

*Fifth Circuit Court of Appeals Ruling Update*

On May 19, 2014, the Fifth Circuit Court of Appeals denied the petitions for rehearing and for rehearing en banc with respect to its January 10, 2014 decision affirming the District Court's order approving the Settlement Agreement and certifying the class. Moreover, on the same day, the Fifth Circuit denied the petitions for rehearing and for rehearing en banc with respect to its March 3, 2014 decision, which stated that the issue of causation is addressed by Exhibit 4B of the Settlement Agreement. The Court has indicated that its mandate to pull the injunction on the payment of BEL claims will be issued on May 27, 2014, but this date could be further delayed in the event a party files a petition for writ of certiorari to the Supreme Court and seeks successfully a further stay of the issuance of the mandate.

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