

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

BING LI, *et al.*,

Plaintiffs,

v.

AETERNA ZENTARIS, INC., *et al.*,

Defendants.

Civil Action No.  
3:14-cv-07081-PGS-TJB

**ORDER AUTHORIZING ADDITIONAL NOTICE TO CLASS  
MEMBERS**

WHEREAS, a consolidated securities class action is pending in this Court captioned *Bing Li, et al. v. Aeterna Zentaris, Inc., et al.*, No. 3:14-cv-07081-PGS-TJB (the “Action”);<sup>1</sup>

WHEREAS, on September 29, 2020, the Court granted preliminary approval of the Settlement, and authorized a notice program to notify Class Members of the Settlement;

WHEREAS, the deadline for Class Members to submit claims was January 26, 2021;

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<sup>1</sup> Unless otherwise defined herein, all capitalized terms contained herein shall have the meaning specified in the Stipulation and Agreement of Settlement dated July 22, 2020 (ECF No. 169-1).

WHEREAS, to ensure that as many Class Members receive notice of the Settlement as possible, the Court finds it appropriate to authorize additional notice to Class Members and to extend the deadline for Class Members to file claims;

NOW THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. **Additional Notice to Class Members.** Within 30 days of the date of this Order, the Claims Administrator shall cause a copy of the postcard notice (attached hereto as Exhibit 1 (“Postcard Notice”)) to be mailed by First Class Mail and emailed to potential Class Members who can be reasonably identified.
2. **Extension of the Deadline to File Claims.** The deadline for Class Members to file claims shall be extended to May 6, 2021.
3. **Settlement Fairness Hearing.** The Settlement Fairness Hearing is continued to May 27, 2021 at 11:00 a.m. and shall be held via telephone conference (Toll Free Dial-In Number: 844-891-8300; Conference ID: 817 247 369#).
4. **Responsibility of Nominees and Brokers.** Brokers and other nominees who purchased Aeterna securities on a U.S. Exchange or in a U.S. transaction during the Class Period for the benefit of another person or entity shall within seven (7) calendar days of receipt of the Claims Administrator’s letter informing them of the Court’s order providing for additional Postcard Notice of the Settlement: (A)(i) request from the Claims Administrator sufficient copies of the Postcard Notice to forward to all such beneficial owners and within seven (7)

calendar days of receipt of those Postcard Notices mail them to all such beneficial owners; and also must (ii) request an electronic copy of the Postcard Notice and transmit it via email to all such beneficial owners for whom email addresses are available within seven (7) days of receiving the electronic copy; or alternatively, **(B)** provide to Strategic Claims Services, 600 N. Jackson St., Suite 205, P.O. Box 230, Media, PA 19063, info@strategicclaims.net, a list of (i) the names, (ii) addresses, and (iii) email addresses of all such beneficial owners *unless such broker or nominee has previously provided all such names and addresses to Strategic Claims Services.*

5. Upon full compliance with these directions, such nominees may seek reimbursement of their reasonable expenses actually incurred, up to a maximum of \$0.05 per Postcard Notice plus postage at the current pre-sort rate used by the Claims Administrator if the Postcard Notice is mailed by the broker or nominee; or \$0.05 per Postcard Notice transmitted by email by the broker or nominee; or \$0.05 per additional name, mailing address, and email address, by providing the Claims Administrator with proper documentation supporting the expenses for which reimbursement is sought. Such properly documented expenses incurred by nominees in compliance with the terms of this Order shall be paid from the Settlement Fund, with any disputes as to the reasonableness or documentation of expenses incurred subject to review by the Court.

6. **Objections from Brokers and Nominees.** Any broker or nominee who objects to any provision in ¶4 or ¶5 may petition the Court for review. Any petition for review must be made within 14 days of receipt of the letter informing the broker or nominee of the Court's order providing for additional Postcard Notice of the Settlement. The petition must be in writing and either filed on ECF or mailed to:

Honorable Peter G. Sheridan, U.S.D.J.  
U.S. District Court – District of New Jersey  
Clarkson S. Fisher Courthouse  
402 East State Street, Room 2020  
Trenton, NJ 08608

The Rosen Law Firm, P.A.  
One Gateway Center  
Suite 2600  
Newark, New Jersey 07102

The request for review must include:

- The case name and caption: *Li v. Aeterna Zentaris, Inc., et al*, Case No. 3:14-cv-07081-PGS-TJB;
- A statement providing the specific reason(s) for the objection;
- The relief sought.

SO ORDERED this 22<sup>nd</sup> day of February, 2021.

*s/Peter G. Sheridan*  
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PETER G. SHERIDAN, U.S.D.J.

# EXHIBIT 1

## Court-Ordered Legal Notice

### Forwarding Service Requested

Securities Litigation  
c/o Strategic Claims Services  
600 N. Jackson Street, Suite 205  
Media, PA 19063

PRESORTED  
FIRST-CLASS  
MAIL U.S.  
POSTAGE PAID

*Important Notice about a  
Securities Class Action Settlement*

*You may be entitled to a payment.  
This Notice may affect your legal  
rights.*

*Please read it carefully.*

[NAME 1]

[NAME 2]

[NAME 3]

[ADDRESS 1]

[ADDRESS 2]

*THIS CARD ONLY PROVIDES LIMITED INFORMATION ABOUT THE SETTLEMENT.*

*PLEASE VISIT [WWW.AETERNASECURITIESLITIGATION.COM](http://WWW.AETERNASECURITIESLITIGATION.COM) OR CALL 1-866-274-4004 FOR MORE INFORMATION.*

There is a proposed Settlement of claims against Aeterna Zentaris, Inc. (“Aeterna”), Juergen Engel, David Dodd, Paul Blake, and Nicholas Pelliccione (collectively, “Defendants”) in the United States District Court for the District of New Jersey (the “Court”). The Settlement resolves a lawsuit in which Plaintiffs allege that, in violation of the federal securities laws, Defendants issued materially false and misleading statements regarding a diagnostic drug developed by Aeterna, which artificially inflated the price of Aeterna common stock and caused damages to Class Members. Defendants deny any wrongdoing.

The Court has extended the deadline for Class Members to submit Proof of Claim and Release forms (“Claim Forms”) to participate in the Settlement to May 6, 2021. The Court ordered that additional notice be sent to Class Members to inform them the Claim Forms may be submitted through May 6, 2021.

You received this Notice because you or someone in your family may have purchased Aeterna common stock on a U.S. Exchange or in a U.S. transaction during the period from August 30, 2011 through November 6, 2014, inclusive (“Class Period”). The Settlement provides that, in exchange for the settlement and dismissal and release of Defendants, a fund consisting of \$6,500,000 in cash (“Settlement Fund”), less attorneys’ fees and expenses, will be divided among all Class Members who submit a valid Claim Form.

**If you are a member of the Class, your rights will be affected by the pending Action and the Settlement, and you may be entitled to share in the Net Settlement Fund.** If you have not yet received the Notice of (I) Pendency of Class Action and Proposed Settlement; (II) Settlement Fairness Hearing; and (III) Motion for an Award of Attorneys’ Fees and Litigation Expenses (the “Notice”) and Claim Form, you can download copies from the website maintained by the Claims Administrator at [www.aeternasecuritieslitigation.com](http://www.aeternasecuritieslitigation.com). You can also obtain these documents by contacting the Claims Administrator at: *Aeterna Zentaris, Inc. Securities Litigation*, c/o Strategic Claims Services, P.O. Box 230, 600 N. Jackson St., Ste. 205, Media, PA 19063, toll-free: (866) 274-4004, fax: (610) 565-7985, [info@strategicclaims.net](mailto:info@strategicclaims.net)

To qualify for payment, you must submit a Claim Form to the Claims Administrator. A copy of the Claim Form can be found on the website. The website also contains a link to the online filing system where you can submit an electronic version of the Proof of Claim. **CLAIM FORMS MUST BE POSTMARKED BY MAY 6, 2021 TO AETERNA ZENTARIS, INC. SECURITIES LITIGATION, C/O STRATEGIC CLAIMS SERVICES, P.O. BOX 230, 600 N. JACKSON STREET, SUITE 205, MEDIA, PA 19063 OR SUBMITTED ELECTRONICALLY BY THE END OF THE DAY MAY 6, 2021, THROUGH THE ONLINE FILING SYSTEM AT [WWW.AETERNASECURITIESLITIGATION.COM](http://WWW.AETERNASECURITIESLITIGATION.COM).**