

IN THE CIRCUIT COURT FOR MORGAN COUNTY
NINTH JUDICIAL DISTRICT
THE STATE OF TENNESSEE

MARCIA GOLDBERG, Individually and) Case No. 2015-CV-33
on Behalf of All Others Similarly Situated,)
Plaintiff,) Judge Pemberton
vs.)
DELOY MILLER, et al,)
Defendants.)

KENNETH GAYNOR, Individually and on) Case No. 2015-CV-34
Behalf of All Others Similarly Situated,)
Plaintiff,) Judge Pemberton
vs.)
DELOY MILLER, et al,)
Defendants.)

SUPPLEMENTAL AFFIDAVIT OF ROSS D. MURRAY REGARDING NOTICE
DISSEMINATION AND REQUESTS FOR EXCLUSION RECEIVED TO DATE

STATE OF CALIFORNIA)

) ss:

COUNTY OF MARIN)

I, ROSS D. MURRAY, being duly sworn, deposes and says:

1. I am employed as a Vice President of Securities by Gilardi & Co. LLC (“Gilardi”), located at 1 McInnis Parkway, Suite 250, San Rafael, California. Pursuant to this Court’s March 8, 2023 Order Preliminarily Approving Settlement Pursuant to Tenn. R. Civ. P. 23.03 and Permitting Notice to the Class (“Notice Order”), Gilardi was appointed as the Claims Administrator in connection with the proposed Settlement of the above-captioned litigation (the “Litigation”). I oversaw the notice services that Gilardi provided in accordance with the Notice Order.

2. I submit this affidavit as a supplement to my earlier affidavit, the Affidavit of Ross D. Murray Regarding Notice Dissemination, Publication, and Requests for Exclusion Received to Date (the “Initial Mailing Affidavit”). The following statements are based on my personal knowledge and information provided to me by other Gilardi employees and if called to testify I could and would do so competently.

UPDATE ON DISSEMINATION OF THE CLAIM PACKAGE

3. As more fully detailed in the Initial Mailing Affidavit, as of May 3, 2023, Gilardi had mailed 14,300 copies of the Court-approved Notice of Pendency of Class Action, Proposed Class Action Settlement, and Motion for Attorneys’ Fees and Expenses (the “Notice”) and Proof of Claim and Release form (the “Proof of Claim”) (collectively, the “Claim Package”) to potential Settlement Class Members and their nominees. *See* Initial Mailing Affidavit, ¶10.

4. Since May 3, 2023, Gilardi has mailed an additional 8 copies of the Claim Package in response to requests from potential Settlement Class Members, brokers, and nominees and as a result of mail returned as undeliverable for which new addresses were identified and re-mailed to

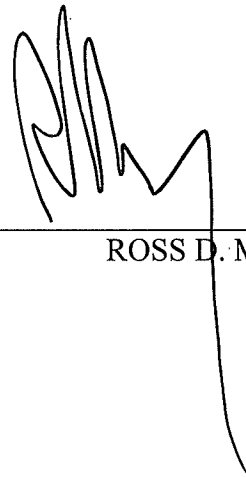
those new addresses. Therefore, as of June 1, 2023, Gilardi has mailed a total of 14,308 Claim Packages to potential Settlement Class Members and nominees.

REQUESTS FOR EXCLUSION RECEIVED TO DATE

5. Pursuant to the Notice Order, the Notice informed potential Settlement Class Members that written requests for exclusion from the Settlement Class must be mailed to *Miller Energy Securities Litigation*, c/o Gilardi & Co. LLC, ATTN: EXCLUSIONS, P.O. Box 5100, Larkspur, CA 94977-5100, such that they are received no later than May 23, 2023. At the time of the Initial Mailing Affidavit, Gilardi reported that it had not received any requests for exclusion in connection with this Settlement. See Initial Mailing Affidavit, ¶15.

6. Since the Initial Mailing Affidavit was executed, and as of the date of this affidavit, Gilardi has not received any requests for exclusion.

I state under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 1st day of June, 2023, at San Rafael, California.



ROSS D. MURRAY

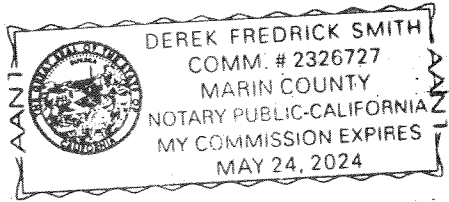
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
) ss:
COUNTY OF MARIN)

SUBSCRIBED AND SWORN TO (or affirmed) before me on this 1st day of June 2023, by Ross Devin Murray proved to me on the basis of satisfactory evidence to be the person who appeared before me.

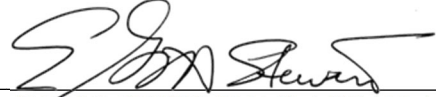


NOTARY PUBLIC



CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2023, a true and exact copy of the foregoing document has been served via email or First Class Mail to all parties on the attached Service List.

A handwritten signature in black ink, appearing to read "E. Gusikoff Stewart", written over a horizontal line.

ELLEN GUSIKOFF STEWART

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