

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE XL FLEET CORP. SECURITIES
LITIGATION

Case No. 1:21-cv-02002-JLR

**NOTICE OF MOTION AND UNOPPOSED MOTION FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT AND PLAN OF ALLOCATION**

TO THE CLERK OF THE COURT AND ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:

PLEASE TAKE NOTICE that, pursuant to the Court’s Order Preliminarily Approving Settlement and Providing for Notice (ECF No. 191), on April 30, 2024, at 10:00 a.m., before the Honorable Jennifer L. Rochon, in Courtroom 20B at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, NY 10007, Court-appointed Lead Plaintiff Delton Rowe, and additional named plaintiffs Jeffrey Suh, Carl Enslin, Simone Heridis, and Soraya Heridis (née Matamoros) (collectively, “Plaintiffs”), will and hereby do move the Court to: (1) grant final approval of the Settlement in the above-captioned action on the terms set forth in the Stipulation and Agreement of Settlement dated December 6, 2023 (“Stipulation”; ECF No. 182-1); and (2) approve the proposed Plan of Allocation for distribution of the Net Settlement Fund.¹

This motion is based on this Notice of Motion; the Memorandum of Law in support thereof; the Declaration of Gregory B. Linkh in Support of: (I) Lead Plaintiffs’ Unopposed 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 Reimbursement of Litigation Expenses; all exhibits thereto; all pleadings and papers filed herein; arguments of counsel; and any other matters properly before the Court. Defendants do not oppose this motion.²

¹ Unless otherwise defined, all capitalized terms used herein have the meanings ascribed to them in the Stipulation.

² Proposed Orders granting the requested relief will be submitted with Lead Counsel’s reply papers after the deadlines for objecting to the motion or requesting exclusion have passed.

Dated: March 26, 2024

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was electronically filed with the Clerk of Court via the CM/ECF system, which will send Notice of such filing to all counsel of record.

Dated: March 26, 2024

/s/ Gregory B. Linkh
Gregory B. Linkh