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In Re Ebix Inc. Shareholder Derivative Litigation Stipulation and Order of Dismissal with Prejudice

John J. Goger
Superior Court of Fulton County

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IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

FILED IN OFFICE
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FULTON COUNTY, GA

In Re Ebix, Inc.

Shareholder Derivative Litigation

This Document Relates to:
All Actions

Civil Action File No.

2011CV205276

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STIPULATION AND ~~PROPOSED~~ ORDER OF DISMISSAL WITH PREJUDICE

WHEREAS, on January 14, 2013, Plaintiff Paul Nauman filed the Amended Shareholder Derivative Complaint in the above-styled matter (the "Action") on behalf of himself, and derivatively on behalf of other shareholders of Ebix, Inc. ("Ebix" or the "Company"), against the Company and certain of its officers and directors, seeking damages for alleged breaches of fiduciary duties, corporate waste of assets, unjust enrichment, and negligence, among other things;

WHEREAS, the claims asserted in this Action are substantially similar to those asserted in the related federal shareholder derivative action styled *In re EBIX, Inc. Derivative Litigation*, File No. 1:13-CV-62-RWS (N.D. Ga.) (the "Federal Action");

WHEREAS, the parties to the Federal Action and the parties to this Action agreed to coordinate proceedings and litigate this matter in the Federal Action;

WHEREAS, the United States District Court for the Northern District of Georgia (the "Federal Court") entered an order on September 30, 2014, preliminarily approving a settlement of all claims asserted in the Federal Action and this Action (collectively, the "Actions"), in accordance with a Stipulation of Settlement dated September 23, 2014 (the "Stipulation"), which, together with the exhibits annexed thereto, sets forth the terms and conditions for a proposed settlement of the Actions and for dismissal of the Actions with prejudice (the "Settlement");

WHEREAS, due and adequate notice of the Settlement having been given to Ebix's shareholders, the Federal Court entered a Final Order and Judgment on December 2, 2014, approving the Settlement and dismissing with prejudice all claims asserted in the Federal Action;

WHEREAS, pursuant to section 3.5 of the Stipulation, "[w]ithin five (5) business days after entry of the Final Order and Judgment in the Federal Action," the plaintiff in this Action shall request that this Court dismiss this Action with prejudice.

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, as follows:

1. The Settlement has fully, finally, and forever resolved the claims in this Action.
2. The parties hereby stipulate and consent to entry of an Order dismissing this Action with prejudice.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. This Action is dismissed with prejudice.
2. Except as otherwise provided in the Stipulation, each party shall bear their own costs.

SO ORDERED, this 12 day of December, 2014.



Honorable John J. Goger
Judge, Superior Court of Fulton County
Atlanta Judicial Circuit

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