

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

DANIELA ZAMOR, AVA HOFFMAN, and
SHANTE PIERRO, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

FITON INC.,

Defendant.

Index No. 542301/2025

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

Mot. Seq. 001

1. Based on the unopposed submissions by the Plaintiffs, the Court hereby grants preliminary approval of the Settlement reached between the parties as set forth in their Class Action Settlement Agreement and Release fully executed February 12, 2026 (the "Settlement Agreement").
2. The Court provisionally and conditionally certifies the requested Settlement Class under Article 9 of the CLPR for settlement purposes only.
3. The Court appoints Bursor & Fisher P.A. as Class Counsel, and appoints Daniela Zamor, Ava Hoffman, and Shante Pierro, as Class Representatives.
4. The Court appoints Simpluris to serve as Settlement Administrator in accordance with the terms of the Settlement Agreement.
5. The Court approves as reasonable, fair, and adequate the proposed Notice, Claim Form, plan for noticing the Settlement Class, plan for administering the Notice program, including administration of claims, objections, and requests for exclusion, and directs settlement notice and administration be conducted consistent with the terms of the Settlement Agreement.

6. The Court approves the deadlines set forth in the Settlement Agreement for individuals in the Settlement Class to submit Claims Forms, objections, or requests for exclusion from the Settlement Agreement.

7. Plaintiffs shall file a motion for final approval of the Settlement Agreement pursuant to the deadline set forth below and the Final Approval Hearing will be heard on October 6, 2026 ^{@ 11:00 a.m.}. The Court retains discretion to issue a Final Judgment on Plaintiffs' motion for final Approval of the Settlement Agreement based solely on the motion papers in the event no objections are filed.

8. All persons in the Settlement Class shall be bound by all decisions in this Action pertaining to the Settlement, including, but not limited to the release of the Released Claims, whether favorable or unfavorable, except those persons who timely and validly request exclusion from the Settlement Class. The persons and entities who timely and validly request exclusion from the Settlement Class will be excluded from the Settlement Class and shall not have rights under the Settlement Agreement, shall not be entitled to submit Claim Forms, and shall not be bound by the Settlement Agreement or any Final Judgment as to Defendant.

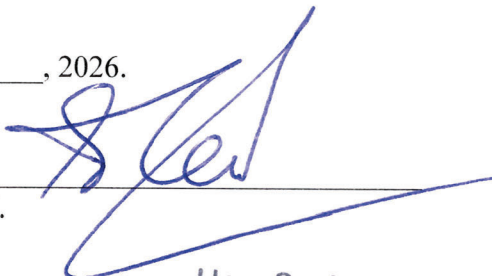
9. The Court approves the below deadlines in the Settlement Agreement and orders those deadlines correspond with the dates set forth below:

SUMMARY OF RELEVANT DEADLINES

EVENT	PROPOSED DEADLINE	DATE ORDERED BY COURT
Deadline to Provide Settlement Administrator with Class List	14 Days After Preliminary Approval Order	6/12/26
Notice Date	30 Days After Preliminary Approval Order	6/30/26
Motion for Attorneys' Fees	45 Days After Notice Date	7/14/26 8/14/26
Claims Deadline	60 Days After Notice Date	7/30/26 8/31/26

EVENT	PROPOSED DEADLINE	DATE ORDERED BY COURT
Objection/Exclusion Deadline	60 Days After Notice Date	9/14/26 8/31/26
Motion for Final Approval	75 Days After Notice Date	9/14/26
Final Approval Hearing	90 Days After Notice Date	10/6/26 @ 11 a.m.
Cash Payments Sent to Settlement Class Members	45 Days After Effective Date	

It is so ORDERED this 28th day of May, 2026.

HON. 
 Hon. Saul Stein
 Justice of the Supreme Court-NY