



GRANTED WITH MODIFICATIONS

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN RE AMTRUST FINANCIAL)
SERVICES, INC. STOCKHOLDER)
LITIGATION) Consol. C.A. No. 2018-0396-AGB

ARCA INVESTMENTS, A.S., ARCA)
CAPITAL BOHEMIA, A.S., and)
KRUPA GLOBAL INVESTMENTS,)
F/K/A ARCA VENTURE CAPITAL)
A.S.,)

Plaintiffs,)

v.) C.A. No. 2019-0144-AGB

BARRY D. ZYSKIND, GEORGE)
KARFUNKEL, LEAH KARFUNKEL,)
DONALD DECARLO, ABRAHAM)
GULKOWITZ, SUSAN FISCH, RAUL)
RIVERA, STONE POINT CAPITAL)
LLC, EVERGREEN PARENT L.P.,)
TRIDENT VII PROFESSIONALS)
FUND, L.P., TRIDENT VII, L.P.,)
TRIDENT VII DE PARALLEL FUND,)
L.P., TRIDENT VII PARALLEL FUND,)
L.P., and K-Z EVERGREEN LLC,)

Defendants.)

**[PROPOSED] ORDER CONSOLIDATING ACTIONS
AND AMENDING LEAD PLAINTIFFS AND COUNSEL DESIGNATION**

WHEREAS, on March 6, 2019, Plaintiffs in the above-captioned consolidated action (“Class Plaintiffs”), *In re Amtrust Financial Services, Inc. S’holder Litig.*,

Cons. C.A. No. 2018-0396-AGB (the “Class Action”) filed a Motion to Consolidate (the “Consolidation Motion”); and

WHEREAS, on March 15, 2019, Plaintiffs Arca Investments, a.s., Arca Capital Bohemia, a.s., and Krupa Global Investments f/k/a Arca Venture Capital a.s. (“Arca”) in the above captioned action, *Arca Investments, a.s. v. Zyskind*, C.A. No. 2019-0144-AGB (the “Arca Action,” and together with the Class Action, the “Actions”), filed an Opposition to Consolidation and Cross-Motion to Coordinate or, in the alternative, Appoint Co-Lead Plaintiff and Co-Lead Counsel (the “Coordination Motion”); and

WHEREAS, the Court having considered arguments on both the Consolidation Motion and Coordination Motion.

NOW THEREFORE, IT IS HEREBY ORDERED, this ___ day of _____, 2019, that:

1. The Arca Action shall be, and is hereby, consolidated into the Class Action for all purposes.

2. The November 16, 2018 Order Consolidating Actions and Designating Lead Plaintiffs and Counsel (Trans. ID 62676834) (the “Leadership Order”) is hereby amended as follows:

(a) Paragraph 2 of the Leadership Order shall include Arca as “Lead Plaintiffs.”

(b) Paragraph 7 of the Leadership Order shall include Prickett, Jones & Elliott, P.A. and Wolf Popper LLP as “Co-Lead Counsel.”

3. The Leadership Order remains in effect with respect to all other aspects.

4. Lead Plaintiffs and Co-Lead Counsel are hereby directed to file any Amended Consolidated Complaint within five (5) business days.

5. Unless otherwise agreed to by the parties, the April 5, 2019 Revised Stipulation and Order Governing Defendants’ Response to Complaints (Trans. ID 63137262) remains in effect.

The Honorable Andre G. Bouchard

This document constitutes a ruling of the court and should be treated as such.

Court: DE Court of Chancery Civil Action

Judge: Multi-Case

**File & Serve
Transaction ID:** 63177835

Current Date: Apr 18, 2019

Case Number: Multi-Case

Case Name: Multi-Case

**Court Authorizer
Comments:**

In the court's opinion, consolidation (rather than coordination) of the Class Action and the Arca Action is necessary to provide the most efficient means for both the litigants and the court to resolve the issues arising from the challenged transaction. Given the large stake in Amtrust that Arca held before the merger, it is appropriate that Arca be added as one of the Lead Plaintiffs and that its chosen counsel be included as Co-Lead Counsel. The concern that Arca may be subject to unique defenses and potential counterclaims is mitigated by the fact that other stockholders also have been designated as Lead Plaintiffs.

/s/ **Judge Bouchard, Andre G**