

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS: COMMERCIAL DIVISION**

)	Master Index No. 711788/2018
)	(Hon. Joseph Risi)
IN RE ALTICE USA, INC. SECURITIES)	
LITIGATION)	Motion Seq. No. 007
)	
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)	

**AFFIDAVIT OF ANDREA HADZIMICHALIS IN SUPPORT OF LEAD PLAINTIFFS’
MOTION FOR (1) FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND
PLAN OF ALLOCATION; AND (2) AN AWARD OF ATTORNEYS’ FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES**

STATE OF FAIRFIELD)	
)	ss:
COUNTY OF CONNECTICUT)	

I, Andrea Hadzimichalis, declare under penalty of perjury as follows:

1. I am the court appointed lead plaintiff in *Kupfner v. Altice USA Inc.*, 1:18-cv-06601 (E.D.N.Y. 2018) (the “Federal Action”), being settled jointly with this action (the “Action”) under the terms of proposed Stipulation of Settlement in this matter. I respectfully submit this declaration in support of (1) Lead Plaintiffs’ Motion for Final Approval of the Settlement and Approval of the Plan of Allocation; and (2) Lead Counsel’s Motion for an Award of Attorneys’ Fees and Expenses and an Award to Lead Plaintiffs.

2. I have been involved in prosecuting the claims asserted in the Federal Action since 2019 when I moved to become lead plaintiff in January 2019. I reviewed and approved the filing of the First Amended Complaint on May 10, 2019. In addition to reviewing and authorizing the filing of the amended complaint, I have throughout the duration of this litigation worked diligently to be a responsible representative of the Class. Additional time that I have spent on this matter has

included communicating on several occasions with my counsel on the progress of the Action and the Federal Action and reviewing filings in both actions including the motion to dismiss filed in the Federal Action.

3. Further, I conferred with my attorneys regarding the mediation and possible settlement of the Action and the Federal Action, which included further conversations with my attorneys regarding the risks of litigation and the strength of the claims asserted, and the relevant pros and cons of settlement (including of the proposed Settlement that was ultimately reached).

4. Based on my involvement in the Federal Action and discussions with my attorneys, I believe that the \$4.75 million Settlement represents a fair and adequate result for the Settlement Class. In this regard I note that the Settlement was reached only after vigorous litigation, including multiple amended complaints filed in both the Action and the Federal Action, which included an extensive statistical analysis of the claims alleged. Additionally, I also note that the \$4.95 million Settlement Consideration was based on the recommendation of an experienced third-party mediator.

5. I am also aware that all plaintiffs' counsel in this Action asked for an attorneys' fee award equal to one-third of the Settlement Consideration (plus reimbursement of their litigation expenses). I understand that Plaintiffs' Counsel has been paid nothing to date for the significant amount of time they have devoted to this matter, and that their requested 1/3 fee – even if granted in full – would still represent a significant discount on the hourly value of their time spent litigating the case. I have also been advised that a percentage fee awards of 1/3 within the range of fees that has been awarded in other securities class actions that have settled for similar amounts. Accordingly, I support the requested fee award as fair and reasonable.

6. I have not received or been promised or offered any compensation or financial incentive for serving as a plaintiff in this Action or in achieving the Settlement. I understand, however, that the Court has the discretion to approve an award to me for my work serving as a representative of the Class. In acting as a lead plaintiff, I estimate that I spent approximately 27.5 hours since early 2019 to this litigation on behalf of the Class, and my counsel has advised me that a \$2000 award is well within the range of what other Courts award to representative plaintiffs in other class actions. Therefore, I respectfully request that the Court approve a payment to me for my time and efforts on behalf of the class in the amount of \$2,000.

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge.

Executed this 19th day of January, 2022.

Andrea Kadzimichalis
Andrea Kadzimichalis

Sworn and subscribed to before me
this 19 day of January, 2022

Denise K. Lyles
Denise K. Lyles
Notary public (Print name)

My commission expires on 4/30, 2026

DENISE K LYLES
NOTARY PUBLIC
State of Connecticut
My Commission Expires
April 30, 2026

