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NQMOBILE



UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

In re NQ Mobile, Inc. Securities Litigation

Case No. 1:13-cv-07608-WHP

PROOF OF CLAIM AND RELEASE

Please Type or Print in the Boxes Below Do NOT use Red Ink, Pencil, or Staples

	PART I: CLAIMANT IDENTIFICATION																										
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IF YOU NEED ADDITIONAL SPACE TO LIST YOUR TRANSACTIONS PLEASE PHOTOCOPY THIS PAGE, WRITE YOUR NAME ON THE COPY AND FILL THIS CIRCLE: $\ \bigcirc$

IF YOU DO NOT FILL IN THIS CIRCLE THESE ADDITIONAL PAGES MAY NOT BE REVIEWED.

YOU MUST READ AND SIGN THE RELEASE ON PAGE 6. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.



II. **RELEASE OF CLAIMS AND SIGNATURE**

YOU MUST ALSO READ THE RELEASE AND CERTIFICATION BELOW AND SIGN ON PAGE 6 OF THIS PROOF OF CLAIM

- Α. I (we) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally, and forever waive, release, discharge, and dismiss each and every one of the Released Parties with respect to any and all of the Settled Claims, as those terms are defined in the accompanying Notice.
- B. I (we) hereby acknowledge that as of the Effective Date, I (we): (i) shall be deemed to have, and shall have, fully, finally, and forever waived, released, relinquished, and discharged all Settled Claims against the Released Parties; (ii) shall forever be enjoined from prosecuting any Settled Claim against any of the Released Parties; and (iii) agree and covenant not to sue any of the Released Parties on the basis of any Settled Claims or to assist any third party in commencing or maintaining any suit against the Released Parties related to any Settled Claims.

CERTIFICATION

By signing and submitting this Proof of Claim, the claimant(s) or the person(s) who represents the claimant(s) certifies, as follows:

- 1. that I (we) have read and understand the contents of the Notice, the Plan of Allocation, and the Proof of Claim, including the releases provided for in the Settlement;
- 2. that the claimant(s) is a (are) Class Member(s), as defined in the Notice, and is (are) not excluded from the Class;
- 3. that the claimant has not submitted a request for exclusion from the Class;
- 4. that I (we) own(ed) the NQ ADS shares identified in the Proof of Claim and have not assigned the claim against the Released Parties to another, or that, in signing and submitting this Proof of Claim, I (we) have the authority to act on behalf of the owner(s) thereof;
- 5. that the claimant has not submitted any other claim covering the same purchases, acquisition, sales, or holdings of NQ ADS shares and knows of no other person having done so on his/her/its behalf:
- 6. that the claimant submits to the jurisdiction of the Court with respect to his/her/its claim and for purposes of enforcing the releases set forth herein;
- 7. that I (we) agree to furnish such additional information with respect to this Proof of Claim as the parties, the Claims Administrator, or the Court may require;
- 8. that the claimant waives the right to trial by jury, to the extent it exists, and agrees to the Court's summary disposition of the determination of the validity or amount of the claim made by this Proof of Claim;
- 9. that I (we) acknowledge that the claimant will be bound by and subject to the terms of any judgment that may be entered in the Action; and
- 10. I (We) certify that I am (we are) NOT subject to backup withholding under the provisions of §3406(a)(1)(C) of the Internal Revenue Code.
 - NOTE: If you have been notified by the Internal Revenue Service that you are subject to backup withholding, you must cross out Item 10 above.



UNDER THE PENALTIES OF PERJURY, I (WE) CERTIFY THAT ALL OF THE INFORMATION PROVIDED BY ME (US) ON THIS FORM IS TRUE, CORRECT, AND COMPLETE, AND THAT THE DOCUMENTS SUBMITTED HEREWITH ARE TRUE AND CORRECT COPIES OF WHAT THEY PURPORT TO BE.

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ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME. THANK YOU FOR YOUR PATIENCE.

Reminder Checklist:

- 1. Please sign the above release and declaration.
- 2. If this claim is being made on behalf of Joint Claimants, then both must sign.
- 3. Remember to attach copies of supporting documentation, if available.
- 4. Do not send originals of certificates.
- 5. Keep a copy of your claim form and all supporting documentation for your records.
- 6. If you desire an acknowledgment of receipt of your claim form please send it Certified Mail, Return Receipt Requested.
- 7. If you move, please send your new address to the address below.
- 8. Do not use red pen or highlighter on the Proof of Claim Form or supporting documentation.

THIS PROOF OF CLAIM FORM MUST BE MAILED NO LATER THAN MARCH 31, 2016, **ADDRESSED AS FOLLOWS:**

NQ Mobile Securities Litigation c/o Gilardi & Co. LLC PO Box 8040 San Rafael, CA 94912-8040

Toll Free Number: 1-844-899-6216

