



LOWEY DANNENBERG, P.C.

October 20, 2022

VIA ECF

The Honorable P. Kevin Castel
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

Re: *Sullivan v. Barclays plc et al.*, No. 13-cv-2811 (PKC) (S.D.N.Y.)

Dear Judge Castel:

We are counsel for Plaintiffs in the above-captioned action (the “Action”). We write to respectfully submit a supplemental declaration (“Declaration”) from the Settlement Administrator, A.B. Data, Ltd. (“A.B. Data”) regarding requests for exclusion and an updated Euribor Litigation Exclusion Report (the “Opt-Out List”). This Opt-Out List replaces the report filed with the Court on September 2, 2022. ECF No. 543.

On October 6, 2022, A.B. Data received a request for exclusion from the World Food Programme (“WFP”). In its letter dated September 28, 2022, WFP cites to Section 2 of Article II of the Charter of the United Nations and the Convention on the Privileges and Immunities of the United Nations of 13 February 1946 which provides that “[t]he United Nations, its property and assets wherever located and by whomsoever held, shall enjoy immunity from every form of legal process except insofar as in any particular case it has expressly waived its immunity.” WFP states that its immunity from legal process has not been waived and is expressly maintained with respect to the Class Notice in this Action, and it does not wish to be part of the Class defined in the Class Notice.

On October 14, 2022, A.B. Data received a request for exclusion from the Bank of Sydney Limited A.C.N. (f/k/a Beirut Hellenic Bank, Ltd and further f/k/a Laiki Bank (Australia) Ltd) (“Bank of Sydney”). Bank of Sydney’s request for exclusion did not contain a postmark date but contained a letter dated August 15, 2022. The envelope that included Bank of Sydney’s request for exclusion also contained the same handwritten date. A.B. Data is providing Bank of Sydney with a copy of this letter to inform it that its request for exclusion did not reflect information sufficient to determine the date the request was sent or whether the request was sent by a means that guaranteed delivery within five (5) or fewer calendar days of mailing.

The Class Notice instructed that requests for exclusion must be postmarked or received by the Settlement Administrator not later than August 23, 2022. Plaintiffs do not take a position as to the timeliness of the request for exclusion and whether WFP’s or Bank of Sydney’s request should be accepted by the Court. Settling Defendants Crédit Agricole S.A. and Crédit Agricole

www.lowey.com

44 South Broadway, Suite 1100, White Plains, NY 10601-4459 (p) 914-997-0500 (f) 914-997-0035
One Tower Bridge, 100 Front Street, Suite 520, West Conshohocken, PA 19428 (p) 215-399-4770 (f) 610-862-9777



LOWEY DANNENBERG_{P.C.}

Letter to Hon. P. Kevin Castel
October 20, 2022
Page 2

CIB do not take a position as to whether the requests for exclusion should be accepted by the Court.

The Opt-Out List has been updated to reflect the addition of these requests for exclusion.

We are available to address any questions that the Court may have.

Respectfully,

/s/ Vincent Briganti
Vincent Briganti
Lowey Dannenberg, P.C.

/s/ Christopher Lovell
Christopher Lovell
Lovell Stewart Halebian Jacobson LLP

cc: All Counsel of Record (via ECF)

Encl.