

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

ROBERT CIARCIELLO Individually and
on Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOVENTUS INC., KENNETH M.
REALI, MARK L. SINGLETON,
GREGORY O. ANGLUM, and SUSAN M.
STALNECKER,

Defendants.

Case No. 1:23-cv-00032-CCE-JEP

**LEAD PLAINTIFF'S UNOPPOSED MOTION FOR FINAL APPROVAL OF
PROPOSED CLASS ACTION SETTLEMENT AND APPROVAL OF THE PLAN
OF ALLOCATION**

Lead Plaintiff Wayne County Employees' Retirement System ("Lead Plaintiff" or "Plaintiff"), on behalf of itself and all Settlement Class Members, respectfully moves this Court to (i) finally approve the settlement pursuant to Fed. R. Civ. P. 23(e)(2), (ii) finally certify the Settlement Class for purposes of the settlement, (iii) finally approve the Plan of Allocation, and (iv) enter the Final Judgment Approving Settlement, substantially in the form attached to the Stipulation as Exhibit B (ECF No. 137-7.).¹

Lead Plaintiff is contemporaneously filing a memorandum of law and the Declaration of George N. Bauer, with accompanying exhibits annexed thereto, in support of this Motion.

Dated: November 8, 2024

By: /s/ Joseph A. Fonti

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¹ Capitalized terms not defined herein have the meanings stated in the Stipulation of Settlement, dated July 12, 2024, as revised on August 7, 2024 (the "Stipulation," ECF No. 148-1).

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* reflects attorneys appearing pursuant to
LR 83.1(d)

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Counsel for the Proposed Class*

By: /s/ Gagan Gupta

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