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24 **UNITED STATES DISTRICT COURT**  
 25 **NORTHERN DISTRICT OF CALIFORNIA**  
 26 **SAN FRANCISCO DIVISION**

27 SEB INVESTMENT MANAGEMENT AB,  
 28 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

~~PROPOSED~~ **ORDER REGARDING  
 DISSEMINATION OF SUPPLEMENTAL  
 CLASS NOTICE**

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

1           1.       On May 8, 2020, the Court certified this action as a class action under Rule 23 of  
2 the Federal Rules of Civil Procedure. (Dkt. No. 227.) On May 29, 2020, the Court approved the  
3 dissemination of notice of the pendency of the Action as a class action, and appointed the firm of  
4 A.B. Data, Ltd. (“A.B. Data”) to supervise and administer the notice procedure. (Dkt. No. 242.)

5           2.       Beginning on June 19, 2020, A.B. Data mailed a total of 126,828 copies of the  
6 Court-approved Class Notice to all potential members of the Class who had been identified by  
7 Defendants and by banks, brokers, and nominees. (Dkt. No. 256, at ¶¶ 4-8.) The Notice  
8 Administrator also published the Summary Class Notice in *The Wall Street Journal* and *The*  
9 *Financial Times* and over the *PR Newswire* on July 6, 2020. (*Id.* at ¶ 9.) The Class Notice and  
10 Summary Class Notice informed Class Members that any request for exclusion from the Class  
11 must be postmarked no later than August 25, 2020. (*Id.* at Exs. A-D). The Notice Administrator  
12 received 49 requests for exclusion from the Class. (*Id.* at ¶ 12 and Ex. E.)

13           3.       On April 20, 2021, the Court ordered that a supplemental notice be mailed to  
14 members of the Class (a) informing them of the circumstances described in a recent order of the  
15 Court dated April 20, 2021, including that Class Counsel hired Hans Ek, the former Deputy Chief  
16 Executive Officer of Lead Plaintiff SEB Investment Management AB; and (b) affording Class  
17 Members a second opportunity to request exclusion from the Class. (Dkt. No. 380.)

18           4.       No later than ~~twenty (20) business days after the Court’s approval and entry of this~~  
19 ~~Order (the “Supplemental Notice Date”)~~, A.B. Data shall send, by first class mail, the agreed-upon  
20 proposed Supplemental Notice of Pendency of Class Action (the “Supplemental Notice”),  
21 substantially in the form attached hereto as Exhibit A, to all potential Class Members who may be  
22 identified through reasonable effort, including all persons and entities who were previously mailed a copy  
23 of the Class Notice. For all Supplemental Notices returned as undeliverable, A.B.  
24 Data shall search the National Change of Address Registry and resend within  
25 three business days of receiving the envelope back as undeliverable.

26           5.       **Nominee Procedures** – In connection with the previous dissemination of the Class  
27 Notice to members of the Class, brokers and other nominees (“Nominees”) were advised that, if  
28 they purchased or otherwise acquired publicly-traded Symantec Corporation (“Symantec”) common stock during the Class Period for the beneficial interest of persons or organizations other

1 than themselves, they must either: (a) within seven (7) calendar days of receipt of the Class Notice,  
 2 request from A.B. Data sufficient copies of the Class Notice to forward to all such beneficial  
 3 owners and within seven (7) calendar days of receipt of those Class Notices forward them to all  
 4 such beneficial owners; or (b) within seven (7) calendar days of receipt of the Class Notice, provide  
 5 a list of the names and addresses of all such beneficial owners to A.B. Data.

6 (a) For Nominees who chose the first option (*i.e.*, elected to mail the Class  
 7 Notice directly to beneficial owners), A.B. Data shall forward the same number of  
 8 Supplemental Notice to such Nominees ~~by the Supplemental Notice Date~~, and the  
 9 Nominees shall, ~~within seven (7) calendar days of receipt of the Supplemental Notices~~,  
 10 mail the Supplemental Notices to the beneficial owners;

11 (b) For Nominees who chose the second option (*i.e.*, provided a list of names  
 12 and addresses of beneficial holders to A.B. Data), A.B. Data shall, ~~by the Supplemental~~  
 13 ~~Notice Date~~, mail a copy of the Supplemental Notice to each of the beneficial owners  
 14 whose names and addresses the Nominee previously supplied. Unless the Nominee  
 15 purchased or acquired publicly-traded Symantec common stock during the Class Period  
 16 for beneficial owners whose names and addresses were not previously provided to A.B.  
 17 Data, such Nominees need not take any further action;

18 (c) For Nominees that purchased or acquired Symantec common stock during  
 19 the Class Period for beneficial owners whose information was not previously provided to  
 20 A.B. Data, <sup>AB Data shall endeavor to send notices as promptly as possible.</sup> Such Nominees shall ~~within seven (7) calendar days of receipt of~~  
 21 ~~Supplemental Notice~~, <sup>promptly</sup> provide a list of the names and addresses of all such beneficial  
 22 owners to A.B. Data, or shall request from A.B. Data sufficient copies of the Supplemental  
 23 Notice to forward to all such beneficial owners which the Nominee shall, ~~within seven (7)~~  
 24 ~~calendar days of receipt of the Supplemental Notice from A.B. Data~~, mail to the beneficial  
 25 owners; and <sup>this process shall be completed by June 4, 2021, the</sup> ~~supplemental notice date.~~

26 (d) Upon full and timely compliance with this Order, Nominees who mail the  
 27 Supplemental Notice to beneficial owners may seek reimbursement of their reasonable  
 28 expenses actually incurred in complying with this Order by providing A.B. Data with

1 proper documentation supporting the expenses for which reimbursement is sought. Such  
2 properly documented expenses incurred by Nominees in compliance with the terms of this  
3 Order shall be paid by Class Counsel, with any disputes as to the reasonableness or  
4 documentation of expenses incurred subject to review by the Court.

5 6. In addition, A.B. Data shall post the Supplemental Notice to the website previously  
6 established for the Action, www.SymantecSecuritiesLitigation.com, and Class Counsel shall post  
7 the Supplemental Notice on its website, www.blbglaw.com, by ~~the Supplemental Notice Date.~~  
8 <sup>May 21, 2021,</sup>  
9 ~~Also by May 21, 2021,~~

10 7. ~~Within ten (10) business days after the Supplemental Notice Date,~~ A.B. Data shall  
11 cause the Summary Supplemental Notice, substantially in the form attached hereto as Exhibit B,  
12 to be published in *The Wall Street Journal* and *The Financial Times* and to be transmitted over *PR*  
13 *Newswire*.

14 8. The Supplemental Notice shall provide an address for the purpose of receiving  
15 additional requests for exclusion from the Class. The requests for exclusion from the Class shall  
16 be made by submitting a written request for exclusion as set forth in the Notice and shall be  
17 postmarked ~~within forty-five (45) calendar days after the Supplemental Notice Date~~ (the  
18 <sup>no later than July 2, 2021</sup>  
19 “Exclusion Date”). Persons and entities who previously requested exclusion from the Class in  
20 connection with the original Class Notice are not required to re-submit a request for exclusion to  
21 remain excluded from the Class.

22 9. A.B. Data shall (a) identify and number all additional exclusion requests received  
23 and create copies of those requests for counsel for all parties; (b) provide via email weekly reports  
24 of additional exclusion requests received to counsel for all parties; and (c) maintain the original  
25 requests in its files.

26 10. <sup>July 19, 2021, at midnight,</sup>  
27 No later than ~~fifteen (15) business days after the Exclusion Date,~~ Class Counsel  
28 shall file with the Court proof of mailing of the Supplemental Notice, proof of publication of the  
29 Summary Supplemental Notice, and an affidavit setting forth a list of all additional persons and  
30 entities who have requested exclusion from the Class.

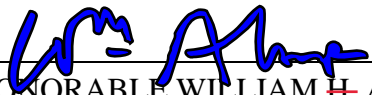
31 11. The costs of this supplemental notice process shall be borne by Class Counsel and  
32 not by Lead Plaintiff, the Class, or Defendants.

1 12. The exterior of the envelope for the mailing notice shall  
2 state "Important Class Action Notice" and shall clearly identify the  
3 mailing as coming from the United States District Court, Northern  
4 District of California, Honorable William Alsup, 450 Golden Gate  
5 Avenue, San Francisco, CA 94102, with the return address as Claims  
6 Administrator, \_\_\_\_\_, c/o \_\_\_\_\_, P.O. Box XXXXX,  
7 \_\_\_\_\_, \_\_\_\_\_ XXXXX-XXXX.

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11 13. This Order may be modified by the Court upon motion by either or both parties, for  
12 good cause shown.  
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IT IS SO ORDERED.

Dated: April 24, 2021

  
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HONORABLE WILLIAM H. ALSUP  
UNITED STATES DISTRICT JUDGE