

IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS

SHIVA Y. STEIN, Individually and on  
Behalf of All Others Similarly Situated,  
Plaintiff,

v.

ELECSYS CORPORATION, STAN  
GEGEN, KARL B. GEMPERLI, LAURA  
L. OZENBERGER, GEORGE B. SEMB,  
ROBERT D. TAYLOR, LINDSAY  
CORPORATION, and MATTERHORN  
MERGER SUB, INC.

Defendants.

Case No. 14CV07182, Div. 11  
Chapter 60  
(Pursuant to K.S.A. Ch. 60)

STEVEN LATOSKI, Individually And On  
Behalf Of All Others Similarly Situated,  
Plaintiff,

v.

ELECSYS CORPORATION, ROBERT D.  
TAYLOR, STAN GEGEN, GEORGE B.  
SEMB, LAURA L. OZENBERGER, KARL  
B. GEMPERLI, LINDSAY  
CORPORATION, and MATTERHORN  
MERGER SUB, INC.

Defendants.

Case No. 14CV07472, Div. 4  
Chapter 60  
(Pursuant to K.S.A. Ch. 60)

FRED RALEIGH, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

ELECSYS CORPORATION, STAN  
GEGEN, KARL B. GEMPERLI, LAURA  
L. OZENBERGER, GEORGE B. SEMB,  
AND ROBERT D. TAYLOR,

Defendants.

Case No. 14CV07760, Div. 2  
Chapter 60  
(Pursuant to K.S.A. Ch. 60)

[PROPOSED] ORDER CONSOLIDATING ACTIONS  
AND APPOINTING CO-LEAD COUNSEL

CLERK OF DISTRICT COURT  
JOHNSON COUNTY, KS

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AND NOW, upon consideration of the Motion by Plaintiffs Shiva Y. Stein, Steven Latoski, and Fred Raleigh to consolidate the above actions and appoint co-lead counsel, and good cause appearing therefore, it is hereby ORDERED and DECREED as follows:

**CONSOLIDATION**

1. The above-captioned actions and any other shareholder action filed in or transferred to this Court that involves questions of law or fact similar to those contained in the above-captioned actions are consolidated for all purposes under the following caption (the "Consolidated Action"):

IN RE ELECSYS CORPORATION SHAREHOLDERS LITIGATION	) ) ) ) )	Consol. Case No. 14-CV-07182
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**PLAINTIFFS' COUNSEL**

2. The law firms of Pomerantz LLP, 600 Third Avenue, 20<sup>th</sup> Floor, New York, New York 10016, Rigrodsky & Long, P.A., 2 Righter Parkway, Suite 120, Wilmington, Delaware 19803, and Levi & Korsinsky LLP, 1101 30<sup>th</sup> Street, NW, Suite 115, Washington, DC 20007, are hereby appointed Co-Lead Counsel for the Consolidated Action.

3. The law firm of Kenner Nygaard DeMarea Kendall, LLC, 117 West 20<sup>th</sup>, Suite 201, Kansas City, Missouri 64108, is hereby appointed Liaison Counsel for the Consolidated Action.

4. Co-Lead Counsel for Plaintiffs in the Consolidated Action shall have authority over the following matters on behalf of all plaintiffs in those respective actions: (a) convening meetings of counsel; (b) initiating, responding to, scheduling, briefing, and

arguing of all motions; (c) determining the scope, order, and conduct of all discovery proceedings; (d) assigning such work assignments to other counsel as they may deem appropriate; (e) retaining plaintiffs' experts; (f) designating which attorneys may appear at hearings and conferences with the Court; (g) conducting settlement negotiations with defendants; and (h) other matters concerning the prosecution of or resolution of their respective cases. Co-Lead Counsel for Plaintiffs in the Consolidated Action shall have the authority to communicate with Defendants' counsel and the Court on behalf of all Plaintiffs. Defendants' counsel may rely on all agreements made with any one of the Co-Lead Counsel, and such agreements shall be binding.

5. Kansas Liaison Counsel in the Consolidated Action is charged with administrative matters such as receiving and distributing pleadings, notices, orders, motions and briefs, and advising parties of developments in the case.

**PENDING, SUBSEQUENTLY FILED, AND TRANSFERRED  
RELATED ACTIONS**

6. Each and every action filed in, or transferred to, this Court that involves questions of law or fact similar to those contained in the Consolidated Action shall constitute a case related to the Consolidated Action ("Related Action" or the "Related Actions").

7. Each Related Action shall be governed by the terms of this Order and shall be consolidated for all purposes with the Consolidated Action.

8. A party to any Related Action may move for relief from the terms of this Order only if such motion is filed with the Court and served upon Plaintiffs' Co-Lead Counsel and counsel for the Defendants within thirty (30) days of the mailing of this Order to counsel for such party. A party to a Related Action shall be entitled to relief

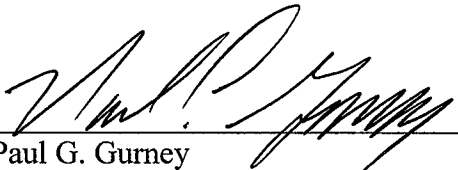
from the terms of this Order only if the party's motion demonstrates that the Related Action does not involve questions of law or fact similar to those contained in the Consolidated Action.

**PREVIOUSLY FILED PAPERS**

9. All documents previously filed to date in any of the cases consolidated herein are deemed a part of the record in the consolidated action. The Petition filed in *Raleigh v. Elecsys Corporation., et al.*, Case No. 14-CV-07760 is hereby designated as the operative Petition. Defendants need not respond to the other Petitions heretofore filed in any of the other constituent actions. Without prejudice to Plaintiffs' right to seek expedited proceedings, Defendants' time to respond to the operative Petition shall be within 30 days of service of the Petition.

**SO ORDERED.**

Dated: 1/6/15

  
Paul G. Gurney  
Judge of the District Court