

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

IN RE HEARTWARE INTERNATIONAL,  
INC. SECURITIES LITIGATION

No. 1:16-cv-00520-RA

**SUPPLEMENTAL DECLARATION OF MICHELLE KOPPERUD  
REGARDING (A) MAILING OF NOTICE AND CLAIM FORM AND  
(B) REPORT ON REQUESTS FOR EXCLUSION RECEIVED**

I, MICHELLE KOPPERUD, declare as follows:

1. I am a Project Manager for Analytics Consulting, LLC (“Analytics”). Pursuant to the Court’s December 12, 2018 Order Preliminarily Approving Settlement and Authorizing Dissemination of Settlement Notice (ECF No. 74) (the “Preliminary Approval Order”), Analytics was authorized to act as the Claims Administrator in connection with the Settlement of the above-captioned action (the “Action”).<sup>1</sup> I submit this Declaration as a supplement to my earlier declaration, the Declaration of Michelle Kopperud Regarding (A) Mailing of Notice and Claim Form; (B) Publication of the Summary Notice; and (C) Report on Requests for Exclusion Received to Date, dated March 8, 2019 (ECF No. 79-1) (the “Initial Mailing Declaration”). I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

**MAILING OF THE NOTICE PACKET**

2. Since the execution of my Initial Mailing Declaration, Analytics has continued to disseminate copies of the Notice and Claim Form (the “Notice Packet”) in response to additional

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<sup>1</sup> Unless otherwise defined herein, all capitalized terms have the meanings set forth in the Stipulation of Settlement dated November 13, 2018 (ECF No. 69-1) (the “Stipulation”).

requests from potential Class Members and nominees. Through April 3, 2019, Analytics has mailed a total of 19,659 Notice Packets to potential Class Members and nominees.

**TELEPHONE HELPLINE AND WEBSITE**

3. Analytics continues to maintain the toll-free telephone number (1-866-710-9044) and interactive voice response system to accommodate any inquiries from potential members of the Class. Analytics also continues to maintain the dedicated website for the Action ([www.HeartWareSecuritiesLitigation.com](http://www.HeartWareSecuritiesLitigation.com)) in order to assist Class Members. On March 11, 2019, Analytics posted to the website copies of the papers filed in support of Lead Plaintiff's motion for final approval of the Settlement and Plan of Allocation and Lead Counsel's motion for an award of attorneys' fees and expenses. Analytics will continue maintaining and, as appropriate, updating the website and toll-free telephone number until the conclusion of the administration.

**REPORT ON REQUESTS FOR EXCLUSION RECEIVED**

4. The Notice informed potential members of the Class that requests for exclusion from the Class were to be mailed or otherwise delivered, addressed to *In re HeartWare International, Inc. Securities Litigation, EXCLUSIONS*, c/o Analytics Consulting, P.O. Box 2003, Chanhassen, MN 55317-2003, such that they were received by no later than March 22, 2019. Analytics has been monitoring all mail delivered to that post office box. As of the date of this Declaration, Analytics has received one (1) request for exclusion, which was received on March 11, 2019. A copy of that request for exclusion received is attached hereto as Exhibit 1. In the interests of privacy, the street address and telephone number of the person requesting exclusion have been redacted. As stated in that request for exclusion, the person requesting exclusion did not purchase any shares of HeartWare common stock during the Class Period and thus is not a member of the Class by definition.

I declare under penalty of perjury that the foregoing is true and correct. Executed on April  
3, 2019.

  
Michelle Kopperud

#1283488

# **EXHIBIT 1**

*In re HeartWare International, Inc. Securities Litigation*  
EXCLUSIONS, c/o Analytics Consulting  
P.O. Box 2003  
Chanhassen, MN 55317-2003

James H. Drass III  
[REDACTED]  
Margate, FL 33063  
March 1, 2019

**REQUEST FOR EXCLUSION FROM SETTLEMENT CLASS**

(a) The name, address and telephone number of person requesting exclusion:

James Harold Drass III  
[REDACTED]  
Margate, FL 33063  
[REDACTED]

(b) The aforementioned person hereby "requests exclusion from the Class in *In re HeartWare International, Inc. Securities Litigation*, Master File No. 1:16-cv-00520";

(c) ZERO (0) is the number of shares of HeartWare common stock  
(i) owned as of the opening of trading on June 10, 2014 and  
(ii) purchased/acquired and/or sold during the Class Period (i.e. from June 10, 2014 through January 11, 2016, inclusive)

(d) Signature of the person requesting exclusion:

  
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James Harold Drass III

James H Drass III  
Margate FL 33063

OF THE RETURN ADDRESS, FOLD ALONG DOTTED LINE  
**CERTIFIED MAIL**



70118 0680 0001 1554 7870



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U.S. POSTAGE PAID  
FORM LETTER  
MARGATE, FL  
33063  
MAR 07, 19  
AMOUNT  
**\$4.05**  
R2304M110586-25

*In re HeartWare International Inc Securities Litigation*  
*EXCLUSIONS, % Analytics Consulting*  
*P.O. Box 2003*  
*Chanhassen, MN 55317-2003*

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