

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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IN RE: NEVSUN RESOURCES LTD. :  
: Civil Action No. 12 Civ. 1845 (PGG)  
: X  
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**NOTICE OF MOTION AND MOTION FOR (1) FINAL APPROVAL OF PROPOSED  
CLASS ACTION SETTLEMENT AND (2) PLAN OF ALLOCATION OF SETTLEMENT  
PROCEEDS; (3) CO-LEAD COUNSEL'S MOTION FOR AN AWARD OF ATTORNEYS'  
FEES AND REIMBURSEMENT OF EXPENSES; AND (4) LEAD PLAINTIFF'S REQUEST  
FOR AN AWARD OF REASONABLE COSTS AND EXPENSES**

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*Co-Lead Counsel for Plaintiffs and the Settlement Class*

December 24, 2014

PLEASE TAKE NOTICE that based upon:

(a) the Stipulation and Agreement of Settlement (“Stipulation”) dated May 1, 2014 (ECF No. 39);

(b) the Memorandum of Law in Support of (1) Plaintiffs’ Motion for Final Approval of Proposed Class Action Settlement and (2) Plan of Allocation of Settlement Proceeds;

(c) the Memorandum of Law in Support of Co-Lead Counsel’s Motion for an Award of Attorneys’ Fees and Reimbursement of Expenses, and Lead Plaintiffs’ Request for an Award of Reasonable Costs and Expenses;

(d) the Declaration of Jeffrey P. Campisi in Support of (1) Plaintiffs’ Motion for Final Approval of Proposed Class Action Settlement and (2) Plan of Allocation of Settlement Proceeds; (3) Co-Lead Counsel’s Motion for an Award of Attorneys’ Fees and Reimbursement of Expenses; and (4) Lead Plaintiff’s Request for an Award of Reasonable Costs and Expenses, and the exhibits attached thereto, dated December 24, 2014; and

(e) and all prior papers, Lead Plaintiff Craig F. Piazza and Plaintiff Scott F. Colebourne, by and through their undersigned counsel, hereby move the Hon. Paul G. Gardephe, United States District Judge, at the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, NY 10007, on January 22, 2015 at 10 a.m for an order: (1) approving the proposed Settlement, (2) approving the Plan of Allocation, (3) granting Co-Lead Counsel’s Request for an Award of Attorneys’ Fees and Reimbursement of Expenses, and (4) granting Lead Plaintiff’s request for an award of reasonable costs and expenses.

Dated: December 24, 2014

Respectfully submitted,

**KAPLAN FOX & KILSHEIMER LLP**

By:           /s/ Jeffrey P. Campisi          

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*Co-Lead Counsel for Plaintiffs and the  
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**CERTIFICATE OF SERVICE**

I hereby certify that on December 24, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system that will electronically send notification of such filing to all counsel of record.

Executed on December 24, 2014 in New York, New York.

/s/ Jeffrey P. Campisi

JEFFREY P. CAMPISI