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SEB Investment Management AB

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

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

**DECLARATION OF ERIC J. MILLER
REGARDING SUPPLEMENTAL
CLASS NOTICE AND REPORT ON
REQUESTS FOR EXCLUSION
RECEIVED**

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

1 I, ERIC J. MILLER, hereby declare under penalty of perjury as follows:

2 1. I am a Senior Vice President of A.B. Data, Ltd.’s Class Action Administration
3 Company (“A.B. Data”), whose Corporate Office is located in Milwaukee, Wisconsin. The
4 following statements are based on my personal knowledge and information provided by other
5 A.B. Data employees working under my supervision, and if called on to do so, I could and would
6 testify competently thereto.

7 2. Pursuant to the Stipulation and Order Regarding Dissemination of Class Notice
8 dated May 29, 2020 (the “Notice Order”) and the Order Regarding Dissemination of Supplemental
9 Class Notice dated April 24, 2021 (“Supplemental Notice Order”), the Court approved the
10 retention of A.B. Data as the Administrator for class notice for the above-captioned action (the
11 “Action”).¹ I submit this declaration to provide the Court with proof of the mailing of the Court-
12 approved Supplemental Notice of Pendency of Class Action (the “Supplemental Class Notice”)
13 and the publication of the Summary Supplemental Notice of Pendency of Class Action (the
14 “Summary Supplemental Class Notice”), and to report on the additional requests for exclusion
15 from the Class received in connection with dissemination of the Supplemental Class Notice.

16 **MAILING OF THE SUPPLEMENTAL CLASS NOTICE**

17 3. Pursuant to the Supplemental Notice Order, A.B. Data has disseminated the
18 Supplemental Class Notice to potential Class Members and nominees. A copy of the Supplemental
19 Class Notice is attached to this declaration as Exhibit A.

20 4. On May 7, 2021, A.B. Data mailed a copy of the Supplemental Class Notice to all
21 to all persons and entities identified as potential Class Members in connection with the mailing of
22 the Original Class Notice in 2020, as well as to AB Data’s database of banks, brokers, and other
23 nominees. Consistent with Paragraph 5 of the Supplemental Notice Order, nominees who were
24 sent the Supplemental Class Notice were also sent a letter explaining that if the nominee had
25 previously submitted names and addresses in connection with the mailing of the Original Class

26 _____
27 ¹ Unless otherwise defined in this declaration, all capitalized terms have the meanings defined in
28 the Stipulation and Agreement of Settlement dated June 8, 2021 (Dkt. No. 394-1).

1 Notice, or had previously requested copies of the Original Class Notice in bulk, it did not need to
2 submit that information again, unless it had additional names and addresses to provide, or updated
3 information, or needed a different number of notices.

4 5. Through July 15, 2021, A.B. Data has mailed a total of 162,865 Supplemental Class
5 Notices to potential members of the Class or their nominees, which includes (i) 126,828
6 Supplemental Class Notices that were mailed to potential Class Members and nominees in the
7 initial mailing on May 7, 2021; (ii) an additional 14,737 Supplemental Class Notices that were
8 mailed to potential Class Members whose names and addresses were received from individuals,
9 entities, or nominees requesting that the packet be mailed to such persons; and (iii) an additional
10 21,300 Supplemental Class Notices that were mailed to nominees for forwarding to their
11 customers. In addition, A.B. Data has promptly re-mailed 1,068 Supplemental Class Notices to
12 persons whose original mailings were returned by the U.S. Postal Service (“USPS”) as
13 undeliverable and for whom updated addresses were provided to A.B. Data by the USPS.

14 **PUBLICATION OF THE SUMMARY SUPPLEMENTAL CLASS NOTICE**

15 6. Pursuant to the Supplemental Notice Order, A.B. Data caused the Summary
16 Supplemental Class Notice to be published in *The Wall Street Journal* and *The Financial Times*
17 and to be transmitted over the *PR Newswire* on May 18, 2021. Copies of proof of publication of
18 the Summary Supplemental Class Notice in *The Wall Street Journal* and *The Financial Times* and
19 over the *PR Newswire* are attached to this declaration as Exhibits B, C, and D, respectively.

20 **WEBSITE**

21 7. A.B. Data continues to maintain and update the website dedicated to this Action
22 (www.SymantecSecuritiesLitigation.com) to assist Class Members. The website was originally
23 established in June 2020. The website address was set forth in the Supplemental Class Notice and
24 the Summary Supplemental Class Notice. The website lists the updated deadline for requesting
25 exclusion from the Class and contains copies of the Supplemental Class Notice, as well as copies
26 of the Original Class Notice, Supplemental Notice Order, the Complaint, Symantec and Gregory
27 S. Clark’s Answers to the Complaint, and the Court’s order certifying the Class, among other
28

1 documents. A.B. Data will continue operating, maintaining, and updating the case website as
2 appropriate.

3 **TOLL-FREE TELEPHONE LINE**

4 8. A.B. Data continues to maintain and update the toll-free telephone number for the
5 Action, 1-800-949-0206. The toll-free telephone line connects callers with an Interactive Voice
6 Recording system (“IVR”). The IVR provides callers with pre-recorded information, including a
7 summary of the Action and the option to request a copy of the Supplemental Class Notice. In
8 addition, Monday through Friday from 9 a.m. to 6 p.m. Eastern Time (excluding official holidays),
9 callers to the toll-free telephone line can speak to a live operator regarding the status of the Action
10 and/or obtain answers to questions they may have about the Supplemental Class Notice.

11 **REPORT ON ADDITIONAL REQUESTS FOR EXCLUSION RECEIVED**

12 9. The Supplemental Class Notice informed potential Class Members of a second
13 opportunity to request exclusion from the Class, and that if Class Members wished to exclude
14 themselves they must mail a request for exclusion to A.B. Data, postmarked no later than July 2,
15 2021. As of the date of my Declaration in Support of Lead Plaintiff’s Unopposed Motion for
16 Preliminary Approval of Settlement, dated July 6, 2021 (Dkt. No. 394-3), A.B. Data had received
17 44 requests for exclusion, each with a postmark on or before July 2, 2021. As of the date of this
18 Declaration, 28 additional Requests for Exclusion have been received with a postmark on or before
19 July 2, 2021, and five (5) Requests for Exclusion have been received with postmarks after July 2,
20 2021.

21 10. A complete list of the 72 Requests for Exclusion received in connection with the
22 Supplemental Class Notice that were postmarked on or before July 2, 2021 is set forth in Exhibit E.
23 A list of the five (5) Requests for Exclusion received that were postmarked after July 2, 2021 is
24 set forth in Exhibit F. Exhibits E and F set forth the names of the persons and entities that submitted
25 a request for exclusion and their city and state. Exhibits E and F do not include any persons or
26 entities who had previously submitted Requests for Exclusion in connection with the Original
27 Class Notice in 2020.

1 I declare, under penalty of perjury under the laws of the United States of America, that the
2 foregoing is true and correct to the best of my knowledge.

3 Executed on July 19, 2021.

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6 Eric J. Miller

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EXHIBIT A

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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

Plaintiffs,

v.

SYMANTEC CORPORATION and
GREGORY S. CLARK,

Defendants

SUPPLEMENTAL NOTICE OF PENDENCY OF CLASS ACTION

TO: All persons or entities who purchased or otherwise acquired publicly-traded Symantec Corporation (“Symantec”) common stock during the period from May 11, 2017, to August 2, 2018, inclusive (the “Class Period”), and who were damaged thereby (the “Class”).

PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY. YOUR RIGHTS MAY BE AFFECTED BY A CLASS ACTION LAWSUIT PENDING IN THIS COURT.

On May 8, 2020, the Court determined that this lawsuit may proceed as a class action pursuant to Rule 23 of the Federal Rules of Civil Procedure. In the Action, Lead Plaintiff alleges that Defendants Symantec (now known as NortonLifeLock Inc.) and Gregory S. Clark defrauded shareholders by manipulating Symantec’s financial reports to create the illusion of stronger-than-actual financial performance and outlook for fiscal years 2017 and 2018, and that Defendant Clark engaged in insider trading by selling shares of Symantec common stock during the Class Period while in possession of material, non-public information in violation of federal securities laws. Defendants deny all of Lead Plaintiff’s allegations, and deny any wrongdoing or violation of law.

All persons and entities who were identified as potential members of the Class were previously mailed a Notice of Pendency of Class Action dated June 26, 2020 (the “Original Class Notice”) during the summer of 2020. If you did not receive the Original Class Notice, a copy is available at www.SymantecSecuritiesLitigation.com or you can obtain one by calling 1-800-949-0026. As set forth in the Original Class Notice, Class Members had the opportunity to request exclusion from the Class if they submitted such a request postmarked by August 25, 2020. **If you requested exclusion by the August 25, 2020 deadline, you are not a member of the Class and you do not need to do anything at this time.**

In April 2021, the Court ordered that this Supplemental Notice be mailed to all Class Members. This notice is not an expression by the Court of any opinion as to the merits of any of the claims or defenses asserted by either side in the lawsuit.

1. THE COURT’S APRIL 20, 2021 ORDER REQUIRING ADDITIONAL NOTICE TO THE CLASS

On April 20, 2021, the Court entered an Order that required Class Counsel Bernstein Litowitz Berger & Grossmann LLP (“BLBG”) and Lead Plaintiff SEB Investment Management AB (“Lead Plaintiff” or “SEB”) to provide additional notice to the Class to (a) inform Class Members of the circumstances described in a recent order of the Court dated April 20, 2021, including that Class Counsel hired Hans Ek, the former Deputy Chief Executive Officer

of Lead Plaintiff SEB Investment Management AB; and **(b)** provide Class Members with a second opportunity to request exclusion from the Class. The full text of the Court's order, that sets forth the reasons for requiring additional notice to the Class, is attached as **Schedule A** hereto. Information on how to request exclusion from the Class is set forth in Section 4 below.

2. THE DEFINITION OF THE CLASS

The definition of the Class has not changed since the Original Class Notice. However, for your convenience, the full definition of the Class is set forth again here. By order dated May 8, 2020, the Court certified the following Class of plaintiffs:

All persons and entities who purchased or otherwise acquired publicly-traded Symantec common stock during the period from May 11, 2017, to August 2, 2018, inclusive (the "Class Period"), and who were damaged thereby (the "Class"). The 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.

Excluded from the Class by definition are:

Defendants; members of the immediate family of Defendant Clark; any person who was an officer or director of Symantec; any firm or entity in which any Defendant has or had a controlling interest; any person who participated in the wrongdoing alleged; Defendants' liability insurance carriers; any affiliates, parents, or subsidiaries 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.

Also excluded from the Class are all persons and entities who requested exclusion by August 25, 2020.

The ruling by the Court certifying the Class does not address the merits of this litigation. Rather, the certification of the Class means only that the ultimate outcome of the Action—whether favorable or unfavorable to the Class or Defendants—will apply in like manner to each Class Member who does not timely elect to be excluded from the Class.

3. HOW DO YOU PARTICIPATE IN THIS CLASS ACTION?

If you fall within the definition of the Class set forth above and did not previously request exclusion, you are a member of the Class. **IF YOU WISH TO REMAIN A MEMBER OF THE CLASS, YOU DO NOT NEED TO DO ANYTHING AT THIS TIME.** As a Class Member, you will be bound by any judgment or settlement, whether favorable or unfavorable, in this Action. Thus, you may participate in any monetary settlement or judgment rendered in favor of the Class, and you may submit a Proof of Claim following such a settlement or judgment. **No settlement or judgment has occurred at this time. You will necessarily also be bound by any unfavorable judgment which may be rendered in favor of Defendants.**

Lead Plaintiff and Class Counsel represent the Class and all of its members. Class Counsel has agreed to pursue this Action on a contingent-fee basis. All attorney's fees and expenses will be payable only out of a recovery by the Class, if any, and will be subject to approval by the Court. Class Members will not have to pay lawyers any additional amounts, and in no event will individual Class Members be obligated to pay any judgment, court costs, or lawyer's fees for participating in this Action. Any Class Member who does not request exclusion from the Class may also enter an appearance through his or her own counsel at his or her own expense.

Members of the Class will be eligible to participate in any recovery that might be obtained in the Action. While this Notice is not intended to suggest any likelihood that members of the Class will recover any money, should there be a recovery, Class Members will be required to submit a Proof of Claim demonstrating their membership in the Class and documenting their sales, purchases, and/or holdings of Symantec common stock, and their resulting damages. ***For this reason, please be sure to keep all records of your transactions and holdings in Symantec common stock. DO NOT mail them to Class Counsel or the Notice Administrator at this time.*** No money or benefits are available now and there

is no guarantee that money or benefits will be obtained. If they are, Class Members will be notified regarding how to obtain a share.

4. SECOND OPPORTUNITY TO REQUEST EXCLUSION FROM THE CLASS

The Court has ordered that members of the Class be given a second opportunity to request exclusion from the Class, if they submit such a request *postmarked by no later than July 2, 2021*. **PLEASE NOTE:** if you previously requested exclusion from the Class in response to the Original Class Notice, you do **NOT** need to re-submit your request. A list of the persons and entities who previously requested exclusion from the Class (“List of Previous Opt-Outs”) is available at www.SymantecSecuritiesLitigation.com.

If you wish to be excluded from the Class, meaning to opt out of the lawsuit, you must submit a request for exclusion in accordance with the instructions in the next paragraph. **If you choose to be excluded: (1) you will NOT be entitled to share in any recovery from any settlement or judgment that may be paid to members of the Class as a result of a trial or other resolution of this lawsuit; (2) you will NOT be bound by any judgment or release entered in this lawsuit; and (3) at your own expense, you MAY pursue any claims that you have by filing your own lawsuit or taking other action.**

To exclude yourself from the Class, you must send a letter stating that you “request exclusion from the Class in *SEB Investment Management AB v. Symantec Corp.*, Case No. C 18-02902-WHA.” Your request must: (i) state the name, address, and telephone number of the person or entity requesting exclusion, and, in the case of entities, the name and telephone number of the appropriate contact person; and (ii) be signed by the person or entity requesting exclusion or an authorized representative, accompanied by proof of authorization. You must mail your exclusion request, *postmarked by no later than July 2, 2021*, to the Notice Administrator, A.B. Data, Ltd., at the following address:

Symantec Securities Litigation
EXCLUSIONS
c/o A.B. Data, Ltd.
P.O. Box 173001
Milwaukee, WI 53217

Only request exclusion if you do NOT wish to participate in the Class Action and do NOT wish to share in any potential recovery that the Class may obtain.

AS NOTED ABOVE, IF YOU PREVIOUSLY REQUESTED EXCLUSION FOR THE CLASS, YOU DO NOT NEED TO SUBMIT A SECOND REQUEST. If your name is included in the “List of Previous Opt-Outs,” available at www.SymantecSecuritiesLitigation.com, you are already excluded from the Class and you will remain excluded based on your previous submission.

5. HOW CAN YOU GET MORE INFORMATION?

For more detailed information regarding the matters involved in this litigation, please refer to the papers on file in this Action, which may be inspected, during business hours, at the Office of the Clerk of Court, 450 Golden Gate Ave., San Francisco, CA 94102. In addition, important documents in the case have been posted on the following website: www.SymantecSecuritiesLitigation.com. Inquiries regarding this litigation may be addressed to the following contact information at Class Counsel:

Symantec Securities Litigation
blbg@blbglaw.com
**BERNSTEIN LITOWITZ
BERGER & GROSSMANN LLP**
1251 Avenue of the Americas
New York, NY 10020
1-800-380-8496

6. CHANGE IN YOUR ADDRESS.

If this notice was mailed to you at an old address, or if you move, please advise the Notice Administrator of your current address so that you can receive any future notice and/or Proof of Claim forms. The Notice Administrator can be reached at *Symantec Securities Litigation*, c/o A.B. Data, Ltd., P.O. Box 173106, Milwaukee, WI 53217. If you are not a member of the Class, you may discard this notice.

7. NOTICE TO BROKERS AND CUSTODIANS.

If you previously provided the names and addresses of persons and entities on whose behalf you purchased or acquired publicly-traded Symantec common stock during the period from May 11, 2017 to August 2, 2018, inclusive, in connection with the Original Class Notice, and (i) those names and addresses remain current and (ii) you have no additional names and addresses for potential Class Members to provide to the Notice Administrator, you need do nothing further at this time. The Notice Administrator will mail a copy of this Supplemental Notice to the beneficial owners whose names and addresses were previously provided in connection with the Class Notice.

If you elected to mail the Original Class Notice directly to beneficial owners, you were advised that you must retain the mailing records for use in connection with any further notices that may be provided in the Action. If you elected this option, the Notice Administrator will forward the same number of Supplemental Notices to you to send to the beneficial owners. You must mail the Supplemental Notices to the beneficial owners no later than June 4, 2021.

If you have additional name and address information, need additional copies of the Supplemental Notices, or have not already provided information regarding persons and entities on whose behalf you purchased or acquired publicly-traded Symantec common stock during the period from May 11, 2017 to August 2, 2018, inclusive, in connection with the Original Class Notice, then, the Court has ordered that you must either: (i) promptly send a list of the names and addresses of such beneficial owners to the Notice Administrator at *Symantec Securities Litigation*, c/o A.B. Data, Ltd., P.O. Box 173106, Milwaukee, WI 53217, in which event the Notice Administrator shall promptly mail the Supplemental Notice to such beneficial owners; or (ii) promptly request from A.B. Data sufficient copies of the Supplemental Notice to forward to all such beneficial owners, which the Nominee shall mail to beneficial owners no later than June 4, 2021. As stated above, if you have already provided this information in connection with the Original Class Notice, unless that information has changed (*e.g.*, the beneficial owner has changed address), it is unnecessary to provide such information again.

Upon full and timely compliance with these directions, nominees who mail the Supplemental Notice to beneficial owners may seek reimbursement of their reasonable expenses actually incurred regarding this Supplement Notice by providing the Notice Administrator with proper documentation supporting the expenses for which reimbursement is sought. Such properly documented expenses incurred by nominees shall be paid by Class Counsel, with any disputes as to the reasonableness or documentation of expenses incurred subject to review by the Court.

Copies of this Notice may also be obtained from www.SymantecSecuritiesLitigation.com, or by calling the Notice Administrator toll free at 1-800-949-0206.

DATED: May 7, 2021.

BY ORDER OF THE UNITED STATES DISTRICT
COURT FOR THE NORTHERN DISTRICT OF
CALIFORNIA

Schedule A

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

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

No. C 18-02902 WHA

Plaintiff,

v.

ORDER RE CONFLICT DISPUTE

SYMANTEC CORPORATION and
GREGORY S. CLARK,

Defendants.

This order resolves a pending question concerning the conduct of class counsel and lead plaintiff and an allegation that they engaged in play to pay, which means, “you hire me as counsel, and I’ll make it up to you down the road.” Such arrangements are adverse to the interests of the class because class counsel should be selected as the best lawyer for the class.

In this case, SEB Investment Management AB won the role of lead plaintiff. At the lead plaintiff selection hearing, SEB introduced Mr. Hans Ek as the staff member at SEB who would oversee the case if SEB won the job. SEB showcased his experience and abilities. The order appointing SEB said the following about him: “SEB identified Hans Ek, SEB’s Deputy Chief Executive Officer, as being the individual in charge of managing its litigation responsibilities. In addition, SEB’s in-house legal counsel will be advising Mr. Ek and assisting with overseeing the litigation” (Dkt. No. 88).

United States District Court
Northern District of California

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1 After SEB won the job, an order required Mr. Ek to interview law firms for the job of
2 class counsel. SEB interviewed several firms but ultimately selected Bernstein, Litowitz,
3 Berger & Grossmann, LLP (BLBG), its existing counsel, even though BLBG asked for a richer
4 fee proposal than others. The Court deferred to lead plaintiff’s judgment and appointed BLBG
5 (*ibid.*).

6 Twenty-five months went by. Litigation churned forward. Then another law firm,
7 Robbins, Geller, Rudman & Dowd, LLP, on behalf of a class member (Norfolk County
8 Council as Administering Authority of the Norfolk Pension Fund) reported to the Court that
9 Mr. Ek had left SEB and was now working for BLBG.

10 Upon inquiry by the Court, BLBG confirmed this.

11 Discovery was allowed into the problem and several hearings were held. After careful
12 consideration of all the evidence and argument, the Court remains unable to determine whether
13 the move of Mr. Ek to BLBG was coincidental versus culpable. It’s possible that there was a
14 *quid pro quo* of sorts but, if so, it’s not clear in the evidence.

15 What is crystal clear is that BLBG held Mr. Ek out as the professional who would guide
16 the class through the litigation and direct counsel. Also crystal clear is that BLBG and Mr. Ek
17 failed to tell the Court that he had gone over to the counsel side, meaning had left SEB and
18 joined BLBG. On his way out of SEB, he lateraled his case responsibilities to a colleague,
19 another fact not disclosed to the Court.

20 The PLSRA established the statutory office of lead plaintiff, usually intended to be an
21 institutional investor, for the very specific purpose of converting securities litigation from
22 “lawyer driven” to “investor driven” wherein the lead plaintiff actually manages the case for
23 the class, the lawyer no longer being in charge. When, as here, the very man or woman
24 presented to the Court as the one who will carry out the PSLRA mandate winds up as an
25 employee of the lawyer, one can easily ask whether a fundamental goal of the Act has been
26 compromised.

27 Separate from this is the pay to play problem. If a law firm winks and nods and says,
28 “Hire me as your class counsel and we’ll return the favor down the road,” then the class suffers

1 because class counsel should instead be selected on the merits of who will best represent the
2 class. The lead plaintiff owes a fiduciary duty to the class to select the best lawyer for the
3 class, not to treat the selection as a tradeoff of favors.

4 BLBG and SEB surely knew all these ramifications and knew how the undersigned judge
5 felt about these issues. The appearance alone raises eyebrows, arched eyebrows. BLBG
6 should have avoided this spectacle. So should have SEB and so should have Mr. Ek. This is
7 true even though discovery could not establish a clear-cut *quid pro quo*.

8 It's worth observing that while no clear-cut evidence of a *quid pro quo* emerged,
9 discovery did show that BLBG's initial explanation to the Court proved misleading. At our
10 hearing on January 21, 2021, Class Counsel Salvatore J. Graziano told the Court,

11 [F]irst and foremost, we never thought or raised the possibility of
12 Mr. Ek joining our firm when he was at SEB. That was back in
13 2018. He had no intention of leaving. We never thought would he
14 leave. He publicly left a year later, December 1 of 2019

15 (Tr. at 4–5). After that hearing, the Court permitted discovery. Mr. Ek testified at his
16 deposition that he “was employed by SEB until the last day of March” in 2020 (Ek. Dep. at
17 51). Moreover, BLBG had sent Mr. Ek a recruitment email on December 19, 2019, while SEB
18 still employed him. In it, a BLBG attorney (on this case) said, “I know you said that you
19 wanted to transition your work at SEB towards the end of the year before thinking about next
20 steps. Now that we are almost at the end of the year, please know that I would love to continue
21 to work with you” but “of course, I don't know what your plans are or if you have given your
22 next steps any thought yet” (van Kwawegen Dep. at 55). In his brief summarizing Mr. Ek's
23 testimony (and other discovery), Attorney Graziano walked back his January 21 representation,
24 conceding, “BLB&G raised for the first time the prospect of working with Mr. Ek in late
25 December [2019],” but said it was “irrelevant” (Dkt. No. 284-3 at 3). Attorney Graziano's
26 brief continued, “[T]he sworn testimony on this issue confirms there was no “active
27 recruitment” prior to February 2020” (*ibid.*). This shifting-sands set of explanations is
28 concerning. But, still, it does not prove any *quid pro quo*.

United States District Court
Northern District of California

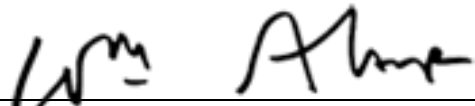
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We are too far into the case to replace SEB or BLBG, at least on this record. Instead, the Court believes these circumstances should be brought to the attention of the class and a new opportunity given to opt out. Counsel shall meet and confer on a form of notice and a timeline for distribution and opt-out. BLBG shall pay for the costs of notice, distribution, and opt-out. Please submit this within seven calendar days.

In addition, in future cases, both SEB in seeking appointment as a lead plaintiff and BLBG in seeking appointment as class counsel shall bring this order to the attention of the assigned judge and the decision-maker for the lead plaintiff who is to select counsel. This disclosure requirement shall last for three years from the date of this order.

IT IS SO ORDERED.

Dated: April 20, 2021.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

EXHIBIT B

NEW HIGHS AND LOWS

Table with columns: Stock, Sym, 52-Wk % High/Low, Chg. Includes sections for Monday, May 17, 2021, and a 'Highs' section listing various stocks like AMRK, ANAT, ARW, etc.

Table with columns: Stock, Sym, 52-Wk % High/Low, Chg. Lists various stocks including AMRK, ANAT, ARW, etc., continuing from the previous table.

Table with columns: Stock, Sym, 52-Wk % High/Low, Chg. Includes a 'Lows' section listing various stocks like ARYD, ADM, AHS, etc.

Biggest 1,000 Stocks

Large table listing the top 1,000 stocks by market cap, with columns for Stock, Sym, Close, Net Chg, and various other metrics.

Dividend Changes

Table listing dividend changes for various companies, including columns for Company, Symbol, Yld%, Amount, New/Old, Frq, and Payable/Record.

ADVERTISEMENT

The Marketplace

To advertise: 800-366-3975 or WSJ.com/classifieds

Legal notice for SEB Investment Management AB, including plaintiff/defendant information, summary of the lawsuit, and contact details for Symantec Securities Litigation.

Commercial real estate advertisement for Greer Steel, featuring 'The Marketplace' logo, contact information, and a list of products.

RV/Retreat Center advertisement with contact information for www.malutree.com and phone number 214-736-8105.

Advertisement for 'The Wall Street Journal' featuring the 'Show Room' and contact information for advertising.

EXHIBIT C

ARTS

What will you do with a pile of cash?

Hit show 'The Money' raises potent questions about leadership, compromise and control. Sarah Hemming talks to its makers

Several years ago, while on holiday in Cornwall, theatre director Seth Honnor persuaded a group of 18 friends to join a bizarre experiment. He shut them in a caravan with a pot of money and asked them to decide what to do with it. Several hours of hard talking later, they emerged with a solution. "I think some of them haven't forgiven me yet," he jokes.

That experiment became the seed of *The Money*, the hit show that has travelled the world and now arrives in London's majestic County Hall. Part drama, part game, the piece (mounted by Honnor's Kaleider theatre company) gives audiences 60 minutes to decide what to do with a pile of cash. You can take part as a "player" — your ticket price of £20 goes into the kitty — or look on as a "silent witness", but your decision must be unanimous. If players can't come to a joint agreement in the allotted hour, the money rolls over to the following show.

The structure emerged after the intense, unregulated session in the caravan. "I realised you had to put in rules to give people freedom and look after them," says Honnor. "Now there's a time limit, you have to be unanimous and you can leave if you want. If you're a silent witness, you can buy in and become a player, and if you're a player you can hit a gong and you're out."

Given how fractious the management of a simple holiday kitty can be, you might expect an evening of fights and fisticuffs. In fact, says Honnor, the oppo-

site tends to be true. The mood can be playful, but discussion is genuine. The money generally goes to charities and good causes — anything is allowed, so long as it is legal. And, while feelings may run deep, punters bring care, humour and diligence to the task of allotting the cash.

"Before I made the show a friend asked, 'Are you going to have ambulances outside?'" he recalls. "But it doesn't get like that, because what people really want in the world is co-operation. People are caring of each other. You're being witnessed as well, so there's an interesting idea of accountability. And if the conversation is going in

'It's a bit like watching a sporting fixture. The last few minutes are like the bit after the clock's gone red in rugby'

a direction you don't like, you can buy in and change it."

It's a show that dives deep into the nature of money: the power it imparts, its significance, the interplay between value, price and worth. For Honnor, it's important that the participants are playing with their own money: that small but real stake brings personal investment in the outcome. And while the sums are comparatively modest



Above and below right: 'The Money' at Sydney Opera House. The London edition will take place at County Hall

(£300-£600, rather than thousands or millions), conversations still quickly turn to relative values and the impact money can make.

"In one show there was someone who worked with a village in Namibia," says Honnor. "They said, 'This money would go a very long way there, so could we divide it up into £1 denominations and make a lot of people's lives different?' And in that show they all agreed to double the money."

The Money joins other recent performances that have spliced drama and game show to explore moral and political questions. In *Bullet Catch*, Rob Drummond examined the nature of free will by convincing a spectator to shoot at him; he also deployed audience interaction to consider the pros and cons of democracy in *The Majority*. *£ & €S (LIES)* from the Belgian company Ontroerend Goed got participants to play at investing in the global markets; METIS's *World Factory* had groups of strangers attempt to run a garment factory ethically.

Although not straight plays, they all used elements of theatre to make their points. The same is true of *The*

Money: there's no writer, no plot, no cast (apart from two "Hosts"). Yet, says the producer Eleanor Lloyd, there's plenty of excitement and drama on the night. "It's a bit like watching a sporting fixture," she says. "The last few minutes are like the bit after the clock's gone red in rugby."

Witnesses can make quite an entrance by stepping in and unexpected interventions can introduce a major plot twist. On one occasion in Australia, a participant left the table, then



returned and put down \$3,000, literally raising the stakes. Such an incident raises multiple ethical questions. What influence might an individual buy with such a large personal sum? Might they be making a rash decision they could regret later? Should the company intervene?

Honor says such moral dilemmas are built into the show. On the night in question, the players themselves confronted the issues, discussing whether to give the money back. "For me it's about passing the baton of responsibility to those people," he says. "It's about folding those ethics in and dealing with that ethical dilemma rather than stopping it happen. The show is more about shared values and finding common ground than about the money."

In London, the show will play for eight weeks in County Hall, an imposing civic building directly across the river from the Houses of Parliament. It's a smart setting for a piece that delves into power, accountability, transparency and democracy, and for a format that prizes consensus over confrontation.

"The art of great leadership is knowing when and where to compromise," adds Honnor. "We're trying to find a way to disrupt the sense that [leadership] is about power and control and ask how you give up ground for other people's imaginations."

For both Lloyd and Honnor, the prospect of discussing priorities and action in a room with other people feels important after the traumas of the last year. The imperative to find agreement also offers a welcome change from the rancorous division that can plague social media. You might have different opinions, says Lloyd, but you can try to find some common ground. "Generally most people can agree that they want to make the world a better place."

And perhaps the biggest appeal of *The Money* is that it offers the chance to make a tangible difference in real life. One group in the US set up a charity to enable police officers to give teddy bears to children involved in violent crimes. A year later, Honnor got a moving email from Connecticut police with a photo of a small child holding a bear.

"It just said, 'There was a terrible incident today but luckily my police officers are armed with teddy bears from your project.'"

'The Money', County Hall, London, May 26-July 18, www.themoneylive

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

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

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

Plaintiffs,

v.

SYMANTEC CORPORATION and GREGORY S. CLARK,

Defendants

SUMMARY SUPPLEMENTAL NOTICE OF PENDENCY OF CLASS ACTION

To: All persons and entities who purchased or otherwise acquired publicly-traded common stock of Symantec Corporation ("Symantec") during the period from May 11, 2017, to August 2, 2018, inclusive (the "Class Period"), and who were damaged thereby (the "Class").

YOU ARE HEREBY NOTIFIED, pursuant to Rule 23 of the Federal Rules of Civil Procedure and an Order of the United States District Court for the Northern District of California that the above-captioned action (the "Action") has been certified to proceed as a class action on behalf of the Class as defined above.

In the Action, Lead Plaintiff alleges that Defendants Symantec Corporation (now known as NortonLifeLock Inc.) and Gregory S. Clark defrauded shareholders by manipulating Symantec's financial reports to create the illusion of stronger-than-actual financial performance and outlook for fiscal years 2017 and 2018, and that Defendant Clark engaged in insider trading by selling shares of Symantec common stock during the Class Period while in possession of material, non-public information in violation of federal securities laws. Defendants deny all of Lead Plaintiff's allegations, and deny any wrongdoing or violation of law. **Please note:** at this time, there is no judgment, settlement, or monetary recovery.

All persons and entities who were identified as potential members of the Class were previously mailed a Notice of Pendency of Class Action dated June 26, 2020 (the "Original Class Notice") during the summer of 2020. If you did not receive the Original Class Notice, a copy is available at www.SymantecSecuritiesLitigation.com or you can obtain one by calling 1-800-949-0026. As set forth in the Original Class Notice, Class Members had the opportunity to request exclusion from the Class if they submitted such a request postmarked by August 25, 2020.

In April 2021, the Court ordered that a Supplemental Notice be mailed to all Class Members in order (a) to inform Class Members of the circumstances described in a recent order of the Court dated April 20, 2021, including that Class Counsel hired Hans Ek, the former Deputy Chief Executive Officer of Lead Plaintiff SEB Investment Management AB; and (b) to provide Class Members with a second opportunity to request exclusion from the Class. The Supplemental Notice includes the full text of the Court's April 20, 2021 order. If you have not received a copy of the Supplemental Notice you can obtain one at www.SymantecSecuritiesLitigation.com or by contacting the Notice Administrator at:

Symantec Securities Litigation
c/o A.B. Data, Ltd.
P.O. Box 173106
Milwaukee, WI 53217
1-800-949-0206

Inquiries, other than requests for the Original Class Notice and Supplemental Notice, may be made to the following contact information for Class Counsel:

Symantec Securities Litigation
blbg@blbglaw.com
**BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP**
1251 Avenue of the Americas
New York, NY 10020
1-800-380-8496

If you are a Class Member, you have a second opportunity to decide whether to remain a member of the Class. **If you want to remain a member of the Class, you do not need to do anything at this time other than to retain your documentation reflecting your transactions and holdings in Symantec common stock.** If you are a Class Member and do not exclude yourself from the Class, you will be bound by the proceedings in this Action, including all past, present, and future orders and judgments of the Court, whether favorable or unfavorable. If you move, or if the Notice was mailed to an old or incorrect address, please send the Notice Administrator written notification of your new address.

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PLEASE DO NOT CONTACT THE COURT REGARDING THIS NOTICE.

BY ORDER OF THE COURT:
United States District Court for the
Northern District of California

Dancers flex their magnificent muscles

Newly reopened programmes from the Royal Ballet and English National Ballet bring dance back to the stage at last. Louise Levene reports

While the rest of us grew fat on banana bread and box sets, the world's ballet dancers took class via Zoom and did barre exercises in their kitchens. Any fears that this might have atrophied their muscles and their stamina were dispelled this week by the two comeback programmes danced by the English National and Royal Ballet companies.

The five new commissions in *Reunion* were originally created as pay-per-view films for ENB's all-dancing digital platform, and Monday's premiere was the first time Tamara Rojo's dancers had faced an audience since January 2020.

Former Bolshoi and San Francisco Ballet dancer Yuri Possokhov gave us *Senseless Kindness*, set to Shostakovich's Piano Trio No 1 (exquisitely played by Julia Richter, Matthew Scrivener and Garry Stevens) and inspired by Vasily Grossman's novel *Life and Fate*. The duets are suitably angst-ridden, and Possokhov rides the music with confidence and floods the stage with virtuoso steps. Isaac Hernández is a tender partner for Alison McWhinney and makes easy work of the countless skaterly pirouettes.

Company dancer Stina Quagebeur's *Take Five Blues* is a brisk workout for eight dancers that skitters busily across Nigel Kennedy's take on Dave Brubeck's ultra-lounge classic. Sidi Larbi Cherkaoui's *Laid in Earth* is a doomy quartet set to the (indifferently sung) lament from Purcell's *Dido and Aeneas*. Full use is made of Precious Adams's long, seemingly boneless limbs and weightless jump, but the narrative is well-nigh impenetrable.

Russell Maliphant's *Echoes* features a flickering video installation by Panagiotis Tomaras which strafes the stage with fitful shafts of white light while the seven dancers twirl and swirl to some Armenian woodwind. Maliphant's dancing-in-the-dark fixation has been a cliché for quite a while now. The results can be beguiling and mysterious but the real mystery is why a classically trained dancer should be so unwilling to exploit — let alone celebrate — the talents and resources of a major ballet company.

Arielle Smith's *Jolly Folly*, a larky,



Marcelino Sambé and Natalia Osipova in Kyle Abraham's 'Optional Family'
Bill Cooper

spring-driven homage to the physical comedy of silent cinema, set to the Klazz Brothers' Tchaikovsky cha-cha, was danced with wit and panache by the whole ensemble and ended the short evening on an exultant high. ★★★★★

Meanwhile, two postcodes away, Covent Garden was presenting its own quadruple bill of 21st-century dance, beginning with Christopher Wheeldon's celestial *In the Golden Hour*. This seamlessly crafted 2008 ballet blends classroom steps with a magpie mix of styles in which goofy, flex-footed lifts resolve into perfect arabesques the instant those satin toes reclaim the floor. A strong cast led by Vadim Muntagirov and Anne Rose O'Sullivan made light work of their joyous, inventive pas de deux and soloists Leo Dixon and David Yudes were an unlikely but flawless pairing in their buoyant double act.

Kyle Abraham's *Optional Family*: a *divertissement* is a bittersweet nine-minute *bonne bouche* for Natalia Osipova, Marcelino Sambé (an inspired



ENB in Arielle Smith's 'Jolly Folly'

pairing) and rising star Stanislaw Wegrzyn. The New York choreographer takes the classical vocabulary and has no end of fun with it, subverting classroom steps with jazzy accents and a sinuous, almost orientalist *port de bras*. A spoken prologue in which an unhappy couple enumerate their grievances isn't at first reflected in the pairwork but gradually the relationship sours and the lovers and their mysterious intermediary — a child? a symbol of lost love? — melt from view.

The two Crystal Pite works that close the programme were originally written for Nederlands Dans Theater. *The Statement* (2016), like *Revisor* and the Olivier Award-winning *Betroffenheit*, has the dancers sync their steps and gestures to writing by Jonathon Young. In this case, it's a playlet in which four office workers meet for a management crisis meeting, and two underlings (Ashley Dean and a mercurial Joseph Sissens) are bullied into taking responsibility for a blunder. The set-up is unnerving, the text clever, the movement sharp — but it felt slightly out of place.

Solo Echo, an elegiac 2012 ballet on the theme of winter, had far meatier dance content. Marcelino Sambé dominates the snowy stage while his six colleagues in baggy striped trousers find unsuspected patterns in Brahms's sonatas for cello and piano. Their plastic groupings hint at piety and depositions, their tight-knit conga lines allow motifs to be relayed from one body to the next. Any ballet by Pite is a welcome acquisition, but Wheeldon's *Golden Hour* might have made a more uplifting finale for this very happy return. ★★★★★

'ENB at Sadler's Wells' to May 30, ballet.org.uk; '21st Century Choreographers' to May 30, and streaming May 28-June 27, roh.org.uk

EXHIBIT D

Bernstein Litowitz Berger & Grossmann LLP Announces Supplemental Notice of Pendency of Class Action on Behalf of Purchasers of Symantec Corporation Common Stock

NEWS PROVIDED BY

Bernstein Litowitz Berger & Grossmann LLP →

May 18, 2021, 10:00 ET

NEW YORK, May 18, 2021 /PRNewswire/ --

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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

SEB INVESTMENT MANAGEMENT AB,
individually and on behalf of all other
similarly situated,
Plaintiffs,
v.
SYMANTEC CORPORATION and
GREGORY S. CLARK,
Defendants

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Symantec Securities Litigation

c/o A.B. Data, Ltd.

P.O. Box 173106

Milwaukee, WI 53217

1-800-949-0206



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Symantec Securities Litigation

blbg@blbglaw.com

**BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP**

1251 Avenue of the Americas

New York, NY 10020

1-800-380-8496

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BY ORDER OF THE COURT:

United States District Court for the
Northern District of California

SOURCE Bernstein Litowitz Berger & Grossmann LLP

Exhibit E

1. Philip J. Altpeter and Nancy C. Altpeter Westminster, CO	12. Daniel Chung Jersey City, NJ
2. Lyle Anderson Spokane, WA 99224	13. Rodney Clark San Antonio, TX
3. Ivan Baraznenok Bothell, WA	14. Roderick Clarke and Barbara Clarke Madison, WI
4. Rene C. Bilodeau and Naomi D. Black El Cerrito, CA	15. David Cote East Hartford, CT
5. Samuel Broda Dobbs Ferry, NY	16. Nadine M. Dawson Bothell, WA
6. Laura Cagliero Coeur d'Alene, ID	17. Michael Dean Torrance, CA
7. Castlekeep Revocable Trust James J. Dodge and Julie A. Dodge, Co-Trustees Houston, TX	18. Robert E. Dempsey Kent, WA
8. Terri R. Chamberlain Duvall, WA	19. Diane L. Denny Corpus Christi, TX
9. Roger P. Charleville Morrow, OH	20. Michael F. Fitzgerald Jr. Upper Darby, PA
10. Hitesh Chauhan South Elgin, IL	21. Alec Fletes San Clemente, CA
11. Kyle Chin San Jose, CA	22. Jacqueline Camilla Forster Winchester, Hampshire UNITED KINGDOM

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32. Elizabeth A. Kasper Evanston, IL 60201	45. Deborah J. Novakowski Parrish, FL
33. William H. Kelly Jr. Columbus, OH	46. Louis M. Pacchiana Frederick, MD
34. Jeffrey W. Lanning Oakwood, OH	47. Ghanshyambhai Patel Knoxville, TN
35. Lynn B. Leopold Ithaca, NY	48. Amy Pawl-Frederico Beaverton, OR

49. Jorge J. Pesquera Viera, FL	62. Jingnan Si Rancho Palos Verdes, CA
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59. Larry Selleck Seattle, WA	72. Jay Scott Woempner Winston Salem, NC
60. Thomas Sette, Jr, and Gayle B. Sette Tucson, AZ	
61. Margaret Murphy Shaddix and William Stanley Shaddix Port Orange, FL	

Exhibit F

1.	Allen J. Crawford Elroy, AZ
2.	Kendrah Gallardo Kapaa, HI
3.	Moshe Miller Gan Yavne, ISRAEL
4.	Naveena San Jose, CA
5.	Catherine Tan Mundelein, IL