



## **06-703 Beesley v. International Paper, Co.**

### **Re: Class Action Fairness Hearing**

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This litigation involves claims for alleged breaches of fiduciary duties and prohibited transactions in violation of the Employee Retirement Income Security Act of 1974 ("ERISA"), as amended, 29 U.S.C. 1001 et seq., with respect to two 401(k) plans sponsored by International Paper Co.; specifically, the International Paper Hourly Savings Plan and the International Paper Salaried Savings.

The Court has preliminarily approved a proposed settlement (the "Settlement") of a class action lawsuit. The Settlement will provide, among other things, for the allocation of monies to the individual accounts of members of the Class or either Sub-Class who had accounts with a positive balance (an "Active Account") in the Plans as of September 30, 2013 ("Current Participants"). Members of the Class who are entitled to a distribution but who no longer had Active Accounts as of September 30, 2013 ("Former Participants") will receive their allocation in the form of a check mailed to their last known address or a rollover, if elected.

The terms and conditions of the Settlement are set forth in the Settlement Agreement dated September 30, 2013. The Settlement Agreement is available at [www.ip401ksettlement.com](http://www.ip401ksettlement.com).

The Court still has to decide whether to approve the Settlement. Payments under the Settlement will be made only if the Court approves the Settlement and that approval is upheld in the event of any appeal.

A hearing on the final approval of the Settlement and for approval of the Class Representatives' petition for Attorneys' Fees and Costs and compensation to the Class Representatives will take place on **January 31, 2014, at 1:30 p.m., before U.S. District Court Chief Judge David R. Herndon** in Courtroom 7, United States Courthouse, 750 Old Missouri Ave., East St. Louis, IL 62201.

The attorneys for the case are:

**CLASS COUNSEL**

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The Settlement Administrator is Analytics Incorporated (855) 332-3411.