

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

MARTIN FLEISHER, AS TRUSTEE OF THE)
MICHAEL MOSS IRREVOCABLE LIFE) **Civil Action No. 11-cv-8405(CM)**
INSURANCE TRUST II and JONATHAN)
BERCK, AS TRUSTEE OF THE JOHN L. LOEB,)
JR. INSURANCE TRUST, on behalf of)
themselves and all others similarly situated,)

Plaintiff,)

vs.)

PHOENIX LIFE INSURANCE COMPANY,)

Defendant.)

SPRR LLC, on behalf of itself and all others)
similarly situated,) **Civil Action No. 14-cv-8714(CM)**

Plaintiff,)

vs.)

PHL VARIABLE INSURANCE CO.,)

Defendant.)

**NOTICE OF PLAINTIFFS’ MOTION FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

Please take notice that Plaintiffs Martin Fleisher, as Trustee of the Michael Moss Irrevocable Life Insurance Trust II and Jonathan Berck, as Trustee of the John L. Loeb, Jr. Insurance Trust, in Civil Action No. 11-cv-8405(CM), and Plaintiff SPRR LLC in Civil Action No. 14-cv-8714 (together, “Class Plaintiffs”) for themselves and on behalf of class counsel,

move this Court before the Honorable Colleen McMahon, United States District Judge, at the United States District Court for the Southern District of New York, 500 Pearl St., New York, NY 10007, for an order in support of final approval of the proposed class action settlement between the Class Plaintiffs and Defendants Phoenix Life Insurance Company and PHL Variable Insurance Company.

In support of the motion, Class Plaintiffs will rely upon the accompanying memorandum of law, the declarations attached thereto, and other written or oral argument as may be requested or permitted by the Court.

Dated: August 19, 2015

/s/ Steven G. Sklaver
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