

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS**

PRESENT: Hon. Carolyn E. Wade

**KELLEN CASEBEER and PRERANA
PATEL, on behalf of themselves and all
others similarly situated,**

Plaintiffs,

v.

DARKTRACE, INC.,

Defendant.

Index No. 505263/2020

[PROPOSED] ORDER

The above-entitled matter came before the Court on Plaintiffs' Unopposed Motion for Preliminary Settlement Approval.

1. Based on the Court's review of Plaintiffs' Unopposed Motion for Preliminary Settlement Approval and supporting materials, the Court grants preliminary approval of the settlement memorialized in the Parties' Agreement, attached to this Order as Exhibit 1.

2. The Court finds that the prerequisites and considerations of CPLR §§ 901 and 902 are satisfied and provisionally certifies the following class for settlement purposes only: individuals employed by Darktrace as Sales Representatives in California during the period May 28, 2015, through September 30, 2019.

3. The Court appoints Outten & Golden LLP as Class Counsel.

4. The Court approves the proposed Notice and directs its distribution pursuant to CPLR § 908.

5. The Court adopts the settlement procedure set forth in the Settlement Agreement.

6. The Court approves JND Legal Administration Co. as the Settlement Administrator.

7. The Final Approval Hearing will be held on February 25, 2021, ~~2020~~ [at least 104 days after the Preliminary Approval Order is entered] at 10am in Room .

by teleconference at (347) 401-9372, or contact chambers for instructions in advance of the hearing.

It is so ORDERED this 20th day of October, 2020.



Hon. Carolyn E. Wade