

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE INITIAL PUBLIC OFFERING SECURITIES LITIGATION	21 MC 92 (SAS)
This Notice relates to:  <i>In re Net2Phone, Inc. IPO Sec. Litig.</i>	01 Civ. 7028 (SAS)

**SUPPLEMENTAL NOTICE OF PENDENCY AND SETTLEMENT TO PURCHASERS  
OF NET2PHONE, INC. COMMON STOCK ON JULY 29, 1999.**

IF YOU PURCHASED OR OTHERWISE ACQUIRED *NET2PHONE, INC.* COMMON STOCK ON JULY 29, 1999, THEN YOU MAY BE A MEMBER OF A SETTLEMENT CLASS HEREIN AND YOUR RIGHTS MAY BE AFFECTED BY THE SETTLEMENT DESCRIBED IN THIS NOTICE.

*A federal court authorized this notice. This is not a solicitation from a lawyer.*

- A Notice Of Pendency And Proposed Global Settlement Of 309 Class Actions, Motion For Approval of Settlement, Plan of Allocation, Attorneys' Fees And Expenses PSLRA Awards of Reimbursement of Representatives' Time And Expenses And Settlement Fairness Hearing, dated July 2, 2009 (the "Global Settlement Notice") was previously distributed describing a proposed settlement of this and other litigation. Schedule 1 to that Global Settlement Notice incorrectly stated that the Class Period for purchasers of *NET2PHONE, INC.* common stock began on July 30, 1999, when it actually began on July 29, 1999.
- If you purchased *NET2PHONE, INC.* common stock on July 29, 1999, and are not otherwise excluded, then you are included in the *NET2PHONE, INC.* Class Action. If so, and you did not previously submit a request for exclusion, file an objection or submit a Proof of Claim based on your July 29, 1999 purchase of *NET2PHONE, INC.* common stock, then you have been provided an additional time period to do so, and you may request exclusion, file an objection or submit a Proof of Claim until January 11, 2010.
- Your legal rights will be affected whether you act, or do not act. Please read this notice carefully.

YOUR SUPPLEMENTAL LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT:	
<b>SUBMIT A CLAIM FORM BY JANUARY 11, 2010</b>	If you did not already submit a Proof of Claim, or omitted your July 29, 1999 purchase from your Proof of Claim, then you may do so now. This is the only way to get a payment on these shares. (If you included your July 29, 1999 purchase on

QUESTIONS? CALL 1-800-916-6946 TOLL FREE, OR VISIT [www.iposecuritieslitigation.com](http://www.iposecuritieslitigation.com)  
PARA UNA NOTIFICACIÓN EN ESPAÑOL, LLAMAR O VISITAR NUESTRO WEBSITE

	your Proof of Claim you do not need to do anything.)
<b>EXCLUDE YOURSELF BY JANUARY 11, 2010</b>	If you want to bring or continue your own action (including any lawsuit or arbitration proceeding) for claims based on your July 29, 1999 purchase of <i>NET2PHONE, INC.</i> common stock, then you must exclude yourself from the <i>NET2PHONE, INC.</i> Settlement Class. This is the only option that allows you to separately pursue such claims against the persons covered by the Settlement. (If you exclude yourself based on a July 29, 1999 purchase, you cannot participate in the Settlement with respect to any other purchases you may have made during the Class Period July 29, 1999 through December 6, 2000. If you previously excluded yourself based on the Global Settlement Notice, and you do not want to be included now, you do not need to do anything.)
<b>OBJECT BY JANUARY 11, 2010</b>	Write to the Court about why you do not like the Stipulation or any of its terms.
<b>DO NOTHING</b>	Give up supplemental rights.

- These supplemental rights and options - **and the deadlines to exercise them** - are explained in this notice.
- The Court in charge of this case has approved the proposed Global Settlement with respect to the other 308 cases.

Further Information

Further information regarding this Supplemental Notice may be obtained by contacting:

Stanley D. Bernstein, Esq.  
Rebecca M. Katz, Esq.  
BERNSTEIN LIEBHARD LLP  
10 East 40<sup>th</sup> Street  
New York, New York 10016  
(212) 779-1414

Robert A. Wallner, Esq.  
Ariana J. Tadler, Esq.  
MILBERG LLP  
One Penn Plaza  
New York, New York 10119  
(212) 594-5300

Copies of the Global Settlement Notice, the Stipulation, and the exhibits thereto, may be accessed at [www.iposecuritieslitigation.com](http://www.iposecuritieslitigation.com).

**BASIC INFORMATION --WHY DID I GET THIS NOTICE PACKAGE**

You or someone in your family may have purchased or otherwise acquired *NET2PHONE, INC.* common stock during the time period July 29, 1999 through December 6, 2000, and should have previously received the Global Settlement Notice. Schedule 1 to the Global Settlement Notice inadvertently stated that the Class Period for *NET2PHONE, INC.*

began on July 30, 1999, instead of the correct beginning date of July 29, 1999. Persons who purchased *NET2PHONE, INC.* common stock on July 29, 1999 may have been misled into believing that the Global Settlement Notice did not apply to them. If you purchased your *NET2PHONE, INC.* common stock on July 29, 1999 and did not think you were included in the Class, the Court has now provided an additional time period for you to exercise your rights as a Settlement Class Member.

### **ADDITIONAL TIME FOR SUBMITTING A PROOF OF CLAIM FORM**

To qualify for a payment, if you purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999, and if you have not already done so, you must submit a Proof of Claim form. If you did not submit a Proof of Claim previously you may now submit one through **JANUARY 11, 2010**. If you submitted a Proof of Claim form already, but did not include your July 29, 1999 purchase of *NET2PHONE, INC.* common stock you should now submit an amended Proof of Claim including the July 29, 1999 purchase information.

You may obtain a Proof of Claim form on the Internet at [www.iposecuritieslitigation.com](http://www.iposecuritieslitigation.com). You can submit a Proof of Claim electronically on line, or by completing the paper form. Read the instructions carefully. Either way you will need to fill out the Proof of Claim form and include all the required documents.

### **EXCLUDING YOURSELF FROM A SETTLEMENT CLASS**

If you purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999 and do not want to remain a member of the Settlement Class and/or if you want to keep any rights you may have to individually assert or continue to assert any Settled Claims against any of the Protected Persons (including by way of lawsuit or arbitration), then you must take steps to exclude yourself from the Settlement Class. This is sometimes referred to as “opting out” of the class.

To exclude yourself from the *NET2PHONE, INC.* Settlement Class, you must send a letter by mail saying that you purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999 and that you want to be excluded from the *NET2PHONE, INC.* Settlement Class. Your letter must be signed and clearly indicate your name, address and telephone number. You should also provide the date(s), price(s), and number(s) of shares of *NET2PHONE, INC.* common stock you purchased (and sold, if any) during the Settlement Class Period July 29, 1999 through December 6, 2000. You must mail your exclusion request postmarked no later than **JANUARY 11, 2010** to:

Initial Public Offering Securities Litigation Exclusions  
c/o The Garden City Group, Inc.  
Claims Administrator  
P.O. Box 9294  
Dublin, OH 43017-4694

You cannot exclude yourself by telephone or by e-mail.

If you previously requested exclusion in response to the Global Settlement Notice that is effective and you do not have to do anything now to remain excluded.

On the other hand if you previously requested exclusion, but now want to be included because your July 29, 1999 purchase is included, you should submit a Proof of Claim (in accordance with the above instructions) and write on the Proof of Claim form “I revoke my exclusion request, Please process this Proof of Claim.”

**OBJECTING TO THE SETTLEMENT**

If you purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999, you can still tell the Court that you do not agree with the Settlement or some part of it.

If you are a Settlement Class Member who purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999 and do not exclude yourself from the *NET2PHONE, INC.* Settlement Class, you can object to the Settlement if you do not like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must send a letter saying that you purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999 and you object to the proposed Settlement in the *In re NET2PHONE, INC. IPO Sec. Litig.*, 01 Civ. 7028 (SAS). Be sure to include your name, address, telephone number, and your signature, and state the reasons you object to the Settlement. If you wish to appear in person to argue your objection, or if you have legal counsel who you wish to appear and argue your objection, include a statement in your letter to that effect. Mail your objection to these five different places postmarked no later than **JANUARY 11, 2010:**

<b>COURT</b>	<b>COUNSEL FOR THE SETTLEMENT CLASSES</b>	<b>DEFENDANTS’ LIAISON COUNSEL</b>
Clerk of the Court United States District Court Southern District of New York 500 Pearl Street New York, NY 10007	Rebecca M. Katz, Esq. Bernstein Liebhard LLP 10 East 40th Street New York, NY 10016	Jack C. Auspitz, Esq. Morrison & Foerster LLP 1290 Avenue of the Americas New York, NY 10104
	- and -	- and -
	Ariana J. Tadler, Esq. Milberg LLP One Pennsylvania Plaza New York, NY 10119	Gandolfo V. DiBlasi, Esq. Sullivan & Cromwell, LLP 125 Broad Street New York, NY 10004

The Court will consider any written objection you submit. To the extent purchasers of *NET2PHONE, INC.* common stock on July 29, 1999 request a hearing on their objections, the Court, in its discretion, may schedule a hearing for such argument, in which case you will be

advised of the time and date of such hearing. If the Court schedules such a hearing, you may attend and you may ask to speak, but you do not have to.

**GETTING MORE INFORMATION**

This Supplemental notice contains information relating only to the additional rights of Class Members who purchased or otherwise acquired *NET2PHONE, INC.* common stock on July 29, 1999. The terms of the Settlement were described in the Global Settlement Notice. The full terms and provisions of the Settlement are contained in the Stipulation. You can view or download a copy of the Global Settlement Notice and/or the Stipulation and the exhibits thereto by visiting [www.iposecuritieslitigation.com](http://www.iposecuritieslitigation.com). Copies of these documents may also be acquired from the Claims Administrator, The Garden City Group, Inc., at the address shown below. The Clerk of the Court, located at 500 Pearl Street, New York, New York, maintains files containing the documents filed in the IPO Litigation which are available for inspection or copying during the Court's business hours.

Initial Public Offering Securities Litigation  
c/o The Garden City Group, Inc., Claims Administrator  
P.O. Box 9352  
Dublin, OH 43017-4252  
(800) 916-6946

Dated: New York, New York  
December 11, 2009

By Order of the Court  
CLERK OF THE COURT