NYSCEF DOC. NO. 154

INDEX NO. 655272/2019

RECEIVED NYSCEF: 04/05/2022

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NEW YORK, COMMERCIAL DIVISION

CHESTER COUNTY EMPLOYEES
RETIREMENT FUND, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff,

vs.

ALNYLAM PHARMACEUTICALS, INC., JOHN M. MARAGANORE, MICHAEL P. MASON, DENNIS A. AUSIELLO, MICHAEL W.BONNEY, JOHN K. CLARKE, MARSHA H. FANUCCI, STEVEN M. PAUL, DAVID E.I. PYOTT, PAUL R. SCHIMMEL, AMY W. SCHULMAN, PHILLIP A. SHARP, KEVIN P. STARR, GOLDMAN SACHS & CO. LLC, J.P. MORGAN SECURITIES LLC, BARCLAYS CAPITAL INC., CREDIT SUISSE SECURITIES (USA) LLC, PIPER JAFFRAY & CO., JMP SECURITIES LLC, NEEDHAM & COMPANY, LLC, CHARDAN CAPITAL MARKETS, LLC and B. RILEY FBR, INC. n/k/a B. RILEY SECURITIES, INC.,

Defendants.

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CLASS ACTION

The Honorable Robert R. Reed

Part 43

Motion Sequence No. 005

SUPPLEMENTAL AFFIDAVIT OF KARI L. SCHMIDT REGARDING DISSEMINATION OF CLASS NOTICE, REPORT ON REQUESTS FOR EXCLUSION RECEIVED, AND NOTIFICATION OF VIDEO HEARING

STATE OF MINNESOTA)
) ss.:
COUNTY OF CARVER)

- I, KARI L. SCHMIDT, being duly sworn, deposes and says:
- 1. I am a Project Manager for Analytics Consulting, LLC ("Analytics"). Pursuant to its Order Preliminarily Approving Settlement and Providing for Notice dated December 3, 2021 (NYSCEF No. 120, the "Preliminary Approval Order"), the Court approved the retention of

as a witness, could and would testify competently thereto.

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Analytics as the Claims Administrator for the above-captioned action (the "Action"). 1 Submit this affidavit as a supplement to my earlier affidavit, the Affidavit of Kari L. Schmidt Regarding Dissemination of Class Notice and Report on Requests for Exclusion Received (NYSCEF No. 141, the "Initial Mailing Affidavit"). I have personal knowledge of the facts set forth herein and, if called

MAILING OF THE NOTICE PACKET

2. Since the execution of my Initial Mailing Affidavit, Analytics has continued to disseminate copies of the Notice and Claim Form (the "Notice Packet") in response to additional requests from potential Settlement Class Members and/or their nominees. Through the date of this affidavit, Analytics has mailed a total of 36,619 Notice Packets to potential Settlement Class Members and/or their nominees. Notice Packets have also been available for download on the case website (discussed below) and are not included in this total.

TELEPHONE HELPLINE AND WEBSITE

3. Analytics continues to maintain the toll-free telephone number (1-877-596-2204) and interactive voice response system to accommodate any inquiries from potential members of the Settlement Class. Analytics also continues to maintain the dedicated website for the Action (www.AlnylamSecuritiesLitigation.com) in order to assist Settlement Class Members. Analytics will continue to maintain and, as appropriate, update the website and toll-free telephone number until conclusion of the administration.

REPORT ON OBJECTIONS AND REQUESTS FOR EXCLUSION

4. The Notice informed potential Settlement Class Members that requests for exclusion were to be mailed to Analytics, postmarked no later than March 22, 2022. To date, Analytics has

¹ Unless otherwise defined in this affidavit, all capitalized terms have the meanings defined in the Preliminary Approval Order.

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received two (2) requests for exclusion, attached as Exhibit D to the Initial Mailing Affidavit (NYSCEF No. 145). Analytics has received no additional exclusion requests since the filing of the Initial Mailing Affidavit, dated March 7, 2022 (NYSCEF No. 141).

5. The Notice informed potential Settlement Class Members that objections to the proposed settlement were to be submitted to the Court, with copies sent to Plaintiff's Counsel and Defendants' Counsel, as to be received no later than March 22, 2022. Although not required to be sent to Analytics, in the course of our settlement administration work Analytics sometimes also receives copies of objections from class members. For the sake of completeness here, I note that as of the date of this affidavit, Analytics has received no objections.

NOTIFICATION OF VIDEO HEARING

6. Per the Preliminary Approval Order, the hearing scheduled for April 12, 2022 at 2:30 p.m. will be held via Microsoft Teams virtual platform. Analytics has updated the website for the Action to alert Settlement Class Members of the video and telephonic access information for the settlement hearing to ensure that potential Settlement Class Members can participate in the hearing if they so choose. A screenshot of the updated website is attached to this affidavit as Exhibit A.

Executed on April 5, 2022.

4/5/2022

JESSICA R CHIBANA Notary Public ommission Expires FILED: NEW YORK COUNTY CLERK 04/05/2022 05:01 PM

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EXHIBIT A

NYSCEF DOC. NO. 155

Alnylam Securities Litigation Settlement

Settlement Notice Proof of Claim Court Documents Nominees Class Counsel Contact Us

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Alnylam Securities Litigation Settlement

Index No. 655272/2019 (N.Y.S.C)

For More Information

Please contact the Claims Administrator:

By Mail:

Alnylam Securities Litigation Settlement Claims Administrator Analytics Consulting LLC P.O. Box 2004 Chanhassen, MN 55317-2004

By E-Mail:

info@AlnylamSecuritiesLitigation.com

By Phone:

Welcome to the Alnylam Securities Litigation Settlement Website.

IMPORTANT ANNOUNCEMENT REGARDING THE FAIRNESS HEARING

The hearing scheduled for April 12, 2022 at 2:30 p.m. EDT, before the Honorable Robert R. Reed, Supreme Court of New York, County of New York: Commercial Division, will be held on that date and time via Microsoft Teams Virtual Platform. Any Settlement Class Member who wishes to appear at the Final Approval Hearing may access the hearing via Microsoft Teams using the following information:

Stream link:

http://wowza.nycourts.gov/VirtualCourt/new/st-nysupcv/st-nysupcv1

Stream Password: 7456

The information contained on this web page is only a summary of information presented in more detail in the Notice of Pendency and Proposed Settlement of Class Action (the "Notice"). Because this website is just a summary, you should review the Notice for additional details.

Plaintiff Has Reached a Proposed Settlement, Subject to Court Approval

The Court-appointed Lead Plaintiff, on behalf of itself and the Settlement Class, has reached a proposed settlement of this action, captioned Chester County Employees Retirement Fund v Alnylam Pharmaceuticals, Inc., et al., Index No. 655272/2019 (N.Y.S.C) (the "Action"), for a cash payment of \$7,000,000 (the "Settlement"). The Settlement, if approved by the Court, will resolve all claims in this Action.

Your Rights in the Proposed Settlement

If you are a member of the Settlement Class, your rights will be affected and you may be eligible for a payment from the proceeds of the Settlement, if it receives final Court approval. The Class certified by the Court includes all persons or entities who purchased or otherwise acquired Alnylam common stock between November 14, 2017 and September 12, 2019, inclusive, except those persons or entities that are excluded, as described below.

FILED: NEW YORK COUNTY CLERK 04/05/2022 05:01 PM

NYSCEF DOC. NO. 155 Anylam Securities Litigation Settlement

Home Settlement Notice Proof of Claim Court Documents Nominees Class Counsel Contact Us

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☑ By E-Mail:

info@AlnylamSecuritiesLitigation.com

By Phone:

1-877-596-2204

Please do not call the Court.

Nominees

Please click here for important information for Nominees.

Your Rights in the Proposed Settlement

If you are a member of the Settlement Class, your rights will be affected and you may be eligible for a payment from the proceeds of the Settlement, if it receives final Court approval. The Class certified by the Court includes all persons or entities who purchased or otherwise acquired Alnylam common stock between November 14, 2017 and September 12, 2019, inclusive, except those persons or entities that are excluded, as described below.

You are not a Settlement Class Member if you are: (a) Defendants and their immediate families; (b) the officers, directors and affiliates of Defendants during the Settlement Class Period and members of their immediate families; (c) the legal representatives, heirs, successors, or assigns of any of the foregoing; (d) and any entity in which any Defendant has or had a controlling interest. Also excluded from the Settlement Class is any person or entity who timely and validly requests exclusion from the Settlement Class as set forth in the Notice.

Please read the Notice to fully understand your rights and options. Copies of the Notice and Claim Form can be found in the menu at the top of this page.

If you are a member of the Settlement Class, in order to be potentially eligible to receive a payment from the Settlement, you must submit a Claim Form postmarked no later than **March 17**, **2022**.

Payments to eligible claimants will be made only after the Settlement and a Plan of Allocation are approved by the Court and any appeals are resolved, and after the completion of all claims processing. Please be patient, as this process will take some time to complete.

IMPORTANT DATES AND DEADLINES

Date	Deadline
MARCH 17, 2022	Claim Filing Deadline: Claim Forms must be postmarked no later than MARCH 17, 2022 to be eligible for a payment from the Settlement.
MARCH 22, 2022	Exclusion Deadline: If you do not want a payment from this Settlement, but you want to keep the right to sue or continue to sue any of the Defendants on your own about the same legal issues in this case, then you must take steps to get out of the Settlement Class. This is called excluding yourself or is sometimes referred to as opting out of the Settlement Class. Requests to be excluded from the proposed Settlement must be postmarked no later than MARCH 22, 2022, in accordance with the instructions in the Notice.

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MARCH 22, 2022	Objection Deadline: Any objections to the proposed Settlement, the proposed Plan of Allocation, and/or Plaintiff's Counsel request for an award of attorneys' fees and expenses, must be received no later than MARCH 22, 2022, in accordance with the instructions in the Notice.
APRIL 12, 2022 at 2:30 p.m.	The Final Approval Hearing: A hearing will be held on APRIL 12, 2022 at 2:30 p.m. before the Honorable Robert R. Reed, at Part 43, via Microsoft Teams Virtual Platform. Any Settlement Class Member who wishes to appear at the Final Approval Hearing may access the hearing via Microsoft Teams using the following information: Stream link: http://wowza.nycourts.gov/VirtualCourt/new/st-nysupcv/st-nysupcv1 Stream Password: 7456 The hearing will be held by the Court for the purpose of determining whether the proposed Settlement is fair, reasonable, and adequate and should be approved by the Court; whether an Order and Final Judgment as provided in the Stipulation of Settlement should be entered; and whether the proposed Plan of Allocation should be approved. If there are objections, the Court will consider them and will listen to people who have asked to speak at the hearing. The Court may also decide how much should be awarded to Plaintiff's Counsel for attorneys' fees and expenses, and whether to approve a service award totaling no more than \$15,000 to the Plaintiff for its efforts in representing the Settlement Class.