

# *Public Employees' Retirement System of Mississippi v. Mohawk Industries, Inc.*

**COURT:** United States District Court for the Northern District of Georgia  
**CASE NUMBER:** 4:20-cv-00005-VMC  
**CASE LEADERS:** Jonathan D. Uslaner  
**CASE TEAM:** Robert Kravetz, Michael Mathai, Lauren M. Cruz

## **Lead Plaintiff Has Settled the Action for \$60 Million**

The Court-appointed Lead Plaintiff Public Employees' Retirement System of Mississippi ("Mississippi"), on behalf of itself and the Court-certified Class (as defined below), reached a settlement of this securities fraud class action (the "Action") for \$60,000,000 in cash (the "Settlement"). The Settlement resolves all claims in the Action.

The Court-certified Class consists of all persons or entities who purchased or otherwise acquired publicly traded common stock of Mohawk Industries, Inc. ("Mohawk") between April 28, 2017 and July 25, 2019, inclusive, and who were damaged thereby (subject to certain exclusions).

On January 13, 2023, the parties entered into a Stipulation and Agreement of Settlement (the "Stipulation") setting forth the terms of the Settlement. On January 20, 2023, Lead Plaintiff filed a motion seeking preliminary approval of the Settlement, which the Court granted by Order entered on February 6, 2023 (the "Preliminary Approval Order"). Pursuant to the Preliminary Approval Order, a **Notice** of the Settlement was mailed to potential Class Members beginning in early March 2023.

On May 31, 2023, the Court held a hearing to consider final approval of the Settlement and related matters. Following the hearing, the Court entered a judgment finally approving the Settlement, an order approving the Plan of Allocation for the proceeds of the Settlement, and an order awarding attorney's fees and litigation expense.

A copy of the **Notice** can be found under the **Case Documents** section of this webpage. You may also visit the Settlement website, [www.MohawkIndustriesSecuritiesLitigation.com](http://www.MohawkIndustriesSecuritiesLitigation.com), for more information about the Settlement.

## **The Litigation**

The Action alleges claims pursuant to Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 against Mohawk and its CEO, Jeffrey S. Lorberbaum (together with Mohawk, "Defendants").

On March 18, 2020, the Court issued an Order appointing Public Employees' Retirement System of Mississippi as Lead Plaintiff, and approving their selection of BLB&G as Lead Counsel for the Class. On June 29, 2020, Lead Plaintiff filed their Consolidated Class Action Complaint For Violation Of The Securities Laws (the "Complaint"). Defendants moved to dismiss the Complaint on October 27, 2020. Lead Plaintiff filed an opposition to Defendants' motion on December 28, 2020, and Defendants filed a reply brief in further support of their motion to dismiss on January 27, 2021. The Court denied the Defendants' motion to dismiss on September 29, 2021. The Court granted class certification on November 28, 2022. Thereafter, the parties agreed to settle the case. On January 20, 2023, Lead Plaintiff filed an unopposed motion and memorandum of law in supporting preliminary approval of the settlement, and the Court granted the motion for preliminary approval on February 3, 2023.

Following Notice to the Class, the Court conducted a final approval hearing on May 31, 2023. Following the hearing, the Court entered a judgment finally approving the Settlement, an order approving the Plan of Allocation for the proceeds of the Settlement, and an order awarding attorney's fees and litigation expenses.

Following the hearing, the Court entered a judgment finally approving the Settlement, an order approving the Plan of Allocation for the proceeds of the Settlement, and an order awarding attorney's fees and litigation expenses. Claims processing is complete. On October 31, 2024, Counsel filed a distribution motion seeking the distribution of funds. On January 8, 2025, the Court approved the Distribution of the Net Settlement Fund to eligible claimants. The initial distribution of the net settlement fund occurred in February 2025.

## Case Documents

- Notice of (I) Pendency of Class Action and Proposed Settlement; (II) Settlement Hearing; and (III) Motion for Attorneys' Fees and Litigation Expenses ("Notice")
- January 8, 2025 - Order Approving Distribution Plan
- October 31, 2024 - Motion for Approval of Distribution Plan
- May 31, 2023 - Order Awarding Attorneys' Fees and Litigation Expenses
- May 31, 2023 - Order Approving Plan of Allocation of Net Settlement Fund
- May 31, 2023 - Judgment Approving Class Action Settlement
- May 24, 2023 - Reply Memorandum of Law for Settlement of Class Action Final Approval and Plan of Allocation (and Exhibits)
- April 26, 2023 - Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Plan of Allocation
- April 26, 2023 - Memorandum of Law in Support of Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Plan of Allocation
- April 26, 2023 - Lead Counsel's Motion for Attorneys' Fees and Litigation Expenses
- April 26, 2023 - Memorandum of Law in Support of Lead Counsel's Motion for Attorneys' Fees and Litigation Expenses
- April 26, 2023 - Declaration in Support re Motion for Settlement, Motion for Attorneys' Fees
- February 6, 2023 - Order Granting Preliminary Approval of Settlement
- January 20, 2023 - Motion for Preliminary Approval of Settlement and MOL in Support
- January 13, 2023 - Stipulation and Agreement of Settlement
- November 28, 2022 - Order Granting Class Certification
- September 29, 2021 - Order Denying Motion to Dismiss
- June 29, 2020 - Consolidated Class Action Complaint for Violations of the Federal Securities Law
- January 3, 2020 - Mohawk Industries - PSLRA Notice

- January 3, 2020 - Mohawk Industries - Initial Complaint