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13 *Class Counsel*

14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)**

16 *IN RE: POST MEDS, INC. DATA*  
17 *BREACH LITIGATION*

Case No. 4:23-cv-05710-HSG

Hon. Haywood S. Gilliam, Jr.

18 This Documents Relates To:  
19 All Actions

**POST-DISTRIBUTION ACCOUNTING**  
**REPORT**

Date: None  
Time: None  
Courtroom: N/A

Pursuant to the Court's Final Approval Order (Doc. 116), Plaintiffs submit the following post-distribution accounting report. This is an interim post-distribution accounting, as not all settlement funds have been distributed.

Total Settlement Fund	\$7,500,000.00
Number of Class Members	1,978,556
Number of Class Members to whom notice was sent and not returned as undeliverable	1,957,538
Number of Claim Forms submitted	48,198 (comprised of 46,845 claims for cash payments and 1,353 credit monitoring claims)
Percentage of Claim Forms submitted	2.46%
Number of opt-outs	36
Percentage of opt-outs	0.0018%
Number of objections	0
Percentage of objections	0.0%
Average recovery per Claimant	\$107.66
Median recovery per Class Member	\$107.30
Largest amount paid to a Class Member	\$4,107.30
Smallest amount paid to a Class Member	\$107.30
Methods of notice to Class Members and percentage of success	<p>93.8% of the Settlement Class received initial email notice (1,857,598 Email Notices), with a success rate of 80.4% (1,493,532 Email Notices delivered).</p> <p>6.1% of the Class received initial Direct U.S. Mail Notice (120,786 Postcard Notices).</p> <p>Direct mail Postcard Notices were also mailed to those 364,066 persons for whom Email Notice was not successful.</p> <p>After all remailings, an Email Notice and/or Postcard Notice was delivered to 1,957,538 of</p>

1		the 1,978,556 unique, identified Settlement Class Members. This means the individual notice efforts reached approximately 98.9% of the identified Settlement Class.
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4		Notice was also provided via the Settlement Website. As of May 28, 2025, 105,782 unique visitor sessions to the Settlement Website, and 277,447 web pages were presented/viewed.
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6		
7	Total amount available for distribution to Class Members	\$5,038,065.62
8		
9	Methods of payment to Class Members and percentage of success of methods	Digital e-payments  Paper checks  Out of 46,845 payments, 2,820 payments remain outstanding, for an overall success rate of 93.98%
10		
11		
12		
13	Number of checks not cashed	1,660
14		
15	Total value of checks not cashed	\$178,118.00
16		
17	Number of digital disbursements not negotiated	1,160
18		
19	Total value of digital disbursements not negotiated	\$124,468.00
20		
21	Amount of settlement funds claimed by Class Members (not including the cost of the credit monitoring claimed)	\$5,038,065.62
22		
23	Amount of settlement funds distributed to Class Members	\$4,740,513.72
24		
25	Amounts distributed to cy pres	None at this time
26		
27	Administrative costs	\$481,171.63 through December 11, 2025
28		
	Attorneys' fees awarded	\$1,875,000.00 (25% of the Settlement Fund)
	Attorneys' fees paid to date	\$1,687,500.00 (90% of the Fee Award)
	Attorneys' expenses awarded and paid	\$46,746.40

1	Service Awards awarded and paid	\$36,000 (0.48% of the Settlement Fund)
2	Attorneys' fees measured by percentage of the Settlement Fund	25%
3		
4	Plaintiffs' counsel's final lodestar total	\$1,043,576.03 (through date of Motion for Attorneys' Fees, filed on March 28, 2025 (Doc. 109) – additional time was accrued to prepare the Motion for Final Approval (Doc. 112) and hearing and continues to be accrued through the distribution process)
5		
6		
7		
8	Lodestar multiplier	1.796
9		

10 In support of the foregoing, Plaintiffs also submit the supporting declaration of Scott DiCarlo  
 11 of Epiq Class Action & Claims Solutions, Inc. Regarding Settlement Fund Distribution, attached as  
 12 **Exhibit A** to this report. Plaintiffs also refer the Court to the previously filed Declaration of Cameron  
 13 R. Azari, Esq. of Epiq Class Action & Claims Solutions, Inc. Regarding Implementation and  
 14 Adequacy of Notice Plan (Doc. 112-2).

15 Since the Court entered its Order Granting Final Approval of the Settlement and Award of  
 16 Attorneys' Fees on June 17, 2025 (Doc. 116), there have been no significant or recurring concerns  
 17 communicated by Class Members to the Settlement Administrator or Class Counsel.

18 Class Counsel continues to work to distribute all funds to Class Members. The only remaining  
 19 issues are routine check re-issues, including the decision to issue paper checks to the 1,160 persons  
 20 who did not negotiate their digital payments. Currently the latest stale date of the re-issued checks is  
 21 February 22, 2026. There are no other issues to resolve.

22 Class Counsel respectfully requests that the Court authorize the release of the remaining 10%  
 23 of the attorneys' fees at this time. A proposed order is submitted herewith.

24 Dated: December 16, 2025

25 /s/ Gary M. Klinger  
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*/s/ James J. Pizzirusso*  
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*Class Counsel*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on December 16, 2025, the foregoing document was filed via the Court’s ECF system, which will cause a true and correct copy of the same to be served electronically on all ECF-registered counsel of record.

/s/ Gary M. Klinger  
Gary M. Klinger

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