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*Liaison Counsel for Plaintiffs
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**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

Motion Day: August 19, 2026

Hon. Michael A. Hammer

**LEAD COUNSEL'S NOTICE OF MOTION AND MOTION FOR AN
AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF
LITIGATION EXPENSES**

PLEASE TAKE NOTICE that pursuant to the Court’s Order Preliminarily Approving Settlement and Providing for Notice (ECF No. 65), on August 19, 2026, at 2:00 p.m., before the Honorable Michael A. Hammer, U.S.M.J., in Courtroom MLK 2C of the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07101, Court-appointed lead counsel, Glancy Prongay Wolke & Rotter LLP (“Lead Counsel”)¹ will, and hereby does, apply for entry of an Order awarding attorneys’ fees and reimbursement of Litigation Expenses.²

This motion is based on this Notice of Motion; the concurrently filed Memorandum of Law; the concurrently filed Declaration of Garth Spencer in Support of: (I) Lead 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 and all exhibits thereto; all pleadings and records on file in this Action; and other such matters as the Court may consider.

¹ Unless otherwise defined, all capitalized terms used herein have the meanings ascribed to them in the Stipulation of Settlement, dated March 13, 2026 (the “Stipulation,” ECF No. 62-3).

² A proposed order will be submitted with Lead Counsel’s reply papers, after the deadline for objections has passed.

Lead Counsel conferred with Defendants' Counsel with respect to this motion. Defendants' Counsel have authorized Lead Counsel to represent that Defendants take no position with respect to this motion.

Dated: July 15, 2026

Respectfully submitted,

By: /s/ James E. Cecchi
**CARELLA, BYRNE, CECCHI, BRODY
& AGNELLO, P.C.**

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*Additional Counsel for Plaintiffs and the
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CERTIFICATE OF SERVICE

I hereby certify that on July 15, 2025, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/ James E. Cecchi

JAMES E. CECCHI