

**BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP**

JONATHAN D. USLANER (Bar No. 188574)
(jonathanu@blbglaw.com)
2121 Avenue of the Stars, Suite 2575
Los Angeles, CA 90067
Tel: (310) 819-3472

SALVATORE J. GRAZIANO (*pro hac vice*)
(salvatore@blbglaw.com)

JEROEN VAN KAWWEGEN (*pro hac vice*)
(jeroen@blbglaw.com)

JEREMY ROBINSON (*pro hac vice*)
(jeremy@blbglaw.com)

REBECCA E. BOON (*pro hac vice*)
(rebecca.boon@blbglaw.com)

R. RYAN DYKHOUSE (*pro hac vice*)
Ryan.Dykhouse@blbglaw.com

1251 Avenue of the Americas
New York, NY 10020

Tel: (212) 554-1400

Counsel for Lead Plaintiff
SEB Investment Management AB

[Additional counsel appear on signature page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

SEB INVESTMENT MANAGEMENT AB,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

SYMANTEC CORPORATION and
GREGORY S. CLARK,

Defendants.

Case No. 3:18-cv-02902-WHA

ECF CASE

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING DISSEMINATION
OF CLASS NOTICE**

Dept.: Courtroom 12, 19th Floor
Judge: Honorable William H. Alsup

1 IT IS HEREBY STIPULATED AND AGREED by the parties, through their undersigned
2 counsel, that, subject to the Court's approval:

3 1. On May 8, 2020, the Court certified this action as a class action under Rule 23 of
4 the Federal Rules of Civil Procedure (Dkt. No. 227).

5 2. The Class consists of:

6 All persons and entities who purchased or otherwise acquired publicly-traded
7 Symantec common stock during the period from May 11, 2017, to August 2, 2018,
8 inclusive (the "Class Period"), and who were damaged thereby (the "Class"). The
9 Class includes all persons or entities who purchased Symantec common stock
contemporaneously with sales of Symantec common stock made or caused by
Defendant Clark during the Class Period.

10 Excluded from the Class by definition are:

11 Defendants; members of the immediate family of Defendant Clark; any person who
12 was an officer or director of Symantec; any firm or entity in which any Defendant
13 has or had a controlling interest; any person who participated in the wrongdoing
14 alleged; Defendants' liability insurance carriers; any affiliates, parents, or
subsidaries of Symantec, all Symantec plans that are covered by ERISA; and the
legal representatives, heirs, beneficiaries, successors-in interest, or assigns of any
excluded person or entity, in their respective capacity as such.

15 3. The proposed procedures for giving notice to the Class as set forth in this
16 Stipulation and [Proposed] Order comply with the requirements of due process and with Rule 23
17 of the Federal Rules of Civil Procedure and constitute the best notice practicable under the
18 circumstances.

19 4. The firm of A.B. Data, Ltd. ("Notice Administrator") is appointed and authorized
20 to supervise and administer the notice procedure.

21 5. No later than ten (10) business days after the Court's approval and entry of this
22 Stipulation and Order, Defendant Symantec Corporation (now known as NortonLifeLock Inc.)
23 ("Symantec")¹ shall produce, or cause its securities transfer agent to produce, to the Notice
24 Administrator (at no cost to Lead Plaintiff, Class Counsel, or the Notice Administrator) a list, in
25

26 _____
27 ¹ On November 4, 2019, Symantec concluded the sale of its Enterprise Security Assets to
28 Broadcom Inc., which included the transfer of the Symantec brand. Symantec has changed its
name to NortonLifeLock Inc., which trades on NASDAQ as "NLOK."

1 electronic form, of the names and addresses of all persons who purchased or otherwise acquired
2 Symantec common stock at any time during the Class Period (the “Transfer List”).

3 6. No later than twenty (20) business days after the Court’s approval and entry of this
4 Stipulation and Order (the “Notice Date”), the Notice Administrator shall send, by first class mail,
5 the agreed-upon proposed Notice of Pendency of Class Action (the “Notice”), substantially in the
6 form attached hereto as Exhibit A, to each person or entity identified on the Transfer List. For all
7 Notices returned as undeliverable, the Notice Administrator shall use best efforts to locate updated
8 addresses.

9 7. The Notice Administrator shall use reasonable efforts to give notice to nominee
10 purchasers such as brokerage firms and other persons and entities who may have purchased or
11 acquired Symantec common stock during the Class Period for the beneficial interest of persons or
12 entities other than themselves. Such nominees shall either (i) within seven (7) calendar days of
13 receipt of the Notice, request from the Administrator sufficient copies of the Notice to forward to
14 all such beneficial owners and within seven (7) calendar days of receipt of those Notices forward
15 them to all such beneficial owners; or (ii) within seven (7) calendar days of receipt of the Notice,
16 provide a list of the names and addresses of all such beneficial owners to the Notice Administrator
17 and the Notice Administrator is ordered to send the Notice promptly to such identified beneficial
18 owners. Nominees who elect to send the Notice to their beneficial owners shall send a statement
19 to the Notice Administrator confirming that the mailing was made and shall retain their mailing
20 records for use in connection with any further notices that may be provided in the Action. The
21 Notice Administrator shall follow up with brokers and custodians to ensure the Notice is sent to
22 beneficial owners in a timely manner. Upon full and timely compliance with these directions, such
23 nominees may seek reimbursement of their reasonable expenses actually incurred by providing the
24 Notice Administrator with proper documentation supporting the expenses for which
25 reimbursement is sought. Any disputes with respect to the reasonableness or documentation of
26 expenses incurred shall be subject to review by the Court.

27 8. Contemporaneously with the mailing of the Notice, the Notice Administrator shall
28 establish a website for the Action, www.SymantecSecuritiesLitigation.com, from which Class

1 Members may download copies of the Notice, the Summary Notice, the operative Complaint,
2 Symantec and Gregory S. Clark’s Answers to the operative Complaint, the Court’s order certifying
3 the Class, and this Stipulation and Order. In addition, Class Counsel shall post the Notice on its
4 website, www.blbglaw.com.

5 9. Within ten (10) business days after the Notice Date, the Notice Administrator shall
6 cause the Summary Notice, substantially in the form attached hereto as Exhibit B, to be published
7 in *The Wall Street Journal* and *The Financial Times* and to be transmitted over *PR Newswire*.

8 10. The Notice shall provide an address for the purpose of receiving requests for
9 exclusion from the Class and requests for additional copies of the Notice. The requests for
10 exclusion from the Class shall be made by submitting a written request for exclusion as set forth
11 in the Notice and shall be postmarked within sixty (60) calendar days after the Notice Date (the
12 “Exclusion Date”).²

13 11. The Notice Administrator shall identify and number all exclusion requests received
14 and create copies of those requests for counsel for all parties. The Notice Administrator shall
15 provide via email weekly reports of exclusion requests received to counsel for all parties. The
16 Notice Administrator will maintain original requests in its files.

17 12. No later than fifteen (15) business days after the Exclusion Date, Class Counsel
18 shall file with the Court proof of mailing of the Notice, proof of publication of the Summary
19 Notice, and an affidavit setting forth a list of all persons and entities who have requested exclusion
20 from the Class.

21 13. Except for the costs associated with obtaining Symantec’s Transfer List, the costs
22 of the notice process shall be borne by Lead Plaintiff, and not by Defendants.

23 14. This Order may be modified by the Court upon motion by either or both parties, for
24 good cause shown.

25
26 ² While this Court has previously approved a deadline of 45 days after the mailing of notice for
27 requests for exclusion, *see, e.g., Luna v. Marvell Tech. Grp., Ltd.*, Case No. 3:15-cv-05447-WHA,
28 ECF Nos. 204, 205 (N.D. Cal. Nov. 17, 2017), the parties propose an additional period of
approximately two weeks (*i.e.*, 60 days total) in light of the current national health emergency.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

Dated: May 28, 2020

**BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP**

/s/ Jeremy P. Robinson
JEREMY P. ROBINSON

JONATHAN D. USLANER, Bar No. 188574
jonathanu@blbglaw.com
2121 Avenue of the Stars, Suite 2575
Los Angeles, CA 90067
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SALVATORE J. GRAZIANO (*pro hac vice*)
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jeroen@blbglaw.com

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jeremy@blbglaw.com

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rebecca.boon@blbglaw.com

R. RYAN DYKHOUSE (*pro hac vice*)
Ryan.Dykhouse@blbglaw.com

1251 Avenue of the Americas
New York, NY 10020

Tel: (212) 554-1400

*Counsel for Lead Plaintiff SEB Investment
Management AB and Class Counsel for the Class*

Dated: May 28, 2020

WILSON SONSINI GOODRICH & ROSATI

/s/ Caz Hashemi
CAZ HASHEMI

CAZ HASHEMI, State Bar No. 210239
chashemi@wsgr.com

JEROME F. BIRN, JR., State Bar No. 128561
jbirn@wsgr.com

JESSICA L. SNORGRASS, State Bar No. 259962
jsnorgrass@wsgr.com

EVAN L. SEITE, State Bar No. 274641
eseite@wsgr.com

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

650 Page Mill Road
Palo Alto, CA 94304-1050

Tel: (650) 493-9300

Counsel for Defendant Symantec Corporation

1 Dated: May 28, 2020

MORGAN, LEWIS & BOCKIUS LLP

2 /s/ Susan D. Resley
3 SUSAN D. RESLEY


4 SUSAN D. RESLEY, Bar No. 161808
5 susan.resley@morganlewis.com
6 ALYSE J. RIVETT, Bar No. 287989
7 ali.rivett@morganlewis.com
8 One Market
9 Spear Street Tower
10 San Francisco, California 94105-1596
11 Telephone: (415) 442-1000

Counsel for Defendant Gregory S. Clark

12 ~~PROPOSED~~ ORDER

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14
15
16 Dated: May 29, 2020


17 HONORABLE WILLIAM H. ALSUP
18 UNITED STATES DISTRICT JUDGE

19
20
21 **ATTESTATION**

22 I, Jeremy P. Robinson, am the ECF User whose ID and password are being used to file this
23 Stipulation and [Proposed] Order Regarding Dissemination of Class Notice. In compliance with
24 Civil Local Rule 5-1(i)(3), I hereby attest that Caz Hashemi and Susan D. Resley have concurred
25 with this filing.

26 /s/ Jeremy P. Robinson
27 JEREMY P. ROBINSON