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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

NICK PATTERSON, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

TERRAFORM LABS, PTE. LTD., JUMP
CRYPTO, JUMP TRADING LLC,
REPUBLIC CAPITAL, REPUBLIC
MAXIMAL LLC, TRIBE CAPITAL,
DEFINANCE CAPITAL/DEFINANCE
TECHNOLOGIES OY, GSR/GSR
MARKETS LIMITED, THREE ARROWS
CAPTIAL PTE LTD., NICHOLAS PLATIAS,
and DO KWON,

Defendants.

Case No. 5:22-cv-03600-BLF

CLASS ACTION

**NOTICE OF MOTION AND MOTION OF
SHING YIU NG FOR APPOINTMENT AS
LEAD PLAINTIFF AND APPROVAL OF
SELECTION OF LEAD COUNSEL;
MEMORANDUM OF POINTS AND
AUTHORITIES**

Date: December 15, 2022
Time: 9:00 a.m.
Courtroom: 3 – 5th Floor
Judge: Honorable Beth Labson Freeman

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1 **Rules**

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NOTICE OF MOTION AND MOTION

TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on December 15, 2022, at 9:00 a.m., or as soon as counsel may be heard, before the Honorable Beth Labson Freeman, at the United States District Court for the Northern District of California, San Jose Courthouse, Courtroom 3 – 5th Floor, 280 South 1st Street, San Jose, California 95113, Shing Yiu Ng (“Movant”) will and hereby does respectfully move this Court for an Order: (1) appointing Movant as Lead Plaintiff, pursuant to the lead plaintiff provisions of the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), codified as Section 21D(a)(3) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3) and/or Section 27(a)(3) of the Securities Act of 1933, 15 U.S.C. § 77z-1(a)(3), on behalf of a putative Class consisting of all persons and entities, other than defendants and their affiliates, who purchased Terra Tokens between May 20, 2021 and May 25, 2022, inclusive; (2) approving Movant’s selection of the law firm Bragar Eigel & Squire, P.C. (“BES”) as Lead Counsel for the putative Class; and (3) granting such other and further relief as the Court may deem just and proper.

This Motion is made on the grounds that Movant believes he is the “most adequate plaintiff” under the PSLRA and, therefore, should be appointed Lead Plaintiff. Specifically, Movant believes that he has the “largest financial interest” in the relief sought by the Class and otherwise satisfies the requirements of Rule 23 of the Federal Rules of Civil Procedure because his claims are typical of other members of the Class and because he will fairly and adequately represent the Class.

This Motion is made and based on this Notice, the accompanying Memorandum of Points and Authorities, the Declaration of Melissa A. Fortunato, the [Proposed] Order Appointing Movant as Lead Plaintiff and Approving Movant’s Selection of BES as Lead Counsel, and such other materials, evidence, and argument as may be presented at or prior to a hearing on the Motion.

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