

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
NEWARK DIVISION**

IN RE: METFORMIN MARKETING
AND SALES PRACTICES
LITIGATION

Case No. 2:20-cv-2324-MCA-MAH

Honorable Madeline C. Arleo

Honorable Michael A. Hammer

**SUPPLEMENTAL DECLARATION REGARDING REQUESTS FOR
EXCLUSION AND CLAIM FORMS RECEIVED TO DATE**

I, Eric J. Miller, declare as follows:

1. I am the Senior Vice President of Case Management at A.B. Data, Ltd.'s Class Action Administration Company ("A.B. Data"), whose corporate office is located in Milwaukee, Wisconsin. My business address is 5080 PGA Boulevard, Suite 209, Palm Beach Gardens, FL 33418.

2. I submit this Declaration in connection with the above-referenced action (the "Action"). This Declaration is based upon my personal knowledge and upon information provided by my associates and A.B. Data staff members. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

3. A.B. Data was appointed by the Court as the Notice and Claims Administrator in this case and completed the Court-approved Notice Plan in connection with the proposed Settlements. My previous declaration, *Declaration of*

Eric J. Miller on Implementation of Notice Plan (ECF No. 678-4), dated July 24, 2026, described the implementation of the Notice Plan.

4. This Declaration provides the Court with updated information about the exclusion requests and claim forms received to date.

REPORT ON EXCLUSION REQUESTS

5. The extended deadline for Settlement Class Members to request exclusion was July 24, 2026. As of August 4, 2026, A.B. Data has received two (2) exclusion requests. Copies of the exclusion requests were provided to Co-Lead Counsel. A report on the exclusion requests is attached as **Exhibit A**.

REPORT ON CLAIMS

6. Settlement Class Members who wish to be potentially eligible to receive a payment from the Settlements are required to complete and submit a claim, either by mail postmarked or online, by August 5, 2026.

7. As of August 4, 2026, A.B. Data has received 3,662 presumptively valid Claim Forms, of which 3,428 were consumer claims and 234 were Third-Party Payor (“TPP”) claims.

8. As of August 4, 2026, the total amount the presumptively valid consumer Claimants claimed to have paid for metformin-containing drugs is \$1,241,085.13. The actual total will not be determined until the claims process is complete.

9. As of August 4, 2026, the total amount the presumptively valid TPP Claimants claimed to have paid for metformin-containing drugs is \$3,529,541.47. The actual total will not be determined until the claims process is complete.

10. A.B. Data is currently reviewing and processing claims. A.B. Data will provide the Court an updated report regarding claims administration once the review process is complete.

I declare under penalty of perjury that the foregoing is true and correct.

Date: August 4, 2026


Eric J. Miller

EXHIBIT A

In Re Metformin Marketing and Sales Practices Litigation, No. 2:20-cv-2324
Exclusion Report

	Exclusion Number	Postmark/Email Date
1.	407422	7/22/2026
2.	409076	7/24/2026