

<p><b>STEVEN HASSELL and JEROME RANIELL, individually and on behalf of all others similarly situated,</b></p> <p style="text-align: center;"><b>Plaintiffs,</b></p> <p><b>v.</b></p> <p><b>SPEAR WILDERMAN, P.C.</b></p> <p><b>Defendant.</b></p>	<p><b>COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY</b></p> <p><b>CLASS ACTION</b></p> <p><b>APRIL TERM 2023</b></p> <p><b>No: 01942</b></p> <p><b>Control No. 23075088</b></p>
---	--

**ORDER PRELIMINARILY APPROVING CLASS ACTION SETTLEMENT,**

AND NOW, this 8<sup>th</sup> day of September, 2023, upon consideration of the parties' Settlement Agreement and the other exhibits filed with the Court as attachments to Plaintiffs' Unopposed Motion for Preliminary Approval of Settlement, **IT IS HEREBY ORDERED** as follows:

1. For settlement purposes only, the proposed Settlement Class meets the requirements of Pennsylvania Rules of Civil Procedure 1702, 1708, and 1709 in that:

- a There are approximately 86,287 putative members of the Settlement Class;
- b The claims of the class representative are typical of those of the other members of the Settlement Class;
- c There are questions of fact and law that are common to all members of the Settlement Class;
- d Counsel for the Settlement Class, experienced in class action litigation, have and will continue to adequately represent the Settlement Class;
- e A class action is a fair and efficient method of adjudicating the controversy because common questions of law or fact predominate over questions affecting only individual members; and

**DOCKETED**

SEP 11 2023

R. POSTELL  
COMMERCE PROGRAM

230401942-Hassell Vs Spear Wilderman, P.C.



23040194200024

f The class representatives will fairly and adequately assert and protect the interests of the Settlement Class.

2. The following Settlement Class is certified: All natural persons residing in the United States who were sent a Notice Letter notifying them that their Private Information was compromised in the defendant's Data Incident.

3. Plaintiffs Steven Hassell and Jerome Raniell are appointed Settlement Class Representatives.

4. The following firms are appointed as Class Counsel: Kenneth J. Grunfeld of Golomb Spirt Grunfeld, P.C.; Joseph M. Lyon of The Lyon Firm; and Charles E. Schaffer of Levin Sedran & Berman.

5. KCC Class Action Services LLC ("KCC") is appointed as the Settlement Administrator. By accepting this assignment, the Settlement Administrator subjects itself to this Court's jurisdiction.

6. On or before September 22, 2023, Defendant will provide the names, email addresses (if known), and last known addresses of persons within the Settlement Class ("Class Member Information") to the Settlement Administrator.

6. On or before October 9, 2023, the Settlement Administrator shall mail the Short Notice—substantially in the form attached to the Motion for Preliminary Approval and with the proper dates and amounts filled in – to the last-known address of each Class Member as reflected on Defendant's current and reasonably accessible records, or such other, more current address as the Settlement Administrator shall find by reasonable search, pursuant to the terms of the Settlement Agreement. The Class Notice shall be sent by first-class mail, postage prepaid.

7. On or before October 9, 2023, the Settlement Administrator shall establish a Settlement Website as a means for persons in the Settlement Class to obtain notice of, and information about, the Settlement. The Settlement Website shall include hyperlinks to the Settlement, Short Notice, Long Notice, Claim Form, signed Preliminary Approval Order, and other important case documents. These documents shall remain on the Settlement Website for at least 180 days after Final Approval is entered.

8. On or before October 9, 2023, the Settlement Administrator shall establish and maintain a toll-free telephone line for persons in the Settlement Class to call with Settlement-related inquiries, and to provide information to persons who call with or otherwise communicate such inquiries (except that the Settlement Administrator shall not give, and shall not be expected to give, legal advice).

9. On or before November 1, 2023, Class Counsel shall file its Motion for Attorney's Fees, Reimbursement of Litigation Costs and Expenses, and Class Representative Service Awards, which the Settlement Administrator shall upload to the Settlement Website.

10. Any class member who wishes to be excluded from the Settlement Class may exercise the right to opt-out of the Settlement Class by mailing a request for exclusion to the Settlement Administrator on or before November 27, 2023.

11. Any class member who does not timely and validly opt-out of the Settlement Class may object to the Settlement, Class Counsel's Fee Application and/or the request for Service Awards for Plaintiffs. Such objections must be mailed to the Settlement Administrator on or before November 27, 2023.

12. Any class member who wishes to receive any of the benefits of the Settlement must submit or mail a completed Claim Form to the Settlement Administrator on or before November 27, 2023.

13. On or before December 6, 2023, the Settlement Administrator shall provide to Class Counsel and Defendant's counsel an affidavit confirming the mailing of the Short Notice was completed in a timely manner, along with lists of the class members who requested exclusion, raised objections, and submitted or mailed claim forms.

14. On or before December 13, 2023, Class Counsel shall file such affidavit with the Court, along with Plaintiffs' Motion for Final Approval of the Settlement.

15. A virtual hearing (the "Final Approval Hearing") will be held on December 20, 2023, at 2:00 P.M. via Zoom at <https://zoom.us/j/4043810373> to determine:

- a. Whether the proposed settlement of this action should be finally approved as fair, reasonable and adequate;
- b. Whether this action should be dismissed with prejudice pursuant to the terms of the Settlement Agreement;
- c. Whether Class Members, including those who did not submit requests for exclusions, objections, or Claim Forms, should be bound by the release set forth in the Settlement Agreement; and
- d. Whether Plaintiff's application for an award of attorneys' fees and expenses to Class Counsel, and for an individual service award, should be approved.

16. The Court reserves the right to continue the Final Approval Hearing without further written notice to the class members, except that notice of any continuance shall be posted on the Settlement Website.

17. All proceedings in this Action are stayed until further order of the Court, except as may be necessary to implement the terms of the Settlement. Pending final determination of whether the Settlement should be approved, Plaintiffs, all persons in the Settlement Class, and persons purporting

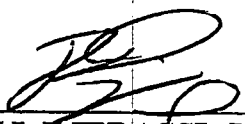
to act on their behalf are enjoined from asserting any Released Claims against any of the Released Parties.

18. Based on the foregoing, the Court sets the following schedule for the Final Approval Hearing, and the actions that must precede and follow it:

EVENT	DEADLINE
Defendant provides list of Class Members to the Settlement Administrator	September 22, 2023
Long and Short Notices Posted on the Settlement Website	October 9, 2023
Notice Mailing Date	October 9, 2023
Counsel's Motion for Attorneys' Fees, Reimbursement of Litigation Costs and Expenses, and Class Representative Service Awards	November 1, 2023
Objection Date	November 27, 2023
Opt-Out Date	November 27, 2023
Claims Deadline	November 27, 2023
Settlement Administrator Provides Lists of Objections, Exclusion, and Claims to the Parties' counsel	December 6, 2023
Motion for Final Approval	December 13, 2023

Final Approval Hearing	December 20, 2023	
Effective Date	30 days after entry of Final Approval Order, assuming no appeal has been taken.	
Payment of Attorneys' Fees and Expenses Class Representative Service Awards	30 days after entry of Final Approval Order.	
Payment of Claims to Class Members	60 days after entry of Final Approval Order.	
Settlement Website Deactivation	180 days after entry of Final Approval Order.	

**BY THE COURT**

  
 \_\_\_\_\_  
**RAMY I. DJERASSI, J.**