

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: LINCOLN NATIONAL COI LITIGATION	Case No.: 2:16-cv-6605-GJP
IN RE: LINCOLN NATIONAL 2017 COI RATE LITIGATION	Case No.: 2:17-cv-04150-GJP

**MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND
CERTIFICATION OF THE SETTLEMENT CLASS**

Pursuant to Federal Rule of Civil Procedure 23(a), (b) and (e), Plaintiffs hereby respectfully move the Court for an order:

- (a) finally certifying the Settlement Class pursuant to Fed. R. Civ P. 23(a) and 23(b)(3);
- (b) finding that the Class Notice has been adequate and reasonable, has met the requirements of Rule 23, and has constituted the best notice practicable under the circumstances;
- (c) granting final approval of the proposed Settlement as fair, reasonable and adequate pursuant to Fed. R. Civ. P. 23(e); and
- (d) Directing the entry of Final Judgment, dismissing the Actions (including all individual and Class claims presented thereby) on the merits with prejudice.

This Motion is based on and supported by:

1. the Memorandum of Law in Support of Motion for Final Approval of Class Action Settlement and Certification of the Settlement Class, and exhibit thereto;
2. the Joint Declaration in Support of Class Counsel's Motion for Approval of Common Fund Payment of Attorneys' Fees, Litigation Expenses, and Service Awards [2016 Action, ECF 252-2; 2017 Action, ECF 126-2];
3. the Declaration of Kimberly K. Ness Regarding Settlement Administration, and the exhibits thereto;
4. the Joint Stipulation and Settlement Agreement filed March 24, 2023 [2016 Action ECF 247-1; 2017 Action ECF 121-1]; and
5. the Court's files in the above-captioned actions.

Dated: September 5, 2023

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