



**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE**

IN RE AMC ENTERTAINMENT )  
HOLDINGS, INC. STOCKHOLDER ) Consol. C.A. No. 2023-0215-MTZ  
LITIGATION )

**REPORT AND RECOMMENDATION OF SPECIAL  
MASTER REGARDING CORRESPONDENCE FROM  
OHEEN IMARA AND ALEXANDER HOLLAND**

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*Special Master*

Dated: June 12, 2023

## REPORT AND RECOMMENDATION

This report and recommendation addresses Oheen Imara's ("Imara") correspondence to the Court identified as "Subject: Concerns Regarding Violation of Court's Instructions by AMC Entertainment Holdings Inc."<sup>1</sup> and Alexander Holland's ("Holland") correspondence to the Court titled "Formal Complaint of non-Compliance with courts [sic] order by the defendants and motion for further investigations of the failed postcard notifications of class members"<sup>2</sup> (together, the "Correspondence").<sup>3</sup>

Imara and Holland seek relief related to the parties' purported failure to provide notice of the proposed settlement to stockholders by post card mailing.<sup>4</sup> Imara refers to unidentified reports and allegations that some class members received post cards after May 24, 2023 and others still have not received a post card.<sup>5</sup>

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<sup>1</sup> Trans. ID 70167768 (filed June 5, 2023, docketed June 8, 2023) (the "Imara Correspondence").

<sup>2</sup> Trans. ID 70171405 (dated May 25, 2023, filed June 6, 2023, docketed June 9, 2023) (the "Holland Correspondence").

<sup>3</sup> The Court appointed me as a Special Master in this action. *See* Order Appointing Special Master ¶ 1 (Trans. ID 69885808); Letter to Counsel & Interested Parties from Vice Chancellor Zurn, dated May 2, 2023, Regarding Special Master's Authority (Trans. ID 69935078). A recommendation concerning the Correspondence falls within the scope of my authority. Because the Court has issued opinions in this matter and I have issued reports and recommendations, I presume familiarity with the general nature of this dispute.

<sup>4</sup> These requests are not styled as formal motions but I will treat them as such.

<sup>5</sup> Imara Correspondence at 2.

Imara requests that “a comprehensive list of AMC shareholders be produced for the settlement class” to “clarify the extent of the defendant’s [sic] non-compliance” and that “all members of the settlement class be afforded more time to object to the proposed settlement.”<sup>6</sup> Holland similarly complains about a purported lack of post card notice, demands a thorough investigation and asks the Court to reconsider the scheduled timeline.<sup>7</sup>

I recommend that the Court deny the relief Imara and Holland request for the reasons articulated in my May 30, 2023 Report and Recommendation of Special Master Regarding Certain Motions Filed by Jordan Affholter and Etan Leibovitz’s Notice of Motion Oral Argument Requested<sup>8</sup> and the Court’s June 8, 2023 Order Denying Exceptions.<sup>9</sup> Neither Imara nor Holland has demonstrated any personal prejudice. They both had actual notice of the proposed settlement and objected by May 31, 2023.<sup>10</sup> While they raise broader notice concerns, they are not authorized to represent the interests of other stockholders.<sup>11</sup> Thus, Imara and Holland have

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<sup>6</sup> *Id.*

<sup>7</sup> Holland Correspondence at 2-3.

<sup>8</sup> Trans. ID 70101662 (“May 30 Recommendation”).

<sup>9</sup> Trans. ID 70164824 (“June 8 Order”).

<sup>10</sup> June 8 Order ¶¶ 11, 14. Imara submitted an objection on May 25, 2023 and Holland submitted an objection on May 31, 2023, on behalf of his minor child. I do not address here whether the objections are compliant.

<sup>11</sup> *Id.* ¶¶ 5, 11, 14, 15.

failed to show good cause to extend any deadlines in the Scheduling Order,<sup>12</sup> adjourn the settlement hearing, or modify the already existing proof of notice compliance requirements.<sup>13</sup> They have also failed to make the necessary showing to obtain additional discovery.<sup>14</sup> I, therefore, recommend that the Court DENY the requests for relief in the Correspondence.

Dated: June 12, 2023

PRICKETT, JONES & ELLIOTT, P.A.

/s/ Corinne Elise Amato

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*Special Master*

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<sup>12</sup> Scheduling Order With Respect to Notice and Settlement Hearing (Trans. ID 69929995).

<sup>13</sup> May 30 Recommendation at 9.

<sup>14</sup> *Id.* at 9-10.

**CERTIFICATE OF SERVICE**

I, Corinne Elise Amato, certify on this 12th day of June, 2023, that I caused a copy of the foregoing *Report and Recommendation of Special Master Regarding Correspondence from Oheen Imara and Alexander Holland* to be served via File & ServeXpress on the following counsel of record:

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I further certify that, on June 12, 2023, I caused a true and correct copy of the *Report and Recommendation of Special Master Regarding Correspondence from Oheen Imara and Alexander Holland* to be served via File & ServeXpress upon the following Pro Se parties:

***Via Email by File and ServeExpress:***  
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*/s/ Corinne Elise Amato*  
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