

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

IN RE EXXON MOBIL CORPORATION
DERIVATIVE LITIGATION

This Document Relates to:

ALL ACTIONS

Lead Case No. 3:19-cv-1067-K

(Consolidated with Nos. 3:19-cv-1068-K;
3:19-cv-2267-K & 3:20-cv-1280-K)

(Consolidated Derivative Action)

**NOTICE OF WITHDRAWAL OF INSTITUTIONAL PLAINTIFFS' MOTION TO
INTERVENE FOR THE LIMITED PURPOSE OF OBJECTING TO DEFENDANTS'
REQUEST FOR DISMISSAL WITH PREJUDICE**

Exxon shareholders the Saratoga Advantage Trust Energy & Basic Materials Portfolio and the City of Birmingham Retirement and Relief System (“Proposed Intervenors”), hereby withdraw their Motion to Intervene for the Limited Purpose of Objecting to Defendants’ Request for Dismissal with Prejudice (the “Motion to Intervene,” Dkt. No. 61). On September 15, 2020, the Honorable Steven C. Mannion ordered that Proposed Intervenors’ related derivative action brought on behalf of Nominal Defendant Exxon in the District of New Jersey be transferred to the Northern District of Texas. *See In re Exxon Mobil Corporation Derivative Litigation*, Civil Action No. 2:19-cv-16380 (D. N.J.), Dkt No. 65. Accordingly, Proposed Intervenors will become party to the above-captioned proceedings pursuant to this Court’s August 6, 2019 consolidation order, rendering intervention superfluous. *See* Dkt. No. 11 at ¶11. The parties to the present action have indicated that they do not oppose the withdrawal of Proposed Intervenors’ Motion to Intervene.

Dated: September 21, 2020

Respectfully submitted,

/s/Theodore C. Anderson

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document has been served upon all counsel of record via the Court's ECF filing system on the 21st day of September, 2020

/s/Theodore C. Anderson
Theodore C. Anderson