

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

NICHOLAS MILLER, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

EAGLE PHARMACEUTICALS,
INC., SCOTT TARRIFF, and BRIAN
CAHILL,

Defendants.

Case No. 2:23-cv-23011-MAH

**SUPPLEMENTAL DECLARATION OF MELISSA MEJIA REGARDING: (A)
MAILING/EMAILING OF NOTICE; (B) REPORT ON CLAIMS RECEIVED TO DATE;
AND (C) REPORT ON REQUESTS FOR EXCLUSION RECEIVED TO DATE**

I, Melissa Mejia, hereby declare under penalty of perjury as follows:

1. I am a Senior Project Manager employed by Epiq Class Action & Claims Solutions, Inc. (“Epiq”).¹ Pursuant to the Court’s May 20, 2026, Order Preliminarily Approving Settlement and Providing for Notice (ECF No. 65) (the “Preliminary Approval Order”), Epiq was authorized to act as the Claims Administrator in connection with the proposed Settlement reached in the above-captioned action (the “Action”).

2. I submit this declaration as a supplement to the previously filed Declaration of Melissa Mejia Regarding: (A) Mailing/Emailing of Notice; (B) Publication of the Summary Notice; (C) Report on Claims Received to Date; and (D) Report on Requests for Exclusions Received to Date, dated July 14, 2026 (ECF No. 67-8; the “Initial Mailing Declaration”).

3. The following statements are based on my personal knowledge and information provided by Epiq employees working under my supervision, and if called on to do so, I could and would testify competently thereto

DISSEMINATION OF NOTICE

4. As set forth in the Initial Mailing Declaration, excluding the one Postcard Notice that remains undeliverable, as of July 13, 2026, a total of 970 Postcard Notices and Notice Packets² had been disseminated to potential Settlement Class Members and nominees by first-class mail or email. Since then, Epiq mailed an additional 9,969 Postcards to potential Settlement Class Members and Epiq mailed six Notice Packets to potential Settlement Class Members who requested it by phone. A total of 50 Postcard Notices remain undeliverable. Excluding the 50 Postcard Notices that remain

¹ Unless otherwise defined in this declaration, all capitalized terms have the meanings set forth in the Stipulation and Agreement of Settlement, dated March 13, 2026 (“Stipulation”; ECF No. 62-3).

² A Notice Packet consists of the Notice and Proof of Claim Form (“Claim Form”).

undeliverable, a total of 10,895 Postcard Notices and Notices and Claim Forms have been disseminated to potential Settlement Class Members and nominees by first-class mail or email.

CALL CENTER SERVICES

5. Epiq continues to maintain the toll-free telephone number for this Action, 1-877-313-8718, which became operational on June 18, 2026.

6. As of the date of this Supplemental Declaration, Epiq has received a total of 26 calls to the toll-free number dedicated to the Settlement, including 10 that were handled by a live operator. Epiq has promptly responded to each telephone inquiry and will continue to address potential Settlement Class Members' inquiries.

SETTLEMENT WEBSITE

7. Epiq continues to maintain the Settlement Website, www.EaglePharmaSecuritiesSettlement.com, which became operational on June 18, 2026, and is accessible 24 hours-a-day, 7 days-a-week

8. As of the date of this declaration, 795 sessions have been tracked to the Settlement Website. Throughout the 795 sessions, there have been 1,936 page hits to the distinct web pages.

9. At the request of Lead Counsel, shortly after their filing with the Court on July 15, 2026, Epiq posted to the Settlement Website downloadable copies of: (a) Notice of Motion and Unopposed Motion for Final Approval of Class Action Settlement and Plan of Allocation (ECF No. 67); (b) Memorandum of Law in Support of Plaintiffs' Unopposed Motion for Final Approval of Class Action Settlement and Plan of Allocation (ECF No. 67-1); (c) Notice of Motion and Motion for an Award of Attorneys' Fees and Reimbursement of Litigation Expenses (ECF No. 68); (d) Memorandum of Law in Support of Lead Counsel's Motion for an Award of Attorneys' Fees and Reimbursement and Litigation Expenses (ECF No. 68-1); and (e) Declaration of Garth Spencer in Support of: (I) Plaintiffs'

Unopposed Motion for Final Approval of Class Action Settlement and Plan of Allocation; and (II) Lead Counsel's Motion for an Award of Attorneys' Fees and Reimbursement of Litigation Expenses (ECF No. 67-2).

10. Epiq will continue operating, maintaining and, as appropriate, updating the Settlement Website until the conclusion of this administration.

REQUESTS FOR EXCLUSION AND OBJECTIONS

11. The Postcard Notice, Notice, Settlement Website, and Summary Notice all informed potential Settlement Class Members that requests for exclusion are to be sent to the Claims Administrator, such that they are received by Epiq no later than July 29, 2026. The Settlement Website and Notice set forth the information that must be included in each request for exclusion. As of the date of this Supplemental Declaration, Epiq has not received any requests for exclusion.

12. Pursuant to paragraph 16 of the Preliminary Approval Order, objections were to be filed with the Court on or before July 29, 2026. As of the date of this Supplemental Declaration, Epiq has not received any misdirected objections.

CLAIM FORMS RECEIVED TO DATE

13. The Postcard Notice, Notice, Summary Notice, Claim Form, and Settlement Website informed potential Settlement Class Members that if they wished to participate in the Settlement, they must submit a Claim Form to Epiq, with supporting documentation, postmarked or received by October 16, 2026. This deadline has not yet passed.

14. As of the date of this Supplemental Declaration, Epiq has received a total of 68 Claim Forms by mail or electronically. Of the 68 Claim Forms received to date, 67 have been provisionally processed. Epiq has determined that, of the 67 Claims Forms that Epiq has processed to date, 43 are acceptable in whole, 3 are acceptable in part, and 21 should be wholly rejected because they are either

ineligible, wholly deficient, or have no Recognized Loss when calculated in accordance with the proposed Plan of Allocation.

15. The figures in paragraph 14 are preliminary and subject to change. For example, it is Epiq's experience that the vast majority of Claims are submitted close to, or on, the Claim filing deadline. This is because most institutional investors, brokers, and other nominees typically file Claims electronically at or near the claims filing deadline.

16. Moreover: (a) the submitted Claims are subject to further analysis, audit, fraud checks, and quality assurance; and (b) some of the Claims contain deficiencies that Claimants will be given the opportunity to cure, or have been given the opportunity to cure and that process is ongoing. Epiq will provide the Court with a comprehensive report on the acceptance and rejection of Claims in conjunction with Lead Counsel's Motion for Distribution of the Net Settlement Fund.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed on August 7, 2026, at New York, New York.

Melissa Mejia
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