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**Sent:** Monday, March 07, 2016 5:15 PM  
**To:** CourtMail@nysd.uscourts.gov  
**Subject:** Activity in Case 1:14-cv-02392-AKH IN RE GENWORTH FINANCIAL, INC. SECURITIES LITIGATION Order on Motion to Certify Class

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**U.S. District Court**

**Southern District of New York**

### **Notice of Electronic Filing**

The following transaction was entered on 3/7/2016 at 5:15 PM EST and filed on 3/7/2016

**Case Name:** IN RE GENWORTH FINANCIAL, INC. SECURITIES LITIGATION

**Case Number:** [1:14-cv-02392-AKH](#)

**Filer:**

**Document Number:** 118(No document attached)

### **Docket Text:**

**ORDER granting [91] Motion to Certify Class.** Plaintiffs move for certifications of class, class representative, and lead counsel. Defendants oppose class certification. The proposed class would constitute: "All purchasers of publicly traded Genworth securities between November 3, 2011 and April 17, 2012... damaged when the truth about Genworth's Australian MI unit was disclosed," with certain exceptions. Plaintiffs have shown adequately numerosity, commonality of issues, typicality of claims, and the appropriateness of the class representative and lead counsel. Defendants argue that the class period is a day too early, the evidence of misrepresentations and scienter are unreliable, and the proof of class damage is thin. Defendants argue that plaintiffs' purchasing activities were not typical, and that purchases of options should not be included in the class. However, plaintiffs have shown sufficient facts to support the findings requisite for class certification. Defendants' arguments create too high a bar at this stage of the case. If the class as proposed to be certified is too broad, adjustments can be made later in the pre-trial proceedings. I note that written discovery was supposed to have ended February 29, 2016. However, it is not clear to me whether all, or just part, of written discovery is closed. The parties shall appear for a status conference to define what has been accomplished, and to define what they seek, regarding discovery. The conference will be held March 28, 2:30 p.m. An agreed agenda shall be submitted to chambers

**by noon, March 24, 2016. (HEREBY ORDERED by Judge Alvin K. Hellerstein)(Text Only Order)  
(Hellerstein, Alvin)**

**1:14-cv-02392-AKH Notice has been electronically mailed to:**

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