; D.I. 185, Ex. 1 ¶¶ 63–70; D.I. 190, Ex. at 2, 4. These documents can also be found online, for example on the Investor Relations section of AMC Entertainment Holdings, Inc.’s website. *Presentations*, AMC THEATRES INVESTOR RELATIONS, <https://investor.amctheatres.com/financialperformance/presentations/default.aspx> (last visited June 13, 2023). All three documents were posted May 5, 2023.

The following individuals indicated they intend to appear to speak, but based on the information provided to the Court in the Second Revised Transmittal Affidavit of Michael J. Barry Providing Log of Stockholder Communications and accompanying exhibits, they either did not timely submit a written objection, or did not comply with the requirements set forth in the Notice.<sup>2</sup>

- a. Jordan Affholter;
- b. Marcus Dion Cowell;
- c. Thurston Jennings IV;
- d. Etan Leibovitz;
- e. Michael Robert Puricelli;
- f. Walter Omar Puricelli;
- g. Cory Robinson;
- h. Gina Smith;
- i. Tamiko R. White; and
- j. Darnell Wilson.

The Court has sent those individuals letters substantially similar to the enclosed letter via email and first-class mail at the addresses they supplied on their submission reflecting their intention to speak. Messrs. Affholter and Leibovitz's letters specify that they are not authorized to speak because they failed to submit timely objections and notices of their intention to speak.

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*See also* D.I. 341 at 3 (recommending “that the Court accept in-person attendance objection forms postmarked up to and including the date of the objection deadline, . . . May 31, 2023”).

In addition to Court-supplied forms that complied with the Notice, the Court also accepted: timely Court-supplied forms sent not to the Court, but to the plaintiffs' counsel; timely submissions sent to the Court that reflected all of the information on the Court-supplied form; and timely submissions sent not to the Court, but to the plaintiffs' counsel that reflected all of the information on the Court-supplied form.

<sup>2</sup> D.I. 499. This is also available online on the plaintiffs' counsel's websites. *E.g.*, Settlement Information, GRANT & EISENHOFER, P.A., <https://www.gelaw.com/settlements/amc> (last visited June 16, 2023).

*In re AMC Entertainment Holdings, Inc. Stockholder Litigation,*  
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Sincerely,

*/s/ Morgan T. Zurn*

Vice Chancellor

MTZ/ms  
Enclosure

cc: All Counsel of Record, via *File & ServeXpress*

# EXHIBIT

**COURT OF CHANCERY  
OF THE  
STATE OF DELAWARE**

MORGAN T. ZURN  
VICE CHANCELLOR

LEONARD L. WILLIAMS JUSTICE CENTER  
500 N. KING STREET, SUITE 11400  
WILMINGTON, DELAWARE 19801-3734

June 16, 2023

Name  
Address Line 1  
Address Line 2  
Email Address

**RE: *In re AMC Entertainment Holdings, Inc. Stockholder Litigation*,**  
Consol. Civil Action No. 2023-0215-MTZ

Dear [FIRSTNAME LASTNAME]:

The Court has received notice that you intend to appear at the settlement approval hearing scheduled for June 29 and 30 for purposes of arguing against court approval of the pending settlement in the above-captioned matter. In order to argue at the settlement hearing, objectors must have submitted a written objection that complies with the requirements set forth in the May 1, 2023 Notice of Pendency of Stockholder Class Action and Proposed Settlement Hearing, and Right to Appear (the “Notice”) and the Court’s May 3, 2023 letter to stockholders regarding settlement procedures.<sup>1</sup> To be compliant, an objection must have been

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<sup>1</sup> Docket Item (“D.I.”) 185, Ex. 1 [hereinafter “Notice”] ¶¶ 63–70; D.I. 190, Ex. [hereinafter “Ltr. to S’holders”] at 2, 4. These documents can also be found online, for example on the Investor Relations section of AMC Entertainment Holdings, Inc.’s website. *Presentations*, AMC THEATRES INVESTOR RELATIONS, <https://investor.amctheatres.com/financial-performance/presentations/default.aspx> (last visited June 13, 2023). Both documents were posted May 5, 2023.

(1) submitted in writing, (2) received by May 31, 2023, and (3) accompanied by proof that the objector was the record or beneficial owner of AMC common stock at the relevant time.<sup>2</sup>

Based on the information provided to the Court in the Second Revised Transmittal Affidavit of Michael J. Barry Providing Log of Stockholder Communications and accompanying exhibits (the “Barry Affidavit”), you did not timely submit a written objection, or your written objection did not comply with the requirements set forth in the Notice.<sup>3</sup> Please refer to the Barry Affidavit for the reason why your objection was deemed noncompliant.<sup>4</sup> You are free to attend the hearing for purposes of observing the proceedings via video feed in an overflow courtroom, but you will not be permitted to address the Court to advocate against approval of the settlement. Please be advised that listen-only audio lines for the settlement hearing will be made available and publicized on AMC’s investor relations website, such that you will be able to listen to the proceedings without traveling to the courthouse.

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<sup>2</sup> Notice ¶¶ 63–66, 69; Ltr. to S’holders at 2.

<sup>3</sup> D.I. 499 [hereinafter “Barry Aff.”]. This is also available online on lead plaintiffs’ counsels’ websites. *E.g.*, *Settlement Information*, GRANT & EISENHOFER, P.A., <https://www.gelaw.com/settlements/amc> (last visited June 16, 2023).

<sup>4</sup> Barry Aff.

If you believe you received this letter in error, please promptly email [Chancery\\_AMC\\_Settlement@delaware.gov](mailto:Chancery_AMC_Settlement@delaware.gov) to provide proof that you submitted a written objection that complies with the Notice. If you have questions, you may call the Court at (302) 255-2000. The Court will not consider newly submitted materials in determining whether you are eligible to argue at the hearing.<sup>5</sup> For example, if your initial written objection was not accompanied by proof of ownership, sending the Court proof of ownership in response to this letter will not enable you to argue at the hearing.

Sincerely,

*/s/ Morgan T. Zurn*

Vice Chancellor

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<sup>5</sup> Notice ¶ 69.