



defend a claim asserted by a large investor that timely and validly excluded seven of its funds from the Settlement Class (the "Opt-Outs") after receiving the Original Notice. If less than \$900,000 is used by LPS, the amount remaining in the Opt-Out Set-Aside will be returned to the Net Settlement Fund and distributed to Authorized Claimants.

The original Settlement provided that, at the option of LPS, the Settlement could be terminated if Settlement Class Members who timely and validly requested exclusion from the Settlement Class collectively purchased a certain number of shares of LPS common stock (the "Termination Threshold"). The Opt-Outs' purchases of LPS common stock resulted in the Termination Threshold being exceeded. Thus, LPS could have decided to terminate the Settlement.

In exchange for LPS's agreement not to exercise its right to terminate the Settlement in connection with the Opt-Outs, Lead Plaintiff has agreed to create the Opt-Out Set-Aside, subject to Court approval. The reasonable costs of printing and mailing this Supplemental Notice, and the reasonable associated fees of the Claims Administrator, will be paid by LPS, not the Net Settlement Fund.

#### **B. Impact of the Amendment on the Original Settlement**

Although the Opt-Out Set-Aside may reduce the Net Settlement Amount by up to \$900,000, based on the Claims Administrator's review of the Opt-Outs' transactions in LPS common stock, had the Opt-Outs stayed in the Settlement Class and filed claims, Lead Plaintiff and Lead Plaintiff's Counsel believe the Net Settlement Fund would have been reduced by at least \$900,000 in order to pay the Opt-Outs' claims. This means that individual Settlement Class Members will recover no less in the proposed modified Settlement than they would have recovered under the original Settlement had the Opt-Outs participated.

Based on Lead Plaintiff's estimate of the amount of shares of LPS common stock entitled to participate in the Settlement, Lead Plaintiff estimates average recoveries per allegedly damaged share of LPS common stock, before deduction of Court-approved expenses (such as attorneys' fees and expenses and administrative costs) of \$0.18 to \$0.35 per share, depending on the assumptions used to estimate aggregate damages of the Settlement Class and the actual acceptable claims submitted.

Lead Plaintiff and Lead Plaintiff's Counsel believe the proposed modified Settlement is fair, reasonable, and adequate and in the best interests of all Settlement Class Members. All Defendants continue to deny that they have violated any laws or are liable to the Lead Plaintiff or the Settlement Class and continue to deny that they have suffered any recoverable damages relating to their investment in LPS.

### **C. Lead Plaintiff's Counsel's Modified Request for Attorneys' Fees and Expenses**

In view of the Amendment to the Settlement, Lead Plaintiff's Counsel will ask the Court to award attorneys' fees of 25% of \$13,100,000 (the Settlement Amount minus the maximum Opt-Out Set-Aside amount) and 25% of any funds remaining in the Opt-Out Set-Aside after the payment to LPS, plus interest on such fees at the same rate as earned by the Settlement Fund. Lead Plaintiff's Counsel will also ask for reimbursement of litigation expenses incurred in prosecuting and settling the Action in an amount not to exceed \$196,000, plus accrued interest, and reimbursement to Lead Plaintiff of its reasonable costs and expenses in the amount of \$3,629.54, pursuant to the Private Securities Litigation Reform Act of 1995 (the "Fee and Expense Application").

If the Court approves the Fee and Expense Application, the average cost per allegedly damaged share of LPS common stock for such fees and expenses would range from approximately \$0.04 to \$0.09 per share, depending on the assumptions used to estimate aggregate damages of the Settlement Class and the actual acceptable claims submitted. This fee and expense request is less than that requested by Lead Plaintiff's Counsel in the Original Notice and less than that requested in submissions previously filed with the Court in connection with the original Settlement.

### **D. Objections**

If you are a Settlement Class Member, you can object to the Settlement, as amended. You may write to the Court setting out your objection(s). You may give reasons why you think the Court should not approve the Settlement or any or all of the modified terms set forth in the Amendment.

If you would like the Court to consider your views, your objection must follow the requirements and procedures in question 18 of the Original Notice, and must be filed with the Court and delivered to all of the counsel identified in question 18 of the Original Notice, **no later than January 31, 2014**. If you wish to appear at the Settlement Hearing, either yourself or through an attorney, you must file and mail a Notice of Appearance in accordance with the procedures in question 22 of the Original Notice, **no later than January 31, 2014**.

The Court has determined that Class Members who did not previously request to be excluded from the Class by October 4, 2013 may not request exclusion now.

### **E. The Fairness Hearing**

The Court will hold the Settlement Hearing on **February 21, 2014, at 10:00 a.m.**, at the United States District Court for the Middle District of Florida at the Bryan Simpson United States Courthouse, 300 North Hogan Street, Jacksonville, Florida, 32202.

At this hearing, the Court will consider whether the proposed Settlement, as amended, the proposed Plan of Allocation of the Net Settlement Fund, and the modified application of Lead Plaintiff's Counsel for attorneys' fees and reimbursement of expenses (summarized above) are fair, reasonable, adequate, and should be approved. Please be aware that the Court may change the date or time of the Settlement Hearing without further notice. If you or your attorney plan to come to the hearing, you should check with Lead Plaintiff's Counsel before coming to be sure that the date or time has not changed.

**F. Extended Proof of Claim Submission Deadline**

To qualify for a payment, you must send in a timely and valid Proof of Claim form. The Proof of Claim form was included with the Original Notice. In view of the new Settlement Hearing date, the Court has extended the deadline for Settlement Class Members to submit Proof of Claim forms. Proof of Claim forms now must be **postmarked no later than January 21, 2014**. (If you already submitted a Proof of Claim form, you do not need to submit another one.)

**G. Getting More Information**

This Supplemental Notice summarizes the proposed modified Settlement. More details are in the Amendment and in the Original Notice. You can get a copy of the Amendment or the Original Notice by contacting the Claims Administrator: LPS Securities Litigation, PO Box 3219, Portland, OR 97208-3219, (877) 810-7249, [www.LenderProcessingServicesSecuritiesSettlement.com](http://www.LenderProcessingServicesSecuritiesSettlement.com) or Lead Plaintiff's Counsel: Labaton Sucharow LLP, 888-219-6877, [settlementquestions@labaton.com](mailto:settlementquestions@labaton.com), [www.labaton.com](http://www.labaton.com); Robbins Geller Rudman & Dowd LLP, [www.rgrdlaw.com](http://www.rgrdlaw.com).

Dated: \_\_\_\_\_, 2013

BY ORDER OF THE COURT  
UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA