

No. 2026-18098

CLIFTON TYLER ALLEN,
STEVEN GETMAN, and
ROBIN RAYCHELLE PETTY,
individually, and on behalf of
all others similarly situated,

Plaintiffs,

v.

AIS INFOSOURCE, L.P.,

Defendant.

§ IN THE DISTRICT COURT
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§ FOR THE 189TH JUDICIAL DISTRICT
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§
§ HARRIS COUNTY, TEXAS

CASO

**[PROPOSED] ORDER GRANTING PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Pending before the Court is Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement ("the Motion"). Having considered the Motion, heard the arguments of counsel, reviewed applicable law, and for the reasons that follow, the Motion is hereby GRANTED.

Accordingly, it is hereby **ORDERED, ADJUDGED, and DECREED:**

1. The following class is provisionally certified for purposes of entering judgment: "All living individuals residing in the United States who received Notice, including notice of this settlement, that their PII may have been involved in the Data Incident." Excluded from the Settlement Class are: (1) the judges presiding over this Litigation, and members of their staff and direct families; (2) governmental entities; (3) the Defendant, their subsidiaries, parent companies, successors, predecessors, and any entity in which the Defendant or their parents have a controlling interest, and their current or former officers and directors; (4) Settlement Class Members who submit a valid Request for Exclusion prior to the Opt-Out Deadline; and (5) any person found by

a court of competent jurisdiction to be guilty under criminal law of initiating, causing, aiding or abetting the criminal activity occurrence of the Data Incident, or who pleads *nolo contendere* to any such charge.

2. The Court finds the Settlement Class above meets the prerequisites and requirements for certification under TEX. R. CIV. P. 42(a) and (b)(3). Specifically, the Court finds for settlement purposes that: (i) the Settlement Class is so numerous that joinder of all Settlement Class Members would be impracticable; (ii) there are issues of law and fact that are common to the Settlement Class; (iii) the claims of the Class Representatives are typical of and arise from the same operative facts and the Class Representatives seek similar relief as the claims of the Settlement Class Members; (iv) the Class Representatives will fairly and adequately protect the interests of the Settlement Class as the Class Representatives have no interests antagonistic to or in conflict with the Settlement Class and have retained competent counsel to prosecute this Litigation on behalf of the Settlement Class; (v) questions of law or fact common to Settlement Class Members predominate over any questions affecting only individual members; and (vi) a class action and class settlement is superior to other methods available for a fair and efficient resolution of this Litigation.

3. The Court finds that Plaintiffs Clifton Tyler Allen, Steven Getman, and Robin Raychelle Petty satisfy the requirements of TEX. R. CIV. P. 42 with respect to Class Representatives, and hereby provisionally appoints them as such.

4. Additionally, the Court finds proposed Class Counsel Angelica Gentile and Leanna Loginov, of SHAMIS & GENTILE, P.A., possess the knowledge, skill, and experience and diligently and efficiently represent the interests of the Settlement Class, and the Court hereby appoints them as Settlement Class Counsel.

5. The Court further finds that it will likely be able to approve the proposed Settlement as fair, reasonable, and adequate at the final fairness hearing. Upon preliminary review, the Court finds the Settlement is fair, reasonable, and adequate to warrant providing notice of the Settlement to the Settlement Class and accordingly is preliminarily approved. In making this determination, the Court has considered the monetary and non-monetary benefits provided to the Settlement Class through the Settlement, the specific risks faced by the Settlement Class in prevailing on their claims, the good faith, arms' length negotiations between the Parties and absence of any collusion in the Settlement, the effectiveness of the proposed method for distributing relief to the Settlement Class, the proposed manner of allocating benefits to Settlement Class Members, the Settlement treats the Settlement Class Members equitably, and all of the other factors required by TEX. R. CIV. P. 42 and relevant case law.

6. Pursuant to TEX. R. CIV. P. 42(e)(1), the Court finds that giving notice is justified. The proposed notice program set forth in the Settlement Agreement and the Notices and Claim Form attached to the Settlement Agreement as Exhibits A, B, and C are hereby approved. Non-material modifications or amendments to these Exhibits may be made by the Claims Administrator in consultation and agreement with the Parties, but without further order of the Court.

7. The Court finds that the proposed form, content, and method of giving Notice to the Settlement Class as described in the Notice program and the Settlement Agreement and its exhibits: (a) will constitute the best practicable notice to the Settlement Class; (b) are reasonably calculated, under the circumstances, to apprise Settlement Class Members of the pendency of the Litigation, the terms of the proposed Settlement, and their rights under the proposed Settlement, including, but not limited to, their rights to object to or exclude themselves from the proposed Settlement and other rights under the terms of the Settlement Agreement; (c) are reasonable and

constitute due, adequate, and sufficient notice to all Settlement Class Members and other persons entitled to receive notice; (d) meet all applicable requirements of law, including TEX. R. CIV. P. 42(c); and (e) and meet the requirements of the Due Process Clause(s) of the United States and Texas Constitutions. The Court further finds that the Notice provided for in the Settlement Agreement is written in plain language, uses simple terminology, and is designed to be readily understandable by Settlement Class Members.

8. The Court hereby appoints Simpluris, Inc. as the Claims Administrator, with responsibility for class notice and settlement administration. The Claims Administrator is directed to perform all tasks the Settlement Agreement requires. The Claims Administrator's fees will be paid pursuant to the terms of the Settlement Agreement. Simpluris, Inc. is directed to carry out the Notice program in conformance with the Settlement Agreement.

9. Settlement Class Members may "opt-out" of the Settlement by mailing a request for exclusion to the Settlement Administrator postmarked no later than the Opt-Out Deadline. The request for exclusion must include: (i) the name of the proceeding, (ii) the individual's full name, current mailing address, telephone number, and email address (if any); (iii) personal signature (an attorney's signature is not sufficient), and (iv) the words "Request for Exclusion," a comparable statement that the individual does not wish to participate in the Settlement, or some other clear manifestation of the intent to opt-out of the Settlement in the written communication. Each request for exclusion must request exclusion only for that one individual whose personal signature appears on the request. Mass or class requests to opt-out filed by third parties on behalf of a mass or class of Settlement Class Members or multiple Settlement Class Members where the opt-out has not been signed by each and every individual Settlement Class Member will not be allowed.

10. Settlement Class Members may object to the Settlement or Fee and Expense Application by submitting written objections to the Court no later than the Objection Deadline, as determined by the Settlement Agreement. A written objection must include: (i) the name of the proceedings; (ii) the Settlement Class Member's full name, current mailing address, telephone number, and email address (if any); (iii) documentation sufficient to establish membership in the Settlement Class, such as a copy of the Long Form Notice or Short Form Notice the objector received; (iv) a statement of the specific grounds for the objection, as well as any documents supporting the objection and a description of whether the objection applies only to the Settlement Class Member, a subset of the Settlement Class, or the entire Settlement Class; (v) the identity of any attorneys representing the objector (if any), as well as a description of the attorney's background and prior experience, the amount of anticipated fees and method of calculation, the attorney's hourly rate, and the number of hours spent working; (vi) a statement regarding whether the Settlement Class Member (or his/her attorney) intends to appear at the Final Approval Hearing; (vii) a list of all persons who will be called to testify at the approval hearing in support of the objection (if any); (viii) a description and/or copies of evidence that may be introduced at the approval hearing; (ix) a list of proceedings in which the Settlement Class Member has submitted an objection during the past five years; and (x) the signature of the Settlement Class Member (an attorney's signature is not sufficient).

11. A Final Approval Hearing shall be held on June 23rd, 2026 at 9:20 a.m., 202 , at [INSERT ADDRESS AND COURTROOM] [or via telephone or videoconference], where the Court will determine, among other things, whether: (a) this Litigation should be finally certified as a class action for settlement purposes pursuant to TEX. R. CIV. P. 42(a) and (b)(3); (b) the Settlement should be approved as fair, reasonable, and adequate, and finally approved pursuant

to TEX. R. CIV. P. 42(e); (c) this Litigation should be dismissed with prejudice pursuant to the terms of the Settlement Agreement; (d) Settlement Class Members (who have not timely and validly excluded themselves from the Settlement) should be bound by the releases set forth in the Settlement Agreement; (e) Class Counsel's Fee and Expense Application should be approved pursuant to TEX. R. CIV. P. 42(i); and (f) the application of the Class Representatives for a Service Award should be approved

12. Except as necessary to effectuate this Order, this matter and any deadlines set by the Court in this matter are stayed and suspended pending the Final Approval Hearing and issuance of the Final Approval Order and Judgment, or until further order of this Court.

It is SO ORDERED.

Entered this the ____ day of _____, 2026.

Signed:
5/19/2026
8:29 AM



/s/

HON. _____
DISTRICT JUDGE