

# **EXHIBIT B**

1 ROBBINS GELLER RUDMAN  
 & DOWD LLP  
 2 SHAWN A. WILLIAMS (213113)  
 DANIEL J. PFEFFERBAUM (248631)  
 3 KENNETH J. BLACK (291871)  
 HADIYA K. DESHMUKH (328118)  
 4 JACOB G. GELMAN (344819)  
 Post Montgomery Center  
 5 One Montgomery Street, Suite 1800  
 San Francisco, CA 94104  
 6 Telephone: 415/288-4545  
 415/288-4534 (fax)  
 7 shawnw@rgrdlaw.com  
 dpfefferbaum@rgrdlaw.com  
 8 kennyb@rgrdlaw.com  
 hdeshmukh@rgrdlaw.com  
 9 jgelman@rgrdlaw.com  
 – and –

10 MARK SOLOMON (151949)  
 ELLEN GUSIKOFF STEWART (144892)  
 11 JASON A. FORGE (181542)  
 655 West Broadway, Suite 1900  
 12 San Diego, CA 92101  
 Telephone: 619/231-1058  
 13 619/231-7423 (fax)  
 marks@rgrdlaw.com  
 14 elleng@rgrdlaw.com  
 jforge@rgrdlaw.com

16 Lead Counsel for Lead Plaintiff

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA  
 19 OAKLAND DIVISION

20	In re APPLE INC. SECURITIES	)	Case No. 4:19-cv-02033-YGR
	LITIGATION	)	
21	_____	)	<u>CLASS ACTION</u>
		)	
22	This Document Relates To:	)	DECLARATION OF ROSS D. MURRAY
		)	REGARDING NOTICE DISSEMINATION,
23	ALL ACTIONS.	)	PUBLICATION, AND REQUESTS FOR
	_____	)	EXCLUSION RECEIVED TO DATE
24			

25 DATE: September 17, 2024  
 26 TIME: 2:00 p.m.  
 JUDGE: Honorable Yvonne Gonzalez Rogers  
 27 CTRM: 1, 4th Floor  
 28

1 I, ROSS D. MURRAY, declare and state as follows:

2 1. I am employed as a Vice President of Securities by Gilardi & Co. LLC (“Gilardi”),  
3 located at 1 McInnis Parkway, Suite 250, San Rafael, California. The following statements are  
4 based on my personal knowledge and information provided to me by others and if called to testify  
5 I could and would do so competently.

6 2. Pursuant to this Court’s June 3, 2024 Order Granting Preliminary Approval of  
7 Settlement and Setting Deadlines for Notice, Objection, Exclusion, and Final Fairness Hearing  
8 (“Notice Order”) (ECF 435), Gilardi was appointed to act as the Settlement Administrator in  
9 connection with the proposed Settlement of the above-captioned action (the “Action”).<sup>1</sup> I oversaw  
10 the notice services that Gilardi provided in accordance with the Notice Order.

11 3. I submit this declaration in order to provide the Court and the parties to the Action  
12 with information regarding: (i) mailing and emailing of the Court-approved Summary Notice of  
13 Proposed Settlement of Class Action (the “Summary Notice”) (attached hereto as Exhibit A) and,  
14 if requested by potential Class Members, mailing of the Class Action Settlement Notice (the  
15 “Notice”) and Proof of Claim and Release form (the “Proof of Claim”) (collectively, the “Claim  
16 Package,” attached hereto as Exhibit B); (ii) publication of the Summary Notice; (iii) establishment  
17 of the website and toll-free telephone number dedicated to this Settlement; and (iv) the number of  
18 requests for exclusion from the Class received to date by Gilardi.

19 **DISSEMINATION OF NOTICE**

20 4. Pursuant to the Notice Order, Gilardi is responsible for disseminating notice to  
21 potential Class Members. The Class consists of all Persons that purchased or otherwise acquired  
22 the publicly traded securities of Apple Inc., including purchasers of Apple Inc. call options and  
23 sellers of Apple Inc. put options, during the period from November 2, 2018, through January 2,  
24 2019, inclusive, and who suffered damages by Defendants’ alleged violations of §§10(b) and 20(a)  
25 of the Exchange Act. Excluded from the Class are: (i) Apple and the Individual Defendants; (ii)

26 \_\_\_\_\_  
27 <sup>1</sup> Any capitalized terms used that are not otherwise defined herein shall have the meanings ascribed to them  
28 in the Amended Stipulation of Settlement dated May 21, 2024 (the “Stipulation”) (ECF 433-2), which is  
available on the website established for the Settlement at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

1 members of the families of each Individual Defendant; (iii) officers and directors of Apple; and  
2 (iv) the legal representatives, heirs, successors, or assigns of any such excluded party. Also  
3 excluded from the Class is any Person who timely and validly seeks exclusion from the Class.

4 5. Gilardi received a file via email from Apple’s transfer agent, which contained the  
5 names, addresses, and, where available, email addresses, of potential Class Members. The list was  
6 reviewed to identify and eliminate duplicate entries and incomplete data, resulting in a usable  
7 mailing list of 17,802 unique names and addresses, and 5,115 email addresses. Gilardi had the  
8 unique name and address data printed on to Summary Notices, posted the Summary Notices for  
9 First-Class Mail, postage prepaid, and delivered 17,802 Summary Notices on June 26, 2024, to the  
10 United States Post Office for mailing. On June 27, 2024, Gilardi emailed 5,115 Summary Notices  
11 to potential Class Members with valid email addresses.

12 6. On June 26, 2024, as part of its normal mailing procedures, Gilardi mailed, by First-  
13 Class Mail, Summary Notices and cover letters to 282 brokerages, custodial banks, and other  
14 institutions (“Nominee Holders”) that hold securities in “street name” as nominees for the benefit  
15 of their customers who are the beneficial owners of the securities. The Nominee Holders also  
16 include a group of filers/institutions who have requested notification of every securities case.  
17 These Nominee Holders are included in a proprietary database created and maintained by Gilardi.  
18 In Gilardi’s experience, the Nominee Holders included in this proprietary database represent a  
19 significant majority of the beneficial holders of securities. The cover letter accompanying the  
20 Summary Notices advised the Nominee Holders of the proposed Settlement and requested their  
21 cooperation in forwarding the Summary Notices to potential Class Members. In the more than  
22 four decades that Gilardi has been providing notice and claims administration services in securities  
23 class actions, Gilardi has found the majority of potential class members hold their securities in  
24 street name and are notified through the Nominee Holders. Gilardi also mailed Summary Notices  
25 and cover letters to the 4,421 institutions included on the U.S. Securities and Exchange  
26 Commission’s (“SEC”) list of active brokers and dealers at the time of mailing. A sample of the  
27 cover letter mailed to Nominee Holders and the institutions included on the SEC’s list of active  
28 brokers and dealers is attached hereto as Exhibit C.

1           7.       On June 26, 2024, Gilardi also delivered electronic copies of the Summary Notice  
2 to 326 registered electronic filers who are qualified to submit electronic claims. These filers are  
3 primarily institutions and third-party filers who typically file numerous claims on behalf of  
4 beneficial owners for whom they act as trustees or fiduciaries.

5           8.       As part of the notice program for this Settlement, on June 26, 2024, Gilardi also  
6 delivered electronic copies of the Claim Package and Summary Notice via email to be published  
7 by the Depository Trust Company (“DTC”) on the DTC Legal Notice System (“LENS”). LENS  
8 enables the participating bank and broker nominees to review the Claim Package and Summary  
9 Notice and contact Gilardi for copies of the Summary Notice for their beneficial holders.

10          9.       As of July 12, 2024, Gilardi has mailed or emailed a total of 27,946 Summary  
11 Notices to potential Class Members and nominees.

12                                   **PUBLICATION OF THE SUMMARY NOTICE**

13          10.       In accordance with the Notice Order, on July 3, 2024, Gilardi caused the Summary  
14 Notice to be published in *The Wall Street Journal* and to be transmitted over *Business Wire*, as  
15 shown in the confirmations of publication attached hereto as Exhibit D.

16                                   **TELEPHONE HELPLINE AND WEBSITE**

17          11.       On June 26, 2024, Gilardi established and continues to maintain a case-specific,  
18 toll-free telephone helpline, 1-888-735-2348, to accommodate potential Class Member inquiries.  
19 The toll-free number was set forth in the Notice and on the case website. Gilardi has been and will  
20 continue to promptly respond to all inquiries to the toll-free telephone helpline.

21          12.       On June 26, 2024, Gilardi established and continues to maintain a website dedicated  
22 to this Settlement ([www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com)) to provide additional information  
23 to Class Members and to provide answers to frequently asked questions. The web address was set  
24 forth in the Summary Notice, Notice, and Proof of Claim. The website includes information  
25 regarding the Action and the Settlement, including the objection and claim filing deadlines, and  
26 the date and time of the Court’s Settlement Hearing. Copies of the Notice, Proof of Claim,  
27 Stipulation, and Notice Order are posted on the website and are available for downloading.  
28 Additionally, the papers in support of final approval of the Settlement and award of attorneys’ fees  
DECLARATION OF ROSS D. MURRAY REGARDING NOTICE DISSEMINATION, PUBLICATION,  
AND REQUESTS FOR EXCLUSION RECEIVED TO DATE - 4:19-cv-02033-YGR

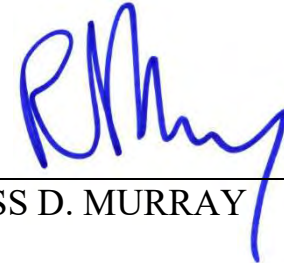
1 and expenses will be posted on the website once they are filed. Class Members can also complete  
2 and submit a Proof of Claim through the website.

3 **REQUESTS FOR EXCLUSION RECEIVED TO DATE**

4 13. The Notice informs potential Class Members that written requests for exclusion  
5 from the Class must be mailed to *2019 Apple Securities Settlement*, c/o Gilardi & Co. LLC, ATTN:  
6 EXCLUSIONS, P.O. Box 5100, Larkspur, CA 94977-5100, such that they are received no later  
7 than August 18, 2024.

8 14. The Notice also sets forth the information that must be included in each request for  
9 exclusion. Gilardi has monitored and will continue to monitor all mail delivered to this address.  
10 As of the date of this declaration, Gilardi has not received any requests for exclusion.

11 I declare under penalty of perjury that the foregoing is true and correct and that this  
12 declaration was executed this 12th day of July, 2024, at San Rafael, California.

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ROSS D. MURRAY

# EXHIBIT A

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re APPLE INC. SECURITIES LITIGATION	)	Case No. 4:19-cv-02033-YGR
	)	
<u>This Document Relates To:</u>	)	<u>CLASS ACTION</u>
ALL ACTIONS.	)	
	)	

**SUMMARY NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION**

**TO: ALL PERSONS WHO PURCHASED OR OTHERWISE ACQUIRED THE PUBLICLY TRADED SECURITIES OF APPLE INC. (“APPLE”), INCLUDING PURCHASERS OF APPLE CALL OPTIONS AND SELLERS OF APPLE PUT OPTIONS, DURING THE PERIOD FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, AND WHO SUFFERED DAMAGES BY DEFENDANTS’ ALLEGED VIOLATIONS OF SECTIONS 10(b) AND 20(a) OF THE SECURITIES EXCHANGE ACT OF 1934 (“CLASS” OR “CLASS MEMBERS”)**

**THIS NOTICE WAS AUTHORIZED BY THE COURT. IT IS NOT A LAWYER SOLICITATION. PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY.**

YOU ARE HEREBY NOTIFIED that a hearing will be held on September 17, 2024, at 2:00 p.m., before the Honorable Yvonne Gonzalez Rogers at the United States District Court, Northern District of California, Ronald V. Dellums Federal Building & U.S. Courthouse, Courtroom 1 – 4th Floor, 1301 Clay Street, Oakland, CA 94612, to determine whether: (1) the proposed settlement (the “Settlement”) of the above-captioned action as set forth in the Amended Stipulation of Settlement (“Stipulation”)<sup>1</sup> for \$490 million in cash should be approved by the Court as fair, reasonable, and adequate; (2) the Judgment as provided under the Stipulation should be entered dismissing the Action with prejudice; (3) to award Lead Counsel attorneys’ fees and expenses out of the Settlement Fund (as defined in the Class Action Settlement Notice (“Notice”), which is discussed below) and to award Representative Parties for their time and expenses pursuant to 15 U.S.C. §78u-4(a)(4), and, if so, in what amount, and (4) the Plan of Allocation should be approved by the Court as fair, reasonable, and adequate.

IF YOU PURCHASED OR OTHERWISE ACQUIRED APPLE PUBLICLY TRADED SECURITIES FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, YOUR RIGHTS MAY BE AFFECTED BY THE SETTLEMENT OF THIS ACTION.

To share in the distribution of the Net Settlement Fund, you must establish your rights by submitting a Proof of Claim and Release form (“Proof of Claim”) by mail (**received no later than October 4, 2024**) or electronically (**no later than October 4, 2024**). Your failure to submit your Proof of Claim by October 4, 2024, will subject your claim to rejection and preclude you from receiving any of the recovery in connection with the Settlement of this Action.<sup>2</sup> If you purchased, or otherwise acquired, Apple publicly traded common stock or call options on Apple common stock, or sold put options on Apple stock during the period from November 2, 2018, through January 2, 2019, inclusive, and do not request exclusion from the Class, you will be bound by the Settlement and any judgment and release entered in the Action, including, but not limited to, the Judgment, whether or not you submit a Proof of Claim.

You may review the Notice, which more completely describes the Settlement and your rights thereunder (including your right to object to the Settlement), access the Proof of Claim, and find the Stipulation (which, among other things, contains definitions for the defined terms used in this Summary Notice) and other Settlement documents, online at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com), or by writing to:

*2019 Apple Securities Settlement*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 301135  
Los Angeles, CA 90030-1135

Inquiries should NOT be directed to Defendants, the Court, or the Clerk of the Court.

Inquiries, other than requests for the Notice or for a Proof of Claim, may be made to Lead Counsel:

**ROBBINS GELLER RUDMAN & DOWD LLP**  
Ellen Gusikoff Stewart  
655 West Broadway, Suite 1900, San Diego, CA 92101  
Telephone: 1-800-449-4900  
[settlementinfo@rgrdlaw.com](mailto:settlementinfo@rgrdlaw.com)

<sup>1</sup> The Stipulation can be viewed and/or obtained at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

<sup>2</sup> Proof of Claim forms that are legibly postmarked no later than October 4, 2024 will be treated as received on the postmark date. Please be advised that the U.S. Postal Service may not postmark mail which is not presented in person.



IF YOU DESIRE TO BE EXCLUDED FROM THE CLASS, YOU MUST SUBMIT A REQUEST FOR EXCLUSION SUCH THAT IT IS **RECEIVED BY AUGUST 18, 2024**, IN THE MANNER AND FORM EXPLAINED IN THE NOTICE. ALL CLASS MEMBERS WILL BE BOUND BY THE SETTLEMENT EVEN IF THEY DO NOT SUBMIT A TIMELY PROOF OF CLAIM.

IF YOU ARE A CLASS MEMBER, YOU HAVE THE RIGHT TO OBJECT TO THE SETTLEMENT, THE PLAN OF ALLOCATION, THE REQUEST BY LEAD COUNSEL FOR AN AWARD OF ATTORNEYS' FEES NOT TO EXCEED 25% OF THE SETTLEMENT AMOUNT AND EXPENSES NOT TO EXCEED \$3,000,000, PLUS INTEREST EARNED THEREON AND AN AWARD TO REPRESENTATIVE PARTIES NOT TO EXCEED \$73,000 IN THE AGGREGATE PURSUANT TO 15 U.S.C. §78u-4(a)(4). ANY OBJECTIONS MUST BE FILED WITH THE COURT **BY AUGUST 18, 2024**, IN THE MANNER AND FORM EXPLAINED IN THE NOTICE.

DATED: JUNE 3, 2024

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

*2019 Apple Securities Settlement*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 301135  
Los Angeles, CA 90030-1135

**IMPORTANT LEGAL DOCUMENTS ENCLOSED.**

**APSL**

## **EXHIBIT B**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re APPLE INC. SECURITIES LITIGATION	)	Case No. 4:19-cv-02033-YGR
This Document Relates To:	)	
ALL ACTIONS.	)	<u>CLASS ACTION</u>
	)	

**CLASS ACTION SETTLEMENT NOTICE**

- Did you buy Apple stock or call options or sell Apple put options?
- There is a settlement of \$490 million. You might be entitled to money.
- Read this Notice and comply with the deadlines.
- If you do nothing, you will be bound by the terms of the Settlement.

<b>Stock and Securities Transactions at Issue</b>	Purchasers of Apple common stock, call options on Apple common stock and sellers of put options on Apple common stock
<b>Time Period Covered by this Lawsuit</b>	November 2, 2018, through January 2, 2019, inclusive
<b>Settlement Amount</b>	\$490 million
<b>Lawyers for Plaintiffs</b>	Robbins Geller Rudman & Dowd LLP
<b>Requested Attorneys' Fees</b>	25% of the Settlement Fund
<b>Requested Litigation Expenses</b>	No more than \$3,000,000
<b>Deadline to File Claim for Settlement Funds</b>	October 4, 2024
<b>Deadline to Exclude Yourself From the Settlement</b>	August 18, 2024
<b>Deadline to File Objections to the Terms of the Settlement</b>	August 18, 2024
<b>Court Hearing on Fairness of the Settlement</b>	September 17, 2024, at 2:00 p.m.
<b>Who to Contact with Questions</b>	Claims Administrator
<b>Claims Administrator</b>	Gilardi & Co. LLC 1-888-735-2348
<b>Website with Settlement Data and Court Documents</b>	<a href="http://www.2019AppleSecuritiesSettlement.com">www.2019AppleSecuritiesSettlement.com</a>

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PLAN OF ALLOCATION OF NET SETTLEMENT FUND AMONG CLASS MEMBERS ..... 10

SPECIAL NOTICE TO SECURITIES BROKERS AND OTHER NOMINEES ..... 14

**TO: ALL PERSONS THAT PURCHASED OR OTHERWISE ACQUIRED THE PUBLICLY TRADED SECURITIES OF APPLE INC. (“APPLE”), INCLUDING PURCHASERS OF APPLE CALL OPTIONS AND SELLERS OF APPLE PUT OPTIONS, DURING THE PERIOD FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, AND WHO SUFFERED DAMAGES BY DEFENDANTS’ ALLEGED VIOLATIONS OF §§10(b) AND 20(a) OF THE SECURITIES EXCHANGE ACT OF 1934, AND ARE NOT OTHERWISE EXCLUDED FROM THE CLASS (THE “CLASS”)**

PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY. YOUR RIGHTS MAY BE AFFECTED BY PROCEEDINGS IN THIS ACTION. PLEASE NOTE THAT IF YOU ARE A CLASS MEMBER, YOU MAY BE ENTITLED TO SHARE IN THE PROCEEDS OF THE SETTLEMENT DESCRIBED IN THIS NOTICE. TO CLAIM YOUR SHARE OF THE SETTLEMENT PROCEEDS, YOU MUST SUBMIT A VALID PROOF OF CLAIM AND RELEASE FORM (“PROOF OF CLAIM”) **RECEIVED OR SUBMITTED ONLINE ON OR BEFORE OCTOBER 4, 2024.**<sup>1</sup>

This Class Action Settlement Notice (“Notice”) has been provided to you 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 (the “Court”). The purpose of this Notice is to inform you of the pendency of this class action (the “Action”) between Lead Plaintiff and Defendants Apple, Timothy D. Cook, and Luca Maestri and the proposed \$490 million settlement reached therein (the “Settlement”) and of the hearing to be held by the Court to consider the fairness, reasonableness, and adequacy of the Settlement as

<sup>1</sup> Claims, requests for exclusion, objections, and other correspondence that are legibly postmarked will be treated as received on the postmark date. Please be advised that the U.S. Postal Service may not postmark mail which is not presented in person.

well as counsel's application for fees and expenses. This Notice describes what steps you may take in relation to the Settlement and this class action.<sup>2</sup>

This Notice is not intended to be, and should not be construed as, an expression of any opinion by the Court with respect to the truth of the allegations in the Action as to any of the Defendants or the merits of the claims or defenses asserted by or against the Defendants. This Notice is solely to advise you of the pendency and proposed Settlement of the Action and of your rights in connection therewith.

<b>YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT</b>	
<b>SUBMIT A PROOF OF CLAIM FORM</b>	The only way to be eligible to receive a payment from the Settlement. <b>Proof of Claim forms must be received or submitted online on or before October 4, 2024.</b>
<b>EXCLUDE YOURSELF</b>	Get no payment. This is the only option that <i>potentially</i> allows you to ever be part of any other lawsuit against the Defendants or any other Released Defendant Parties about the legal claims being resolved by this Settlement. Should you elect to exclude yourself from the Class you should understand that Defendants and the other Released Defendant Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert, including, without limitation, the defense that any such claims are untimely under applicable statutes of limitations and statutes of repose. <b>Exclusions must be received by the Claims Administrator on or before August 18, 2024.</b>
<b>OBJECT</b>	Write to the Court about why you do not like the Settlement, the Plan of Allocation, and/or the request for attorneys' fees and expenses. You will still be a member of the Class. <b>Objections must be filed with the Court on or before August 18, 2024. If you submit a written objection, you may (but do not have to) attend the hearing.</b>
<b>GO TO THE HEARING ON SEPTEMBER 17, 2024</b>	Ask to speak in Court about the fairness of the Settlement. <b>Requests to speak must be filed with the Court and counsel on or before August 18, 2024.</b>
<b>DO NOTHING</b>	Receive no payment. You will, however, still be a member of the Class, which means that you give up your right to ever be part of any other lawsuit against the Defendants or any other Released Defendant Parties about the legal claims being resolved by this Settlement and you will be bound by any judgments or orders entered by the Court in the Action.

### SUMMARY OF THIS NOTICE

#### Statement of Class Recovery

Pursuant to the Settlement described herein, a \$490 million settlement fund has been established. Based on Lead Plaintiff's estimate of the number of Apple shares eligible to recover under the Settlement, the average distribution per common share under the Plan of Allocation is approximately \$1.33 and the average distribution per underlying share with respect to a damaged options contract is approximately \$0.11 before deduction of any taxes on the income earned on the Settlement Amount thereof, notice and administration costs, and the attorneys' fees and expenses as determined by the Court. **Class Members should note, however, that these are only estimates.** A Class Member's actual recovery will be a proportion of the Net Settlement Fund determined by that Claimant's allowed claim amount as compared to the total allowed claims of all Class Members who submit acceptable Proofs of Claim. An individual Class Member may receive more or less than these estimated average amounts. See Plan of Allocation set forth and discussed at pages 10-14 below for more information on the calculation of your claim.

#### Statement of Potential Outcome of Case

The Parties disagree on both liability and damages and do not agree on the amount of damages that would be recoverable if the Class prevailed on each claim alleged. Defendants deny that they are liable to the Class and deny that the Class has suffered any damages. The issues on which the Parties disagree are many, but include: (1) whether Defendants engaged in conduct that would give rise to any liability to the Class under the federal securities laws, or any other laws; (2) whether Defendants have valid defenses to any such claims of liability; (3) the appropriate economic model for determining the amount by which the prices of Apple securities were allegedly distorted (if at all) during the Class Period; (4) the amount, if any, by which the prices of Apple securities were allegedly distorted (if at all) during the Class Period; (5) the effect of various market forces on the prices of Apple securities at various times during the Class Period; (6) the extent to which external factors influenced the prices of Apple securities at various times during the Class Period; (7) the extent to which the various matters that Lead Plaintiff alleged were materially false or misleading influenced (if at all) the prices of Apple securities at various times during the Class Period; and (8) the extent to which the various allegedly adverse material facts that Lead Plaintiff alleged were omitted influenced (if at all) the prices of Apple securities at various times during the Class Period.

<sup>2</sup> All capitalized terms used in this Notice that are not otherwise defined herein shall have the meanings provided in the Amended Stipulation of Settlement dated May 21, 2024 (the "Settlement Agreement" or "Stipulation"), which is available on the website [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

## Statement of Attorneys' Fees and Expenses Sought

Since the Action's inception, Lead Counsel has expended considerable time and effort in the prosecution of this Action on a wholly contingent basis and has advanced the expenses of the Action in the expectation that if it was successful in obtaining a recovery for the Class, it would be paid from such recovery. Lead Counsel will apply to the Court for an award of attorneys' fees not to exceed twenty-five percent (25%) of the Settlement Amount, plus expenses not to exceed \$3 million, plus interest earned thereon. In addition, one or more of the Representative Parties may request an award in connection with their representation of the Class. If the amounts requested are approved by the Court, the average cost per Apple common share will be approximately \$0.35 and average cost per underlying share with respect to a damaged option contract will be approximately \$0.03.

## Further Information

For further information regarding the Action, this Notice, or to review the Stipulation, please contact the Claims Administrator toll-free at 1-888-735-2348 or visit the website [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

You may also contact a representative of counsel for the Class: Greg Wood, c/o Shareholder Relations, Robbins Geller Rudman & Dowd LLP, 655 West Broadway, Suite 1900, San Diego, CA 92101, 1-800-449-4900, [settlementinfo@rgrdlaw.com](mailto:settlementinfo@rgrdlaw.com).

**Please Do Not Call the Court or Defendants with Questions About the Settlement.**

## Reasons for the Settlement

Lead Plaintiff's principal reason for entering into the Settlement is the substantial benefit to the Class now, without further risk or the delays inherent in continuation of the Action. The cash benefit under the Settlement must be considered against the significant risk that a smaller recovery—or, indeed, no recovery at all—might be achieved after contested motions, trial, and likely appeals, a process that could last several years into the future. For the Defendants, who have denied and continue to deny all allegations of liability, fault, or wrongdoing whatsoever, the principal reason for entering into the Settlement is to eliminate the uncertainty, risk, costs, and burdens inherent in any legal action, especially in complex cases such as this Action. Defendants have concluded that after four years of litigation, further litigation of this Action will be protracted, overly burdensome, expensive, and distracting.

## BASIC INFORMATION

### 1. Why did I get this Notice package?

This Notice is being provided to you pursuant to an Order of a U.S. District Court because you or someone in your family or an investment account for which you serve as custodian may have purchased or otherwise acquired Apple common stock or call options on Apple common stock or sold put options on Apple common stock from November 2, 2018, through and including January 2, 2019 (the "Class Period").

This Notice explains the class action lawsuit, the Settlement, Class Members' legal rights in connection with the Settlement, what benefits are available, who is eligible for them, and how to get them.

The Court in charge of the Action is the United States District Court for the Northern District of California, and the case is known as *In re Apple Inc. Securities Litigation*, No. 4:19-cv-02033-YGR. The case has been assigned to the Honorable Yvonne Gonzalez Rogers. The entity representing the Class, Norfolk County Council as Administering Authority of the Norfolk Pension Fund ("Norfolk"), is the Court-appointed Lead Plaintiff. Apple and the individuals the Lead Plaintiff sued and who have now settled are called the Defendants.

### 2. What is this lawsuit about?

On April 16, 2019, the first complaint in this action was filed in the United States District Court for the Northern District of California under the caption *City of Roseville Employees' Retirement System v. Apple Inc.*, No. 4:19-cv-02033. ECF 1. On August 14, 2019, the Court appointed the Employees' Retirement System of the State of Rhode Island ("Rhode Island") as lead plaintiff. ECF 72. On October 15, 2019, Rhode Island filed a Consolidated and Amended Class Action Complaint for Violation of the Federal Securities Laws. ECF 85. On December 16, 2019, Defendants moved to dismiss that complaint. ECF 91. On June 2, 2020, the Court issued an Order granting in part and denying in part Defendants' motion to dismiss, and ordering the transition of lead plaintiff from Rhode Island to Norfolk. ECF 110. On June 19, 2020, the Court issued an order appointing Norfolk as lead plaintiff and Robbins Geller Rudman & Dowd LLP ("Robbins Geller") as lead counsel. ECF 113. On June 23, 2020, Norfolk filed its Revised Consolidated Class Action Complaint for Violation of the Federal Securities Laws (the "Complaint"). ECF 114. The Complaint alleged, *inter alia*, that on November 1, 2018, Defendants made materially false and misleading statements and omissions about demand for the newly-released iPhone and Apple's business in China, in violation of §§10(b) and 20(a) of the Securities Exchange Act of 1934. The Complaint further alleged that the false and misleading statements and omissions caused Apple stock to trade at artificially inflated prices and that, when the true facts were disclosed, Apple's stock price declined.

Defendants moved to dismiss the Complaint on July 13, 2020. ECF 118. Norfolk opposed the motion on July 27, 2020. ECF 120. On November 4, 2020, the Court issued an Order granting in part and denying in part Defendants' motion to dismiss. ECF 123.

On May 5, 2021, Norfolk filed its motion for class certification. ECF 165. On February 4, 2022, the Court issued an Order granting the motion in part, certifying a Class of purchasers or acquirers of Apple common stock, and denying (without prejudice) the motion with respect to the proposed class of Apple options investors. ECF 224. The Court appointed Norfolk as the Class Representative, and Robbins Geller as Class Counsel. On April 15, 2022, Norfolk filed a supplemental motion seeking certification of a class of options investors. ECF 239. On March 28, 2023, the Court issued an Order Modifying Class, which granted Norfolk's motion to certify call option buyers and put option sellers as part of the Class. ECF 352.

On September 9, 2022, Defendants filed a Motion for Summary Judgment and Motion to Exclude Expert Testimony. ECF 292, 293. On September 9, 2022, Lead Plaintiff filed an Omnibus Motion to Exclude Opinion Testimony of Defendants' Proposed Experts. ECF 301. On June 26, 2023, the Court issued an Order Denying Summary Judgment. ECF 369. On July 17, 2023, the Court issued an Order denying Defendants' Motion to Exclude and granting in part and denying in part Lead Plaintiff's Motion to Exclude. ECF 384.

On February 27, 2024, the Court issued an Amended Pretrial Scheduling Order setting deadlines for the parties to exchange and submit witness lists, motions *in limine*, proposed jury instructions, and other pretrial materials, as well as setting a trial date of September 9, 2024. ECF 420.

In late 2021, the Parties first engaged the services of the Hon. Layn R. Phillips (Ret.), a nationally recognized mediator, to facilitate settlement negotiations. On January 31, 2022, the Parties attended a mediation session with Judge Phillips held remotely via videoconference. The January 31, 2022 mediation session was preceded by the submission of voluminous mediation statements including exhibits. The mediation did not result in a settlement.

On May 25, 2022, the Parties attended a second mediation session with Judge Phillips, this time in person. The May 25, 2022 mediation was also preceded by the submission of supplemental mediation statements with additional exhibits and excerpts of deposition testimony by each of the Parties. Again, the Parties did not reach an agreement at that mediation and litigation continued.

Following the May 25, 2022 mediation and concurrent with the ongoing litigation, Judge Phillips continued to correspond with the Parties to explore the potential for resolution of the case. On January 10, 2024, the Parties engaged in another in-person mediation session with Judge Phillips, but again the Parties were unable to reach a settlement. On February 14, 2024, Judge Phillips issued a mediator's proposal to resolve all claims alleged in the Complaint and on March 1, 2024, the Parties accepted the mediator's proposal. The agreement to accept the mediator's proposal included, among other things, the Settling Parties' agreement to settle and release all claims that were asserted or could have been asserted in the Action in return for a cash payment of \$490,000,000 to be paid by Apple and/or its insurers on behalf of Defendants, for the benefit of the Class, subject to the negotiation of the terms of a Stipulation of Settlement and approval by the Court. The Stipulation (together with the Exhibits thereto) reflects the final and binding agreement between the Settling Parties.

### **3. Why is there a settlement?**

The Court has not decided in favor of Defendants or the Lead Plaintiff. Instead, both sides agreed to the Settlement to avoid the distraction, costs, and risks of continuing the Action, and Lead Plaintiff agreed to the Settlement in order to ensure that Class Members will receive compensation.

#### **WHO IS IN THE SETTLEMENT**

### **4. How do I know if I am a member of the Class?**

The Court directed that everyone who fits the following description is a Class Member: all Persons that purchased or otherwise acquired the publicly traded securities of Apple, including purchasers of Apple call options and sellers of Apple put options, during the period from November 2, 2018, through January 2, 2019, inclusive, and who suffered damages by Defendants' alleged violations of Sections 10(b) and 20(a) of the Securities Exchange Act of 1934, except those Persons that are excluded.

Excluded from the Class are: (i) Apple and the Individual Defendants; (ii) members of the families of each Individual Defendant; (iii) officers and directors of Apple; and (iv) the legal representatives, heirs, successors, or assigns of any such excluded party. Also excluded from the Class are those Persons who timely and validly exclude themselves therefrom by submitting a request for exclusion in accordance with the requirements set forth in question 11 below.

**Please Note:** Receipt of this Notice does not mean that you are a Class Member or that you will be entitled to receive a payment from the Settlement. If you are a Class Member and you wish to be eligible to participate in the distribution of proceeds from the Settlement, you are required to submit the Proof of Claim that is available for downloading on the Settlement website, and the required supporting documentation as set forth therein received or submitted online at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com) on or before October 4, 2024.

**5. What if I am still not sure if I am included?**

If you are still not sure whether you are included, you can ask for free help. You can contact the Claims Administrator toll-free at 1-888-735-2348, or you can fill out and return the Proof of Claim to see if you qualify.

**THE SETTLEMENT BENEFITS – WHAT YOU GET****6. What does the Settlement provide?**

The Settlement provides that, in exchange for the release of the Released Claims (defined below) and dismissal of the Action, Defendants have agreed to pay (or cause to be paid) \$490 million in cash to be distributed after taxes, tax expenses, notice and claims administration expenses, and approved fees and expenses to Class Members who send in a valid Proof of Claim form pursuant to the Court-approved Plan of Allocation. The Plan of Allocation is described in more detail at the end of this Notice.

**7. How much will my payment be?**

Your share of the Net Settlement Fund will depend on several things, including the total value of Apple securities represented by the valid Proof of Claim forms that Class Members send in, compared to the value of your claim, all as calculated under the Plan of Allocation discussed below.

**HOW YOU GET A PAYMENT – SUBMITTING A CLAIM FORM****8. How can I get a payment?**

To be eligible to receive a payment from the Settlement, you must submit a Proof of Claim form. A Proof of Claim form may be downloaded at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com). Read the instructions carefully, fill out the Proof of Claim, include all the documents the form asks for, sign it, and **mail or submit it online so that it is received no later than October 4, 2024**. The Proof of Claim form may be submitted online at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

**9. When would I get my payment?**

**The Court will hold a Settlement Hearing on September 17, 2024, at 2:00 p.m.**, to decide whether to approve the Settlement. If the Court approves the Settlement, there might be appeals. It is always uncertain whether appeals can be resolved, and if so, how long it would take to resolve them. It also takes time for all the Proofs of Claim to be processed. Please be patient.

**10. What am I giving up to get a payment or to stay in the Class?**

Unless you timely and validly exclude yourself, you are staying in the Class, and that means you cannot sue, continue to sue, or be part of any other lawsuit against Defendants or their “Related Persons” (as defined below) about the “Released Claims” (also defined below) in this case. It also means that all of the Court’s orders will apply to you and legally bind you. If you remain a Class Member, and if the Settlement is approved, you will give up all Released Claims, including “Unknown Claims” (as defined below), against the “Released Defendant Parties” (as defined below):

- “Related Persons” means each and all of a Defendant’s present and former subsidiaries, divisions, controlling persons, associates, entities, and affiliates, and each of all of their respective present and former employees, members, partners, principals, officers, directors, controlling shareholders, agents, attorneys, advisors (including financial or investment advisors), accountants, auditors, consultants, underwriters, investment bankers, commercial bankers, entities providing fairness opinions, general or limited partners or partnerships, limited liability companies, members, joint ventures, and insurers and reinsurers of each of them; as well as the predecessors, successors, immediate family members, spouses, heirs, executors, trusts, trustees, administrators, agents, legal or personal representatives, assigns, and assignees of each of them, in their capacity as such.
- “Released Claims” means any and all claims, demands, losses, rights, and causes of action of every nature and description, including both known and Unknown Claims, whether arising under federal, state, common, or foreign law, that Lead Plaintiff or any other member of the Class (i) asserted in any complaint filed in the Action, or could have asserted or could in the future assert in any court or forum that arise out of the allegations, transactions, facts, matters or occurrences, representations or omissions involved, set forth, or referred to in any complaint filed in the Action and (ii) that concern in any way, directly or indirectly, the purchase, acquisition, holding (by those who purchased or otherwise acquired Apple securities during the Class Period), sale or disposition of Apple securities during the Class Period. “Released Claims” does not include claims arising from the enforcement of the Settlement, derivative claims, or any claims of any Person that submits a request for exclusion from the Class that is accepted by the Court.



- “Released Defendants’ Claims” means any and all claims and causes of action of every nature and description, including both known and Unknown Claims (as defined below), whether arising under federal, state, common, or foreign law, or any other law, that Defendants could have asserted against any of the Released Plaintiff Parties, including Plaintiffs’ Counsel and Class Members, that arise out of the institution, prosecution, or settlement of the claims against Defendants, except for claims arising from the enforcement of the Settlement.
- “Released Defendant Party” or “Released Defendant Parties” means each and all of the Defendants, and each and all of their Related Persons.
- “Unknown Claims” means any and all Released Claims of every nature and description against the Released Defendant Parties that Lead Plaintiff or any other Class Member does not know or suspect to exist in his, her, their, or its favor at the time of the release of the Released Defendant Parties, and any and all Released Defendants’ Claims of every nature and description against the Released Plaintiff Parties that any Defendant does not know or suspect to exist in his, her, their, or its favor at the time of the release of the Released Defendants’ Claims, and including, without limitation, those that, if known by him, her, them, or it, might have affected his, her, their, or its decision to enter into this Settlement, execute the Stipulation, and agree to all the various releases set forth herein, or might have affected his, her, their, or its decision not to object to this Settlement or not exclude himself, herself, themselves, or itself from the Class. Unknown Claims include, without limitation, those claims in which some or all of the facts composing the claim may be unsuspected, undisclosed, concealed, or hidden. With respect to any and all Released Claims and Released Defendants’ Claims, the Released Parties stipulate and agree that, upon the Effective Date, Lead Plaintiff and Class Members (as regards the Released Claims) and Defendants (as regards the Released Defendants’ Claims) shall expressly waive and relinquish, and each Class Member shall be deemed to have and by operation of law and of the Judgment shall have, expressly waived and relinquished, to the fullest extent permitted by law, any and all provisions, rights, and benefits conferred by California Civil Code §1542, or any law of any state or territory of the United States, or principle of common law or of international or foreign law, which is similar, comparable, or equivalent to Cal. Civ. Code §1542, which provides:

**A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release and that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.**

The Released Parties may hereafter discover facts in addition to or different from those that he, she, they, or it now knows or believes to be true with respect to the subject matter of Released Claims or Released Defendants’ Claims, but they stipulate and agree that, upon the Effective Date of the Settlement, the Released Parties shall expressly waive and by operation of the Judgment shall have, fully, finally, and forever settled and released, any and all Released Claims or Released Defendants’ Claims, known or unknown, suspected or unsuspected, contingent or non-contingent, whether or not concealed or hidden, that now exist, or heretofore have existed, upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, conduct that is negligent, intentional, with or without malice, or a breach of fiduciary duty, law or rule, without regard to the subsequent discovery or existence of such different or additional facts. The Parties acknowledge, and each of the Class Members shall be deemed by operation of law to have acknowledged, that the foregoing waiver was separately bargained for and a key element of the Settlement.

### **EXCLUDING YOURSELF FROM THE CLASS**

If you do not want to participate in this Settlement, and you want to keep the right to potentially sue the Defendants and the other Released Defendant Parties, on your own, about the claims being released by the Settlement, then you must take steps to remove yourself from the Settlement. This is called excluding yourself—or is sometimes referred to as “opting out.” If you are requesting exclusion because you want to bring your own lawsuit based on the matters alleged in this Action, you may want to consult an attorney and discuss whether any individual claim that you may wish to pursue would be time-barred by the applicable statutes of limitation or repose.

<b>11. How do I get out of the Class and the proposed Settlement?</b>
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To exclude yourself from the Class and the Settlement, you must send a letter by First-Class Mail stating that you request exclusion from the Class in the *In re Apple Inc. Securities Litigation*, No. 4:19-cv-02033-YGR. Your letter must include the number and type of Apple publicly traded securities that you purchased, otherwise acquired, and/or sold during the Class Period, including the number of shares, dates, and prices for each such purchase, other acquisition, and sale. In addition, you must include your name, address, telephone number, and your signature. You must submit your exclusion request so that it is **received no later than August 18, 2024** to:

2019 Apple Securities Settlement  
Claims Administrator  
c/o Gilardi & Co. LLC  
ATTN: EXCLUSIONS  
P.O. Box 5100  
Larkspur, CA 94977-5100

If you ask to be excluded, you will not get any payment from the Settlement, and you cannot object to the Settlement. You will not be legally bound by anything that happens in this lawsuit, and you may be able to sue the Defendants and the other Released Defendant Parties about the Released Claims in the future.

**12. If I do not exclude myself, can I sue the Defendants and the other Released Defendant Parties for the same thing later?**

No. Unless you exclude yourself, you give up any rights you may potentially have to sue the Defendants and the other Released Defendant Parties for any and all Released Claims. If you have a pending lawsuit against the Released Defendant Parties, speak to your lawyer in that case immediately. You must exclude yourself from the Class in this Action to continue your own lawsuit. Remember, the exclusion deadline is August 18, 2024.

**13. If I exclude myself, can I get money from the proposed Settlement?**

No. If you exclude yourself, you should not send in a Proof of Claim to ask for any money. But you may have the right to potentially sue or be part of a different lawsuit against the Defendants and the other Released Defendant Parties.

**THE LAWYERS REPRESENTING YOU**

**14. Do I have a lawyer in this case?**

The Court ordered that the law firm of Robbins Geller Rudman & Dowd LLP represents the Class Members, including you. These lawyers are called Lead Counsel. If you want to be represented by your own lawyer, you may hire one at your own expense.

**15. How will the lawyers be paid?**

Lead Counsel will apply to the Court for an award of attorneys' fees not to exceed twenty-five percent (25%) of the Settlement Amount and for expenses, costs, and charges in an amount not to exceed \$3,000,000 in connection with prosecuting the Action, plus interest on such fees and expenses at the same rate as earned by the Settlement Fund. One or more Representative Parties may seek up to \$73,000 in the aggregate for their time and expenses incurred in connection with the Action pursuant to 15 U.S.C. §78u-4(a)(4). Such sums as may be approved by the Court will be paid from the Settlement Fund.

**OBJECTING TO THE SETTLEMENT**

You can tell the Court that you do not agree with the Settlement or any part of it.

**16. How do I tell the Court that I object to the proposed Settlement?**

Any Class Member who does not request exclusion may object to the Settlement, the Plan of Allocation, or Lead Counsel's request for an award of attorneys' fees and expenses. You can ask the Court to deny approval by filing an objection. You cannot ask the Court to order a different settlement; the Court can only approve or reject the Settlement. If the Court denies approval, no settlement payments will be sent out and the lawsuit will continue. If that is what you want to happen, you must object.

Any objection to the proposed Settlement must be in writing. You must include your name, address, email address, telephone number, and your signature (even if you are represented by counsel). If you file a timely written objection, you may, but are not required to, appear at the Settlement Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying the attorney. All written objections and supporting papers must: (a) clearly identify the case name and number (*In re Apple Inc. Securities Litigation*, No. 4:19-cv-02033-YGR), (b) be submitted to the Court either by mailing them to the Clerk of the Court, United States District Court for the Northern District of California, 1301 Clay Street, Oakland, CA 94612, or by filing them in person at any location of the United States District Court for the Northern District of California, and (c) be filed or received on or before August 18, 2024.

The notice of objection must include documentation establishing the objecting Person's membership in the Class, including the date(s), price(s), and number and type of Apple publicly traded securities you purchased or otherwise acquired and sold during the Class Period, and state with specificity your comments or the reasons why you object to the proposed Settlement, Plan of Allocation, and/or fee and expense application, including any legal and evidentiary support for such objection. Any objection must state whether it applies only to the objector, to a specific subset of the Class, or to the entire Class. You must also identify all other class action settlements in which you or your counsel have filed objections

in the past two years. You must also include copies of documents demonstrating all of your purchase(s), acquisitions, and/or sale(s) of Apple publicly traded securities during the Class Period.

**17. What is the difference between objecting and excluding?**

Objecting is simply telling the Court that you do not like something about the Settlement. You can object **only** if you stay in the Class.

Excluding yourself is telling the Court that you do not want to recover money from the Settlement and do not want to release any claims you think you may have against Defendants and their Related Persons. If you exclude yourself, you cannot object to the Settlement because it does not affect you.

**THE COURT'S SETTLEMENT HEARING**

The Court will hold a hearing to decide whether to approve the proposed Settlement. You may attend and you may ask to speak, but you do not have to.

**18. When and where will the Court decide whether to approve the proposed Settlement?**

The Court will hold a Settlement Hearing at **2:00 p.m., on September 17, 2024**, in the Courtroom of the Honorable Yvonne Gonzalez Rogers, at the United States District Court for the Northern District of California, Courtroom 1 – 4th Floor, 1301 Clay Street, Oakland, CA 94612. At the hearing, the Court will consider whether the Settlement and the Plan of Allocation are fair, reasonable, and adequate. If there are objections, the Court will consider them, even if you do not ask to speak at the hearing. The Court will listen to people who have asked to speak at the hearing. The Court may also decide how much Lead Counsel will be paid and how much Representative Parties will be awarded pursuant to 15 U.S.C. §78u-4(a)(4). After the Settlement Hearing, the Court will decide whether to approve the Settlement and the Plan of Allocation. We do not know how long these decisions will take. You should be aware that the Court may change the date and time of the Settlement Hearing without another notice being sent to Class Members. If you want to attend the hearing, you should check with Lead Counsel or the Settlement website, [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com), beforehand to be sure that the date and/or time has not changed.

**19. Do I have to come to the hearing?**

No. Lead Counsel will answer questions the Court may have. But, you are welcome to come at your own expense. If you send an objection, you do not have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it is not necessary. Class Members do not need to appear at the hearing or take any other action to indicate their approval of the Settlement.

**20. May I speak at the hearing?**

If you object to the Settlement, the Plan of Allocation, and/or the fee and expense application, you may ask the Court for permission to speak at the Settlement Hearing. To do so, you must include with your objection (see question 16 above) a statement saying that it is your "Notice of Intention to Appear in *In re Apple Inc. Securities Litigation*, No. 4:19-cv-02033-YGR. Persons who intend to object to the Settlement, the Plan of Allocation, and/or any awards to Lead Counsel or Representative Parties and desire to present evidence at the Settlement Hearing must include in their written objections the identity of any witnesses they may call to testify and exhibits they intend to introduce into evidence at the Settlement Hearing. Your Notice of Intention to Appear must be **filed with the Court no later than August 18, 2024**.

You cannot speak at the hearing if you exclude yourself from the Class.

**IF YOU DO NOTHING**

**21. What happens if I do nothing?**

If you do nothing, you will not receive any money from this Settlement. In addition, unless you exclude yourself, you will not be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against Defendants and their Related Persons about the Released Claims in this case.

**GETTING MORE INFORMATION**

**22. How do I get more information?**

This Notice contains only a summary of the terms of the proposed Settlement. For even more detailed information concerning the matters involved in this Action, you can obtain answers to common questions regarding the proposed Settlement by contacting the Claims Administrator toll-free at 1-888-735-2348. Reference is also made to the Settlement Agreement, to the pleadings in support of the Settlement, to the Orders entered by the Court, and to the other Settlement-related papers filed in the Action, which are posted on the Settlement website at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

This Notice summarizes the proposed Settlement. For the precise terms and conditions of the Settlement, please see the Settlement Agreement available at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com) or contact Lead Counsel below. You may also access the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 1301 Clay Street, Oakland, CA 94612, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

*2019 Apple Securities Settlement*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 301135  
Los Angeles, CA 90030-1135

or

Ellen Gusikoff Stewart  
ROBBINS GELLER RUDMAN & DOWD LLP  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
1-800-449-4900  
[settlementinfo@rgrdlaw.com](mailto:settlementinfo@rgrdlaw.com)  
*Lead Counsel*

**PLEASE DO NOT TELEPHONE THE COURT OR THE CLERK'S OFFICE TO  
INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.**

#### **PLAN OF ALLOCATION OF NET SETTLEMENT FUND AMONG CLASS MEMBERS**

The Settlement Amount of \$490 million together with any interest earned thereon is the "Settlement Fund." The Settlement Fund, less all taxes, tax expenses, notice and claims administration expenses, and approved fees and expenses (the "Net Settlement Fund") shall be distributed to Class Members who submit timely and valid Proof of Claim forms to the Claims Administrator ("Authorized Claimants"). The Plan of Allocation provides that you will be eligible to participate in the distribution of the Net Settlement Fund only if you have an overall net loss on all of your transactions in Apple securities during the Class Period.

The objective of the Plan of Allocation is to equitably distribute the Net Settlement Fund among Class Members based on their respective alleged economic losses resulting from the securities law violations alleged in the Action.

The Plan of Allocation is intended to compensate investors who purchased or otherwise acquired Apple common stock or call options on Apple common stock, and/or sold put options on Apple common stock from November 2, 2018, through January 2, 2019, inclusive, and have held through the issuance of at least one corrective disclosure. In this case, Lead Plaintiff alleges that Defendants made materially false and misleading statements and omissions on November 1, 2018, which had the effect of artificially inflating the trading prices of Apple common stock and call options on Apple common stock, and deflating the trading price of put options on Apple common stock. Lead Plaintiff alleges that corrective disclosures were made on November 5, 2018, November 12, 2018, and January 2, 2019 (after the close of trading).

The Plan of Allocation is not a formal damage analysis. The Recognized Loss Amount is not intended to estimate the amount a Class Member may have been able to recover after a trial, nor to estimate the amount you will receive. It is a formula for allocating the Net Settlement Fund among all Authorized Claimants. The allocation below is based on the following inflation per common share amounts for Class Period share purchases and sales as well as the statutory PSLRA 90-day look-back amount of \$170.59 per Apple common share.<sup>3</sup> Furthermore, if any of the formulas set forth below yield an amount less than zero, the claim per share shall be zero.

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<sup>3</sup> "In any private action arising under this [Securities Exchange Act of 1934] in which the plaintiff seeks to establish damages by reference to the market price of a security, the award of damages to the plaintiff shall not exceed the difference between the purchase or sale price paid or received, as appropriate, by the plaintiff for the subject security and the mean trading price of that security during the 90-day period beginning on the date on which the information correcting the misstatement or omission that is the basis for the action is disseminated to the market." Consistent with §28(e)(1) of the Securities Exchange Act of 1934, Recognized Loss Amounts for Apple common stock are reduced to an appropriate extent by taking into account the closing prices of Apple common stock during the 90-day look-back period. The mean (average) closing price for Apple common stock during this 90-day look-back period was \$170.59 per share as shown in Table 2.

The Plan of Allocation was developed in consultation with Lead Plaintiff's damages expert. In developing the Plan of Allocation, Lead Plaintiff's damages expert calculated the estimated amount of alleged artificial inflation in the prices of each of the Apple securities that was allegedly proximately caused by Defendants' alleged materially false and misleading statements and omissions the Court previously found to be actionable. In calculating the estimated impact allegedly caused by those misrepresentations and omissions, Lead Plaintiff's damages expert considered the price changes in Apple securities in reaction to the public disclosures that allegedly corrected the alleged misrepresentations or omissions, adjusting the price change for factors that were attributable to market or industry forces.

In order to have recoverable damages under the federal securities laws, disclosures relating to the alleged misrepresentations and/or omissions must be a cause of the decline in the price of the security. In this Action, Lead Plaintiff alleges that corrective information allegedly impacting the price of Apple securities and determined to result in potentially recoverable damages (the "corrective disclosure") was released to the market on November 5, 2018, November 12, 2018, and January 2, 2019 (after the close of trading). With respect to the November 5, 2018 and November 12, 2018 stock price declines, the Plan of Allocation reflects a 25% and 75% reduction, respectively, for litigation risk.

In order to have a "Recognized Loss Amount" under the Plan of Allocation, Apple common stock or call options on Apple common stock must have been purchased or acquired during the Class Period and held through the issuance of at least one corrective disclosure. Put options on Apple common stock must have been written (sold) during the Class Period and held through at least one corrective disclosure.

As detailed below, the Net Settlement Fund will be allocated on a *pro rata* basis according to Recognized Loss Amounts for Class Member damages. The Net Settlement Fund will be allocated to Authorized Claimants as follows: (a) at least 96% of the Net Settlement Fund will be allocated collectively to Apple common stock; and (b) no more than 4% of the Net Settlement Fund will be allocated to options on Apple common stock.

Based on the formulas stated below, a "Recognized Loss Amount" will be calculated for each purchase or acquisition of Apple common stock or call option on Apple common stock and/or sale of put options on Apple common stock during the Class Period that is listed on the Proof of Claim form and for which adequate documentation is provided. If a Recognized Loss Amount calculates to a negative number or zero under the formulas below, that Recognized Loss Amount will be zero.

#### **Transactions in Apple Common Stock**

For each share of Apple publicly traded common stock purchased or otherwise acquired from November 2, 2018, through January 2, 2019, inclusive, and:

- (a) sold prior to November 5, 2018, the Recognized Loss Amount will be zero;
- (b) sold from November 5, 2018, through January 2, 2019, the Recognized Loss Amount will be the lesser of: (i) the decline in inflation during the holding period (as presented in Table 1 below), and (ii) the purchase price minus the sale price;
- (c) sold from January 3, 2019, through and including the close of trading on April 2, 2019, the Recognized Loss Amount will be the least of: (i) the decline in inflation during the holding period (as presented in Table 1 below), (ii) the purchase price minus the sale price, or (iii) the purchase price minus the average closing price between January 3, 2019, and the date of sale as stated in Table 2 below; or
- (d) held as of the close of trading on April 2, 2019, the Recognized Loss Amount will be the lesser of: (i) the decline in inflation during the holding period (as presented in Table 1 below), and (ii) the purchase price minus \$170.59, the average closing price for Apple common stock between January 3, 2019, and April 2, 2019 (the last entry in Table 2 below).

#### **Transactions in Apple Option Contracts**

For **call options** on Apple common stock purchased or otherwise acquired during the Class Period,<sup>4</sup> and:

- (a) closed (through sale, exercise, or expiration) before November 5, 2018, the Recognized Loss Amount is zero;
- (b) closed (through sale, exercise, or expiration) without being held through at least one corrective disclosure, the Recognized Loss Amount is zero;

<sup>4</sup> To participate in the Settlement, Claimants must provide adequate documentation to establish that each call option and put option purchased or sold remained open through at least one of the disclosures identified above. With respect to shares of Apple common stock purchased or sold through the exercise of an option, the purchase/sale date of the Apple common stock is the exercise date of the option, and the purchase/sale price of the Apple common stock is the exercise price of the option.

(c) held through at least one corrective disclosure, the Recognized Loss Amount is the difference between the price paid for the call option less the proceeds received upon the sale, exercise, or expiration of the call option contract; or

(d) held as of the close of trading on April 2, 2019, the Recognized Loss Amount is the difference between (i) the price paid for the call option, and (ii) the Call Option Intrinsic Value of the option on April 2, 2019.<sup>5</sup>

For call options on Apple common stock written (sold), the Recognized Loss Amount is zero.

For **put options** on Apple common stock written (sold) during the Class Period, and:

(a) closed (via re-purchase, assignment, or expiration) before November 5, 2018, the Recognized Loss Amount is zero;

(b) closed (via re-purchase, assignment, or expiration) without being held through at least one corrective disclosure, the Recognized Loss Amount is zero;

(c) held through at least one corrective disclosure, the Recognized Loss Amount is the difference between the amount(s) paid upon re-purchase, assignment, or expiration of the put option contract less the initial proceeds received upon the sale of the put option contract; or

(d) held as of the close of trading on April 2, 2019, the Recognized Loss Amount is the difference between (i) the Put Option Intrinsic Value of the option on April 2, 2019,<sup>6</sup> and (ii) the initial proceeds received from the sale of the put option contract.

For put options on Apple common stock purchased or otherwise acquired, the Recognized Loss Amount is zero.

For Class Members who held Apple securities at the beginning of the Class Period or made multiple purchases, acquisitions, or sales during the Class Period, the First-In, First-Out (“FIFO”) method will be applied to such holdings, purchases, acquisitions, and sales for purposes of calculating a claim. Under the FIFO method, sales of Apple securities during the Class Period will be matched, in chronological order, first against Apple securities held at the beginning of the Class Period. The remaining sales of Apple securities during the Class Period will then be matched, in chronological order, against Apple securities purchased or acquired during the Class Period.

A Class Member will be eligible to receive a distribution from the Net Settlement Fund only if a Class Member had a net overall loss, after all profits from transactions in all Apple securities described above during the Class Period are subtracted from all losses. However, the proceeds from sales of Apple securities that have been matched against Apple securities held at the beginning of the Class Period will not be used in the calculation of such net loss. No distributions will be made to Authorized Claimants who would otherwise receive a distribution of less than \$10.00.

If a Claimant had a market gain with respect to their overall transactions in Apple securities during the Class Period, the value of the Claimant’s Recognized Loss Amount will be zero. If a Claimant suffered an overall market loss with respect to their overall transactions in Apple securities during the Class Period, but that market loss was less than the Claimant’s total Recognized Loss Amount calculated above, then the Claimant’s Recognized Loss Amount will be limited to the amount of the actual market loss. For purposes of determining whether a Claimant had a market gain, or suffered a market loss, with respect to a Claimant’s overall transactions in Apple common stock and call options during the Class Period, the Claims Administrator will determine the difference between the Claimant’s (i) Total Purchase Amount<sup>7</sup> and (ii) the sum of the Total Sales Proceeds<sup>8</sup> and Holding Value.<sup>9</sup> For purposes of determining whether a Claimant had a market gain, or suffered a market loss, with respect to that Class Member’s overall transactions in Apple put options during the Class Period, the Claims Administrator will determine the difference between the Claimant’s (i) Total Put Proceeds<sup>10</sup> and (ii) the sum of the Total

<sup>5</sup> The Call Option Intrinsic Value on April 2, 2019, is equal to 100 multiplied by the difference between \$194.02 and the option exercise strike price (where \$194.02 is the closing price of Apple common stock on April 2, 2019). If the Call Option Intrinsic Value calculates to a negative number or zero based on this formula, that Call Option Intrinsic Value will be zero.

<sup>6</sup> The Put Option Intrinsic Value on April 2, 2019, is equal to 100 multiplied by the difference between the option exercise/strike price and \$194.02 (where \$194.02 is the closing price of Apple common stock on April 2, 2019). If the Put Option Intrinsic Value calculates to a negative number or zero based on the formula, that Put Option Intrinsic Value will be zero.

<sup>7</sup> The “Total Purchase Amount” is the total amount the Claimant paid (excluding commissions and other charges) for Apple securities purchased or otherwise acquired during the Class Period.

<sup>8</sup> The Claims Administrator will match any sales of Apple common stock from the start of the Class Period through and including the close of trading on January 2, 2019, first against the Claimant’s opening position (the proceeds of those sales will not be considered for purposes of calculating market gains or losses). The total amount received (excluding commissions and other charges) for the remaining sales of Apple common stock sold from the start of the Class Period through and including the close of trading on January 2, 2019, will be the “Total Sales Proceeds.”

<sup>9</sup> The Claims Administrator will ascribe a “Holding Value” equal to (i) \$142.19 for each share of Apple common stock purchased or acquired during the Class Period and still held as of the close of trading on January 2, 2019; (ii) the Call Option Intrinsic Value on January 3, 2019 for each call option purchased during the Class Period and still held as of the close of trading on January 2, 2019. The Call Option Intrinsic Value on January 3, 2019, is equal to 100 multiplied by the difference between \$142.19 and the option exercise/strike price (where \$142.19 is the closing price of Apple common stock on January 2, 2019). If the Call Option Intrinsic Value calculates to a negative number or zero based on this formula, that Call Option Intrinsic Value will be zero.

<sup>10</sup> The “Total Put Proceeds” is the total amount the Claimant received (excluding commissions and other charges) for writing put options on Apple common stock during the Class Period.

Covering Cost<sup>11</sup> and Holding Value.<sup>12</sup> This difference will be deemed a Claimant's market gain or loss with respect to the Claimant's overall transactions in Apple put options during the Class Period.

A purchase, acquisition, or sale of Apple securities shall be deemed to have occurred on the "contract" or "trade" date as opposed to the "settlement" or "payment" date. All purchase, acquisition, and sale prices shall exclude any fees and commissions. The receipt or grant by gift, devise, or operation of law of Apple securities during the Class Period shall not be deemed a purchase, acquisition, or sale of Apple securities for the calculation of a Claimant's Recognized Loss Amount nor shall it be deemed an assignment of any claim relating to the purchase or acquisition of such share unless specifically provided in the instrument of gift or assignment. The receipt of Apple securities during the Class Period in exchange for securities of any other corporation or entity shall not be deemed a purchase or acquisition of Apple securities.

Distributions will be made to Authorized Claimants after all claims have been processed, after the Court has finally approved the Settlement, and after any appeals are resolved. If there is any balance remaining in the Net Settlement Fund after at least six (6) months from the initial date of distribution of the Net Settlement Fund, the Claims Administrator shall, if feasible, reallocate such balance among Authorized Claimants who negotiated checks sent to them in the initial distribution and who would receive at least \$10.00 in an equitable and economic fashion. These redistributions shall be repeated until the balance remaining in the Net Settlement Fund is no longer economically feasible to distribute to Class Members. Thereafter, any balance that still remains in the Net Settlement Fund shall be donated to the Investor Protection Trust.

Please contact the Claims Administrator or Lead Counsel if you disagree with any determinations made by the Claims Administrator regarding your Proof of Claim. If you are dissatisfied with the determinations, you may ask the Court, which retains jurisdiction over all Class Members and the claims administration process, to decide the issue by submitting a written request.

The Court has reserved jurisdiction to allow, disallow, or adjust the claim of any Class Member on equitable grounds.

Payment pursuant to the Plan of Allocation set forth above shall be conclusive against all Authorized Claimants. Defendants, their respective counsel, and all other Released Defendant Parties will have no responsibility or liability whatsoever for the investment of the Settlement Fund, the distribution of the Net Settlement Fund, the Plan of Allocation, or the payment of any claim. No Person shall have any claim against Lead Plaintiff, Plaintiffs' Counsel, the Claims Administrator, or other Person designated by Lead Counsel, Defendants, or Defendants' Counsel based on distributions made substantially in accordance with the Stipulation and the Settlement contained therein, the Plan of Allocation, or further orders of the Court. All Class Members who fail to complete and submit a valid and timely Proof of Claim shall be barred from participating in distributions from the Net Settlement Fund (unless otherwise ordered by the Court), but otherwise shall be bound by all of the terms of the Stipulation, including the terms of any judgment entered and the releases given.

**TABLE 1**  
**Decline in Inflation Per Share by Date of Purchase and Date of Sale**

Purchase Date	Sale Date			Sold on or Retained Beyond 1/3/2019
	11/2/2018 – 11/4/2018	11/5/2018 – 11/11/2018	11/12/2018 – 1/2/2019	
11/2/2018 – 11/4/2018	\$0.00	\$5.38	\$6.59	\$14.72
11/5/2018 – 11/11/2018		\$0.00	\$1.21	\$9.34
11/12/2018 – 1/2/2019			\$0.00	\$8.13
Purchased on or Beyond 1/3/2019				\$0.00

<sup>11</sup> The "Total Covering Cost" is the total amount the Claimant paid (excluding commissions and other charges) to close the written put option position.

<sup>12</sup> The Claims Administrator will ascribe a "Holding Value" equal to the Put Option Intrinsic Value on January 3, 2019, for each put option written or sold during the Class Period and still held as of the close of trading on January 2, 2019. The Put Option Intrinsic Value on January 3, 2019, is equal to 100 multiplied by the difference between the option exercise/strike price and \$142.19 (where \$142.19 is the closing price of Apple common stock on January 2, 2019). If the Put Option Intrinsic Value calculates to a negative number or zero based on the formula, that Put Option Intrinsic Value will be zero.

TABLE 2

## Apple Closing Price and Average Closing Price

Date	Closing Price	Average Closing Price Between 3 January 2019 and Date Shown	Date	Closing Price	Average Closing Price Between 3 January 2019 and Date Shown
1/3/2019	\$142.19	\$142.19	2/19/2019	\$170.93	\$160.30
1/4/2019	\$148.26	\$145.22	2/20/2019	\$172.03	\$160.66
1/7/2019	\$147.93	\$146.13	2/21/2019	\$171.06	\$160.97
1/8/2019	\$150.75	\$147.28	2/22/2019	\$172.97	\$161.31
1/9/2019	\$153.31	\$148.49	2/25/2019	\$174.23	\$161.67
1/10/2019	\$153.80	\$149.37	2/26/2019	\$174.33	\$162.01
1/11/2019	\$152.29	\$149.79	2/27/2019	\$174.87	\$162.35
1/14/2019	\$150.00	\$149.82	2/28/2019	\$173.15	\$162.63
1/15/2019	\$153.07	\$150.18	3/1/2019	\$174.97	\$162.93
1/16/2019	\$154.94	\$150.65	3/4/2019	\$175.85	\$163.25
1/17/2019	\$155.86	\$151.13	3/5/2019	\$175.53	\$163.54
1/18/2019	\$156.82	\$151.60	3/6/2019	\$174.52	\$163.80
1/22/2019	\$153.30	\$151.73	3/7/2019	\$172.50	\$163.99
1/23/2019	\$153.92	\$151.89	3/8/2019	\$172.91	\$164.19
1/24/2019	\$152.70	\$151.94	3/11/2019	\$178.90	\$164.51
1/25/2019	\$157.76	\$152.31	3/12/2019	\$180.91	\$164.86
1/28/2019	\$156.30	\$152.54	3/13/2019	\$181.71	\$165.21
1/29/2019	\$154.68	\$152.66	3/14/2019	\$183.73	\$165.59
1/30/2019	\$165.25	\$153.32	3/15/2019	\$186.12	\$166.00
1/31/2019	\$166.44	\$153.98	3/18/2019	\$188.02	\$166.43
2/1/2019	\$166.52	\$154.58	3/19/2019	\$186.53	\$166.82
2/4/2019	\$171.25	\$155.33	3/20/2019	\$188.16	\$167.22
2/5/2019	\$174.18	\$156.15	3/21/2019	\$195.09	\$167.74
2/6/2019	\$174.24	\$156.91	3/22/2019	\$191.05	\$168.16
2/7/2019	\$170.94	\$157.47	3/25/2019	\$188.74	\$168.53
2/8/2019	\$170.41	\$157.97	3/26/2019	\$186.79	\$168.85
2/11/2019	\$169.43	\$158.39	3/27/2019	\$188.47	\$169.19
2/12/2019	\$170.89	\$158.84	3/28/2019	\$188.72	\$169.52
2/13/2019	\$170.18	\$159.23	3/29/2019	\$189.95	\$169.86
2/14/2019	\$170.80	\$159.61	4/1/2019	\$191.24	\$170.21
2/15/2019	\$170.42	\$159.96	4/2/2019	\$194.02	\$170.59

**SPECIAL NOTICE TO SECURITIES BROKERS AND OTHER NOMINEES**

If you purchased or otherwise acquired Apple publicly traded securities during the Class Period for the beneficial interest of an individual or organization other than yourself, the Court has directed that, WITHIN SEVEN (7) DAYS OF YOUR RECEIPT OF THE SUMMARY NOTICE, you either: (a) provide to the Claims Administrator the name and last known email or physical address of each person or organization for whom or which you purchased or acquired such Apple publicly traded securities during such time period, or (b) request additional copies of the Summary Notice, which will be provided to you free of charge, and within seven (7) days send via email or regular mail where an email address is not available the Summary Notice directly to the beneficial owners of the Apple publicly traded securities referred to herein. If you choose to follow alternative procedure (b), upon such mailing, you must send a statement to the Claims Administrator confirming that the email was sent or the mailing was made as directed and retain the names, email addresses, or physical addresses for any future mailings to Class Members. You are entitled to reimbursement from the Settlement Fund of your reasonable expenses actually incurred in connection with the foregoing, including reimbursement of postage expense and the cost of ascertaining the names and addresses of beneficial owners. Reasonable out-of-pocket expenses actually incurred in connection with the foregoing includes up to \$0.03 for providing names, addresses, and email addresses to the Claims Administrator per record; up to a maximum of \$0.03 per Summary Notice emailed or mailed by you, plus postage at the rate used by the Claims Administrator. Your reasonable expenses will be paid upon request and submission of appropriate supporting documentation. All communications concerning the foregoing should be addressed to the Claims Administrator at [notifications@gilardi.com](mailto:notifications@gilardi.com) or:



*2019 Apple Securities Settlement*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 301135  
Los Angeles, CA 90030-1135

DATED: June 3, 2024

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

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re APPLE INC. SECURITIES LITIGATION	)	Case No. 4:19-cv-02033-YGR
	)	
<u>This Document Relates To:</u>	)	<u>CLASS ACTION</u>
ALL ACTIONS.	)	
	)	

**PROOF OF CLAIM AND RELEASE**

**I. GENERAL INSTRUCTIONS**

1. To recover as a member of the Class based on your claims in the action entitled *In re Apple Inc. Securities Litigation*, No. 4:19-cv-02033-YGR (the “Action”), you must complete and, on page 8 hereof, sign this Proof of Claim and Release (“Claim Form”). If you fail to submit a properly addressed (as set forth in paragraph 3 below) Claim Form, received by the date shown below, your claim may be rejected and you may be precluded from any recovery from the Net Settlement Fund created in connection with the proposed settlement of the Action (the “Settlement”).<sup>1</sup>

2. Submission of this Claim Form, however, does not assure that you will share in the proceeds of the Settlement.

3. THE COURT-APPOINTED CLAIMS ADMINISTRATOR IN THIS CASE MUST RECEIVE YOUR COMPLETED AND SIGNED CLAIM FORM, ACCOMPANIED BY COPIES OF THE DOCUMENTS REQUESTED HEREIN, AT THE FOLLOWING ADDRESS OR WEBSITE:

*2019 Apple Securities Settlement*  
 Claims Administrator  
 c/o Gilardi & Co. LLC  
 P.O. Box 301135  
 Los Angeles, CA 90030-1135  
 Online Submissions: [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com)

YOUR CLAIM FORM MUST BE SUBMITTED ONLINE OR RECEIVED BY MAIL NO LATER THAN OCTOBER 4, 2024.<sup>2</sup>

Do not mail or deliver your Claim Form to the Court, the Parties to the Action, or their counsel. Submit your Claim Form only to the Claims Administrator at the address set forth above. If you are NOT a member of the Class (as defined below and in the Class Action Settlement Notice (the “Notice”)), DO NOT submit a Claim Form.

4. If you are a member of the Class and you do not request exclusion, you will be bound by the terms of any judgment entered in the Action, including the releases provided therein, WHETHER OR NOT YOU SUBMIT A CLAIM FORM.

5. It is important that you completely read and understand the Notice that can be found on the Settlement website, [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com), including the Plan of Allocation of the Net Settlement Fund set forth in the Notice. The Notice describes the proposed Settlement, how Class Members are affected by the Settlement, and the manner in which the Net Settlement Fund will be distributed if the Settlement and Plan of Allocation are approved by the Court. The Notice (as well as the Stipulation) also contains the definitions of many of the defined terms (which are indicated by initial capital letters) used in this Claim Form. By signing and submitting this Claim Form, you will be certifying that you have read and that you understand the Notice, including the terms of the releases described therein and provided for herein.

**II. CLAIMANT IDENTIFICATION**

You are a member of the Class if you purchased or otherwise acquired the publicly traded securities of Apple, including purchasers of Apple call options and sellers of Apple put options, during the period from November 2, 2018, through January 2, 2019, inclusive (the “Class Period”), and suffered damages by Defendants’ alleged violations of Sections 10(b) and 20(a) of the Securities Exchange Act of 1934. Excluded from the Class are: (i) Apple and the Individual Defendants; (ii) members of the families of each Individual Defendant; (iii) officers and directors of Apple; and (iv) the legal representatives, heirs, successors, or assigns of any such excluded party. Also excluded from the Class is any Person who would otherwise be a member of the Class but who validly and timely requests exclusion in accordance with the requirements set by the Court.

<sup>1</sup> This Claim Form incorporates by reference the definitions in the Amended Stipulation of Settlement (“Stipulation”), which can be obtained at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com).

<sup>2</sup> Claim Forms that are legibly postmarked no later than October 4, 2024 will be treated as received on the postmark date. Please be advised that the U.S. Postal Service may not postmark mail which is not presented in person.

Use Part I of this Claim Form entitled "Claimant Identification" to identify each purchaser or acquirer of record ("nominee"), if different from the beneficial purchaser or acquirer of the Apple publicly traded securities which form the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL PURCHASER(S) OR ACQUIRER(S) OR THE LEGAL REPRESENTATIVE OF SUCH PURCHASER(S) OR ACQUIRER(S) OF THE APPLE PUBLICLY TRADED SECURITIES UPON WHICH THIS CLAIM IS BASED.

All joint purchasers or acquirers must sign this Claim Form. Executors, administrators, guardians, conservators, and trustees must complete and sign this Claim Form on behalf of persons represented by them, and their authority must accompany this Claim Form and their titles or capacities must be stated. The last four digits of the Social Security Number (or full Taxpayer Identification Number) and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

If you are acting in a representative capacity on behalf of a member of the Class (for example, as an executor, administrator, trustee, or other representative), you must submit evidence of your current authority to act on behalf of that member of the Class. Such evidence would include, for example, letters testamentary, letters of administration, or a copy of the trust documents.

One Claim Form should be submitted for each separate legal entity. Separate Claim Forms should be submitted for each separate legal entity (e.g., a claim from joint owners should not include separate transactions of just one of the joint owners, and an individual should not combine his or her IRA transactions with transactions made solely in the individual's name). Conversely, a single Claim Form should be submitted on behalf of one legal entity, including all transactions made by that entity on one Claim Form, no matter how many separate accounts that entity has (e.g., a corporation with multiple brokerage accounts should include all transactions made in all accounts on one Claim Form).

NOTICE REGARDING ELECTRONIC FILES: Certain claimants with large numbers of transactions may request to, or may be requested to, submit information regarding their transactions in electronic files. All claimants MUST submit a manually signed paper Claim Form listing all their transactions whether or not they also submit electronic copies. If you wish to file your Claim Form electronically, you must contact the Claims Administrator at [edata@gilardi.com](mailto:edata@gilardi.com) to obtain the mandatory file layout. Any file not in accordance with the required electronic filing format will be subject to rejection. Only one Claim Form should be submitted for each legal entity (see above) and the **complete** name of the beneficial owner(s) of the securities must be entered where called for. Distribution payments must be made by check or electronic payment payable to the Authorized Claimant (beneficial account owner). The Third Party Filer shall not be the payee of any distribution payment check or electronic distribution payment. No electronic files will be considered to have been properly submitted unless the Claims Administrator issues to the claimant a written acknowledgement of receipt and acceptance of electronically submitted data. Do not assume that your file has been received until you receive this notification. If you do not receive such an email within 10 days of your submission, you should contact the electronic filing department at [edata@gilardi.com](mailto:edata@gilardi.com) to inquire about your file and confirm it was received.

### III. CLAIM FORM

Use Part II of this Claim Form entitled "Schedule of Transactions in Apple Common Stock," and Part III of this Claim Form entitled "Schedule of Transactions in Apple Options" to supply all required details of your transaction(s) in Apple publicly traded securities. If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.

On the schedules, provide all of the requested information with respect to **all** of your holdings, purchases, or acquisitions and **all** of your sales of Apple publicly traded securities, whether such transactions resulted in a profit or a loss. Failure to report all such transactions may result in the rejection of your claim.

List these transactions separately and in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day, and year of each transaction you list.

For short-sale transactions, the date of covering a "short sale" is deemed to be the date of purchase of Apple common stock, and the date of a "short sale" is deemed to be the date of sale of Apple common stock.

For each transaction, you must provide, together with this Claim Form, copies of stockbroker confirmation slips, stockbroker statements, or other documents adequately evidencing your transactions in Apple publicly traded securities. If any such documents are not in your possession, please obtain a copy or equivalent documents from your broker because these documents are necessary to prove and process your claim. Failure to provide this documentation could delay verification of your claim or result in rejection of your claim. **THE PARTIES DO NOT HAVE INFORMATION ABOUT YOUR TRANSACTIONS IN APPLE PUBLICLY TRADED SECURITIES.**

PLEASE NOTE: As set forth in the Plan of Allocation, each Authorized Claimant shall receive his, her, or its *pro rata* share of the Net Settlement Fund. If the prorated payment to any Authorized Claimant calculates to less than \$10.00, it will not be included in the calculation and no distribution will be made to that Authorized Claimant.

Must Be Received No Later Than  
October 4, 2024

# APSL

Please Type or Print in the Boxes Below  
Must use Black or Blue Ink or your claim  
may be deemed deficient.

Official  
Office  
Use  
Only

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

*In re Apple Inc. Securities Litigation*

Case No. 4:19-cv-02033-YGR

### PROOF OF CLAIM AND RELEASE FORM

**REMEMBER TO ATTACH COPIES OF BROKER CONFIRMATIONS OR OTHER DOCUMENTATION OF YOUR TRANSACTIONS IN APPLE PUBLICLY TRADED SECURITIES. FAILURE TO PROVIDE THIS DOCUMENTATION COULD DELAY VERIFICATION OF YOUR CLAIM OR RESULT IN REJECTION OF YOUR CLAIM.**

#### PART I. CLAIMANT IDENTIFICATION

Last Name	M.I.	First Name
<input type="text"/>	<input type="text"/>	<input type="text"/>

Last Name (Co-Beneficial Owner)	M.I.	First Name (Co-Beneficial Owner)
<input type="text"/>	<input type="text"/>	<input type="text"/>

IRA     
  Joint Tenancy     
  Employee     
  Individual     
  Other

Company Name (Beneficial Owner - If Claimant is not an Individual) or Custodian Name if an IRA (specify)

Trustee/Asset Manager/Nominee/Record Owner's Name (If Different from Beneficial Owner Listed Above)

Account#/Fund# (Not Necessary for Individual Filers)

Last Four Digits of Social Security Number	or	Taxpayer Identification Number
<input type="text"/>		<input type="text"/>

Telephone Number (Primary Daytime)	Telephone Number (Alternate)
<input type="text"/>	<input type="text"/>

Email Address

#### MAILING INFORMATION

Address

Address (cont.)

City	State	ZIP Code
<input type="text"/>	<input type="text"/>	<input type="text"/>

Foreign Province	Foreign Postal Code	Foreign Country Name/Abbreviation
<input type="text"/>	<input type="text"/>	<input type="text"/>

FOR CLAIMS PROCESSING ONLY	OB <input type="text"/>	CB <input type="text"/>	<input type="radio"/> ATP <input type="radio"/> KE <input type="radio"/> ICI	<input type="radio"/> BE <input type="radio"/> DR <input type="radio"/> EM	<input type="radio"/> FL <input type="radio"/> ME <input type="radio"/> ND	<input type="radio"/> OP <input type="radio"/> RE <input type="radio"/> SH	MM / DD / YYYY	FOR CLAIMS PROCESSING ONLY
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**PART VII. SCHEDULE OF TRANSACTIONS IN APPLE COMMON STOCK**

A. Number of shares of Apple common stock held at the close of trading on November 1, 2018:           Proof Enclosed?  Y  N

B. Purchases or acquisitions of Apple common stock between November 2, 2018, and April 2, 2019, inclusive:<sup>3</sup>

**PURCHASES**

	Trade Date(s) (List Chronologically)	Number of Shares Purchased or Acquired	Total Purchase or Acquisition Price (Excluding commissions, taxes and fees)	Proof of Purchase Enclosed?
	M M / D D / Y Y Y Y		\$	<input type="radio"/> Y <input type="radio"/> N
1.	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
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IMPORTANT: (i) If any purchase listed covered a "short sale," please mark Yes:  Yes

(ii) If you received shares through an acquisition or merger, please identify the date, the share amount, and the company acquired:

M M / D D / Y Y Y Y Merger Shares: Company:

C. Sales of Apple common stock between November 2, 2018, and April 2, 2019, inclusive:

**SALES**

	Trade Date(s) (List Chronologically)	Number of Shares Sold	Total Sales Price (Excluding commissions, taxes and fees)	Proof of Sales Enclosed?
	M M / D D / Y Y Y Y		\$	<input type="radio"/> Y <input type="radio"/> N
1.	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
2.	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
3.	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
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5.	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="radio"/> Y <input type="radio"/> N

D. Number of shares of Apple common stock held at the close of trading on January 2, 2019:           Proof Enclosed?  Y  N

E. Number of shares of Apple common stock held at the close of trading on April 2, 2019:           Proof Enclosed?  Y  N

If you require additional space, attach extra schedules in the same format as above. Sign and print your name on each additional page.

**YOU MUST READ AND SIGN THE RELEASE ON PAGE 8. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.**

<sup>3</sup> Information requested about your purchases or acquisitions on January 3, 2019, through and including the close of trading on April 2, 2019, is needed only in order for the Claims Administrator to confirm that you have reported all relevant transactions. Purchases or acquisitions during this period are not eligible for a recovery because they were made outside the Class Period.



**PART III. SCHEDULE OF TRANSACTIONS IN APPLE OPTIONS**

**PURCHASES/REPURCHASES**

A. I made the following purchases/repurchases of options on Apple common stock between November 2, 2018, and April 2, 2019, inclusive:

Option Type	Date(s) of transaction(s) (List Chronologically) (MM/DD/YY)	Number of option contracts acquired	Expiry Date (MM/DD/YY)	Strike Price	Transaction price per option contract	[X]expired [A]signed [E]xercised	Assigned/Exercised Date (MM/DD/YY)	Proof of transaction Enclosed?
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N

If you require additional space, attach extra schedules in the same format as above.  
Sign and print your name on each additional page.

**YOU MUST READ AND SIGN THE RELEASE ON PAGE 8. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.**



**PART III. SCHEDULE OF TRANSACTIONS IN APPLE OPTIONS (CONT.)**

**SALES/WRITTEN**

B. I sold/wrote the following options on Apple common stock during the period between November 2, 2018, and April 2, 2019, inclusive.

Option Type	Date(s) of transaction(s) (List Chronologically) (MM/DD/YY)	Number of option contracts acquired	Expiry Date (MM/DD/YY)	Strike Price	Transaction price per option contract	[X]expired [A]signed [E]xercised	Assigned/Exercised Date (MM/DD/YY)	Proof of transaction Enclosed?
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N
<input type="radio"/> Put <input type="radio"/> Call								<input type="radio"/> Y <input type="radio"/> N

If you require additional space, attach extra schedules in the same format as above.  
Sign and print your name on each additional page.

**YOU MUST READ AND SIGN THE RELEASE ON PAGE 8. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.**





#### IV. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGMENTS

I (We) submit this Claim Form under the terms of the Stipulation described in the Notice. I (We) also submit to the jurisdiction of the United States District Court for the Northern District of California with respect to my (our) claim as a member of the Class and for purposes of enforcing the releases set forth herein. I (We) further acknowledge that I am (we are) bound by and subject to the terms of the Stipulation and any judgment that may be entered in the Action, including the releases and the covenants set forth herein. I (We) agree to furnish additional information to the Claims Administrator to support this claim if requested to do so. I (We) have not submitted any other claim covering the same purchases, acquisitions, or sales of Apple publicly traded securities during the Class Period and know of no other Person having done so on my (our) behalf.

#### V. RELEASES

1. I (We) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally, and forever waive, compromise, settle, discharge, extinguish, and release from the “Released Claims” (as defined below) each and all of the “Released Defendant Parties” (as defined below).

2. “Released Claims” means any and all claims, demands, losses, rights, and causes of action of every nature and description, including both known and Unknown Claims (as defined below), whether arising under federal, state, common, or foreign law, that Lead Plaintiff or any other member of the Class (i) asserted in any complaint filed in the Action, or could have asserted or could in the future assert in any court or forum that arise out of any of the allegations, transactions, facts, matters or occurrences, representations or omissions involved, set forth, or referred to in any complaint filed in the Action and (ii) that concern in any way, directly or indirectly, the purchase, acquisition, holding (by those who purchased or otherwise acquired Apple securities during the Class Period), sale or disposition of Apple securities during the Class Period. “Released Claims” does not include claims arising from the enforcement of the Settlement, derivative claims, or any claims of any Person that submits a request for exclusion from the Class that is accepted by the Court.

3. “Released Defendant Parties” means each and all of the Defendants and each and all of their Related Persons.

4. “Released Defendants’ Claims” means all claims and causes of action of every nature and description, including both known and Unknown Claims, whether arising under federal, state, common, or foreign law, or any other law, that Defendants could have asserted against any of the Released Plaintiff Parties (as defined below), including Plaintiffs’ Counsel and Class Members, that arise out of the institution, prosecution, or settlement of the claims against Defendants, except for claims arising from the enforcement of the Settlement.

5. “Released Parties” means the Released Defendant Parties and the Released Plaintiff Parties.

6. “Released Plaintiff Parties” means the Lead Plaintiff, each and every Class Member, Plaintiffs’ Counsel, and each of their respective past or present trustees, officers, directors, partners, employees, contractors, auditors, principals, agents, attorneys, predecessors, successors, assigns, insurers, parents, subsidiaries, general or limited partners or partnerships, and limited liability companies; and the spouses, members of the immediate families, representatives, and heirs of any Released Plaintiff Party who is an individual, as well as any trust of which any Released Plaintiff Party is the settlor or which is for the benefit of any of their immediate family members. Released Plaintiff Parties does not include any Person who timely and validly seeks exclusion from the Class.

7. “Unknown Claims” means any and all Released Claims of every nature and description against the Released Defendant Parties that Lead Plaintiff or any other Class Member does not know or suspect to exist in his, her, their, or its favor at the time of the release of the Released Defendant Parties, and any and all Released Defendants’ Claims of every nature and description against the Released Plaintiff Parties that any Defendant does not know or suspect to exist in his, her, their, or its favor at the time of the release of the Released Defendants’ Claims, and including, without limitation, those that, if known by him, her, them, or it, might have affected his, her, their, or its decision to enter into this Settlement, execute the Stipulation, and agree to all the various releases set forth therein, or might have affected his, her, their, or its decision not to object to this Settlement or not exclude himself, herself, themselves, or itself from the Class. Unknown Claims include, without limitation, those claims in which some or all of the facts composing the claim may be unsuspected, undisclosed, concealed, or hidden. With respect to any and all Released Claims and Released Defendants’ Claims, the Released Parties stipulate and agree that, upon the Effective Date, Lead Plaintiff and Class Members (as regards the Released Claims) and Defendants (as regards the Released Defendants’ Claims) shall expressly waive and relinquish, and each Class Member shall be deemed to have and by operation of law and of the Judgment shall have, expressly waived and relinquished, to the fullest extent permitted by law, any and all provisions, rights and benefits conferred by California Civil Code §1542, or any law of any state or territory of the United States, or principle of common law or of international or foreign law, which is similar, comparable, or equivalent to Cal. Civ. Code §1542, which provides:

**A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release and that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.**

The Released Parties may hereafter discover facts in addition to or different from those that he, she, they, or it now knows or believes to be true with respect to the subject matter of Released Claims or Released Defendants’ Claims, but they stipulate and agree that, upon the Effective Date of the Settlement, the Released Parties shall expressly waive and by operation of the Judgment shall have,



fully, finally, and forever settled and released, any and all Released Claims or Released Defendants' Claims, known or unknown, suspected or unsuspected, contingent or non-contingent, whether or not concealed or hidden, that now exist, or heretofore have existed, upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, conduct that is negligent, intentional, with or without malice, or a breach of fiduciary duty, law or rule, without regard to the subsequent discovery or existence of such different or additional facts. The Parties acknowledge, and each of the Class Members shall be deemed by operation of law to have acknowledged, that the foregoing waiver was separately bargained for and a key element of the Settlement.

8. These releases shall be of no force or effect unless and until the Court approves the Stipulation and the Settlement becomes effective on the Effective Date.

9. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any claim or matter released pursuant to this release or any other part or portion thereof.

10. I (We) hereby warrant and represent that I (we) have included information about all of my (our) purchases, acquisitions, and sales of Apple publicly traded securities during the Class Period and the number of Apple common shares held by me (us) at the close of trading on November 1, 2018, January 2, 2019, and April 2, 2019.

I (We) declare under penalty of perjury under the laws of the United States of America that the foregoing information supplied by the undersigned is true and correct.

Executed this \_\_\_\_\_ day of \_\_\_\_\_ in \_\_\_\_\_  
(Month/Year) (City/State/Country)

\_\_\_\_\_  
(Sign your name here)

\_\_\_\_\_  
(Sign your name here)

\_\_\_\_\_  
(Type or print your name here)

\_\_\_\_\_  
(Type or print your name here)

\_\_\_\_\_  
(Capacity of person(s) signing, e.g.,  
Beneficial Purchaser or Acquirer, Executor or Administrator)

\_\_\_\_\_  
(Capacity of person(s) signing, e.g.,  
Beneficial Purchaser or Acquirer, Executor or Administrator)

**ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME.  
THANK YOU FOR YOUR PATIENCE.**



Reminder Checklist:

1. Please sign the above release and acknowledgment.
2. If this claim is being made on behalf of Joint Claimants, then both must sign.
3. Remember to attach copies of supporting documentation, if available.
4. **Do not send** originals of certificates.
5. Keep a copy of your Claim Form and all supporting documentation for your records.
6. If you desire an acknowledgment of receipt of your Claim Form, please send it Certified Mail, Return Receipt Requested.
7. If you move, please send your new address to the address below.
8. **Do not use red pen or highlighter** on the Claim Form or supporting documentation. Must use Black or Blue Ink or your claim may be deemed deficient.

**THIS CLAIM FORM MUST BE SUBMITTED ONLINE OR RECEIVED  
NO LATER THAN OCTOBER 4, 2024, ADDRESSED AS FOLLOWS:**

*2019 Apple Securities Settlement*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 301135  
Los Angeles, CA 90030-1135  
[www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com)



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## EXHIBIT C



1 McInnis Parkway  
Suite 250  
San Rafael, CA 94903  
P: (415) 458-3015

June 26, 2024

«FirstName» «LastName»  
«Company»  
«Addr1»  
«Addr2»  
South Bend, IN 46601  
«FCountry»

**Re: 2019 Apple Securities Settlement**

Dear «GENDER» «LastName»:

Please find enclosed the Summary Notice of Proposed Settlement of Class Action for the above referenced litigation. Please note both the Class Period and the designated eligible securities described on page one, specifically the inclusion of all persons who purchased or otherwise acquired the publicly traded securities of Apple Inc. ("Apple"), including purchasers of Apple call options and sellers of Apple put options, during the period from November 2, 2018, through January 2, 2019, inclusive (the "Class Period). In addition, **the notice provides that the exclusion deadline is August 18, 2024 and the claim submission deadline is October 4, 2024.**

Please pay particular attention to the "Special Notice to Securities Brokers and Other Nominees" on page fourteen of the full Class Action Settlement Notice, found at [www.2019AppleSecuritiesSettlement.com](http://www.2019AppleSecuritiesSettlement.com) which states, in part: If you purchased or otherwise acquired Apple publicly traded securities during the Class Period for the beneficial interest of an individual or organization other than yourself, the Court has directed that, WITHIN SEVEN (7) DAYS OF YOUR RECEIPT OF THE SUMMARY NOTICE, you either: (a) provide to the Claims Administrator the name and last known email or physical address of each person or organization for whom or which you purchased or acquired such Apple publicly traded securities during such time period, or (b) request additional copies of the Summary Notice, which will be provided to you free of charge, and within seven (7) days send via email or regular mail where an email address is not available the Summary Notice directly to the beneficial owners of the Apple publicly traded securities. If you choose to follow alternative procedure (b), upon such mailing, you must send a statement to the Claims Administrator confirming that the email was sent or the mailing was made as directed and retain the names, email addresses, or physical addresses for any future mailings to Class Members.

You are entitled to reimbursement of your reasonable expenses actually incurred in connection with the foregoing, including reimbursement of postage expense and the cost of ascertaining the names and addresses of beneficial owners. Reasonable out-of-pocket expenses are defined on page fourteen of the full Class Action Settlement Notice.

Please do not make your own copies of the Proof of Claim, as copies may not be accepted for processing. Additional copies of the appropriate documents may be requested by contacting us at the above address and/or phone number. If we conduct the necessary mailing on your behalf, please submit names and addresses either via email to [Notifications@Gilardi.com](mailto:Notifications@Gilardi.com), via CD Rom to the above address or contact us to obtain secure FTP transmission instructions. Mailing labels will be accepted, but you may be requested to provide an additional copy of the address information you send. Do not include any confidential information that should not appear on a mailing label.

The data provided must be in one of the following formats: ASCII Fixed Length file, ASCII Tab Delimited file, or Microsoft Excel spreadsheet. Your request must also specify the case name and Control Total(s) (for example, the total number of name and address records provided) for each file submission. If you have any questions, please email [Notifications@Gilardi.com](mailto:Notifications@Gilardi.com).

Sincerely,

Gilardi and Company, LLC

## EXHIBIT D

BIGGEST 1,000 STOCKS

How to Read the Stock Tables

The following explanations apply to NYSE, NYSE Arca, NYSE American and Nasdaq Stock Market listed securities. Prices are consolidated from trades reported by various market centers, including securities exchanges, Fina, electronic communications networks and other broker-dealers. The list comprises the 1,000 largest companies based on market capitalization.

Underlined quotations are those stocks with large changes in volume compared with the issue's average trading volume. Boldfaced quotations highlight those issues whose price changed by 5% or more if their previous closing price was \$2 or higher.

Footnotes: F=New 52-week high; T=New 52-week low; dd=Indicates loss in the most recent five-day quarter. Stock tables reflect composite regular trading as of 4 p.m. ET and changes in the official closing prices from 4 p.m. ET the previous day.

Table with columns: Stock, Sym, Close, Net Chg, Stock, Sym, Close, Net Chg. Includes sub-tables for Tuesday, July 2, 2024 and sub-sections A, B, C.

Table with columns: Stock, Sym, Close, Net Chg, Stock, Sym, Close, Net Chg. Lists various stocks like Assurant, AstraZeneca, Avantor, etc.

Table with columns: Stock, Sym, Close, Net Chg, Stock, Sym, Close, Net Chg. Lists various stocks like CdnPack, CapitalOne, CardinalOne, etc.

Table with columns: Stock, Sym, Close, Net Chg, Stock, Sym, Close, Net Chg. Lists various stocks like Corpay, Corteva, CoStar, etc.

Table with columns: Stock, Sym, Close, Net Chg, Stock, Sym, Close, Net Chg. Lists various stocks like Diamondback, Ecopetrol, Edisonint, etc.

Cash Prices

These prices reflect buying and selling of a variety of actual or "physical" commodities in the marketplace—separate from the futures price on an exchange, which reflects what the commodity might be worth in future months.

Table with columns: Commodity, Price, Commodity, Price, Commodity, Price. Lists prices for Energy, Metals, Battery/EV metals, Food, Fibers and Textiles, Grains and Feeds, Fats and Oils.

KEY TO CODES: A=ask; B=bid; BP=country elevator bids to producers; C=corrected; D=CME; E=Manfra, Tordella & Brookes; H=American Commodities Brokerage Co; K=bi-weekly; M=monthly; N=nominal; n.a.=not quoted or not available; P=Sosland Publishing; R=S&N Energy; S=Platts-TSI; T=Cotlook Limited; U=USDA; V=Benchmark Mineral Intelligence; W=weekly; Y=International Coffee Organization; Z=not quoted. \*Data as of 7/1

Dividend Changes

Table with columns: Company, Symbol, Yld % Amount, Frq, Payable/Record. Lists dividend changes for American Well, Aslan Pharm, Juzi Holdings, etc.

DEF

Table with columns: Company, Symbol, Yld % Amount, Frq, Payable/Record. Lists various companies under DEF section.

Exchange-Traded Portfolios

Largest 100 exchange-traded funds. Preliminary close data as of 4:30 p.m. ET

Table with columns: EFT, Symbol, Closing Price, Chg YTD, EFT, Symbol, Closing Price, Chg YTD. Lists various EFTs like CnsmrSvsSPDR, InvsSelSector, etc.

ETF

Table with columns: EFT, Symbol, Closing Price, Chg YTD. Lists various ETFs like SPDR S&P Mid-Cap, SPDR S&P Div, etc.

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CLASS ACTION

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA OAKLAND DIVISION

In re APPLE INC. SECURITIES LITIGATION Case No. 4:19-cv-02033-YGR

CLASS ACTION

This Document Relates To: ALL ACTIONS.

SUMMARY NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION

TO: ALL PERSONS WHO PURCHASED OR OTHERWISE ACQUIRED THE PUBLICLY TRADED SECURITIES OF APPLE INC. ("APPLE"), INCLUDING PURCHASERS OF APPLE CALL OPTIONS AND SELLERS OF APPLE PUT OPTIONS, DURING THE PERIOD FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, AND WHO SUFFERED DAMAGES BY DEFENDANTS' ALLEGED VIOLATIONS OF SECTIONS 10(b) AND 20(a) OF THE SECURITIES EXCHANGE ACT OF 1934 ("CLASS" OR "CLASS MEMBERS")

THIS NOTICE WAS AUTHORIZED BY THE COURT. IT IS NOT A LAWYER SOLICITATION. PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY.

YOU ARE HEREBY NOTIFIED that a hearing will be held on September 17, 2024, at 2:00 p.m., before the Honorable Yvonne Gonzalez Rogers at the United States District Court, Northern District of California, Ronald W. Dellums Federal Building & U.S. Courthouse, Courtroom 1 – 4th Floor, 1301 Clay Street, Oakland, CA 94612, to determine whether: (1) the proposed settlement (the "Settlement") of the above-captioned action as set forth in the Amended Stipulation of Settlement ("Stipulation") for \$490 million in cash should be approved by the Court as fair, reasonable, and adequate; (2) the Judgment as provided under the Stipulation should be entered dismissing the Action with prejudice; (3) to award Lead Counsel attorneys' fees and expenses out of the Settlement Fund (as defined in the Class Action Settlement Notice ("Notice"), which is discussed below) and to award Representative Parties for their time and expenses pursuant to 15 U.S.C. § 78u-4(a)(4), and, if so, in what amount, and (4) the Plan of Allocation should be approved by the Court as fair, reasonable, and adequate.

IF YOU PURCHASED OR OTHERWISE ACQUIRED APPLE PUBLICLY TRADED SECURITIES FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, YOUR RIGHTS MAY BE AFFECTED BY THE SETTLEMENT OF THIS ACTION.

To share in the distribution of the Net Settlement Fund, you must establish your rights by submitting a Proof of Claim and Release form ("Proof of Claim") by mail (received no later than October 4, 2024) or electronically (no later than October 4, 2024). Your failure to submit your Proof of Claim by October 4, 2024, will subject your claim to rejection and preclude you from receiving any of the recovery in connection with the Settlement of this Action.<sup>2</sup> If you purchased, or otherwise acquired, Apple publicly traded common stock or call options on Apple common stock, or sold put options on Apple stock during the period from November 2, 2018, through January 2, 2019, inclusive, and do not request exclusion from the Class, you will be bound by the Settlement and any judgment and release entered in the Action, including, but not limited to, the Judgment, whether or not you submit a Proof of Claim.

You may review the Notice, which more completely describes the Settlement and your rights thereunder (including your right to object to the Settlement), access the Proof of Claim, and find the Stipulation (which, among other things, contains definitions for the defined terms used in this Summary Notice) and other Settlement documents, online at www.2019AppleSecuritiesSettlement.com, or by writing to:

2019 Apple Securities Settlement Claims Administrator c/o Griggs & Co. LLC P.O. Box 301135 Los Angeles, CA 90030-1135

Inquiries should NOT be directed to Defendants, the Court, or the Clerk of the Court. Inquiries, other than requests for the Notice or for a Proof of Claim, may be made to Lead Counsel:

ROBBINS GELLER RUDMAN & DOWD LLP Ellen Guskoff Stewart 655 West Broadway, Suite 1900, San Diego, CA 92101 Telephone: 1-800-449-4900 settlementinfo@grgdllaw.com

IF YOU DESIRE TO BE EXCLUDED FROM THE CLASS, YOU MUST SUBMIT A REQUEST FOR EXCLUSION SUCH THAT IT IS RECEIVED BY AUGUST 18, 2024, IN THE MANNER AND FORM EXPLAINED IN THE NOTICE. ALL CLASS MEMBERS WILL BE BOUND BY THE SETTLEMENT EVEN IF THEY DO NOT SUBMIT A TIMELY PROOF OF CLAIM.

IF YOU ARE A CLASS MEMBER, YOU HAVE THE RIGHT TO OBJECT TO THE SETTLEMENT, THE PLAN OF ALLOCATION, THE REQUEST BY LEAD COUNSEL FOR AN AWARD OF ATTORNEYS' FEES NOT TO EXCEED 25% OF THE SETTLEMENT AMOUNT AND EXPENSES NOT TO EXCEED \$3,000,000, PLUS INTEREST EARNED THEREON AND AN AWARD TO REPRESENTATIVE PARTIES NOT TO EXCEED \$73,000 IN THE AGGREGATE PURSUANT TO 15 U.S.C. § 78u-4(a)(4). ANY OBJECTIONS MUST BE FILED WITH THE COURT BY AUGUST 18, 2024, IN THE MANNER AND FORM EXPLAINED IN THE NOTICE.

DATED: JUNE 3, 2024 BY ORDER OF THE COURT UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

<sup>1</sup> The Stipulation can be viewed and/or obtained at www.2019AppleSecuritiesSettlement.com. <sup>2</sup> Proof of claim forms that are legibly postmarked no later than October 4, 2024 will be treated as received on the postmark date. Please be advised that the U.S. Postal Service may not postmark mail which is not presented in person.

BUSINESS OPPORTUNITIES

MORTGAGE REIT 8%-9% RETURN TAX EFFICIENCY REAL ESTATE SECURED GROWTH / INCOME SEEKING RIA'S & ACCREDITED INVESTORS 866-700-0600 ALLIANCE MORTGAGE FUND

120 Van Ness Dr., Ste. 515 • Aliso Viejo, CA 92656 www.alliancemortgagefund.com RE Broker • CA DRE # 02064955 Broker License ID

BANKRUPTCIES

NOTICE OF INTENT TO DISPOSE OF CLIENT FILES By Stroock & Stroock & Lavan LLP

A New York Limited Liability Partnership in Dissolution On November 17, 2023, the law firm of Stroock & Stroock & Lavan LLP ("Stroock") entered into dissolution and will be effective as of December 31, 2023, ceased providing legal services. Currently, Stroock is winding down its affairs and liquidating its assets.

As part of its dissolution process, Stroock intends to dispose of unclaimed client files (whether physical or electronic) in its possession, or under its control, by rendering them unreadable and otherwise destroying them.

Parties who believe that their files are in the possession, or under the control, of Stroock and desire to claim and retrieve, at their own expense, such files must complete and submit an online client file retrieval form by no later than August 9, 2024. You may obtain an online retrieval form, along with instructions about completing and submitting same, by sending a request by email to: FileRetrieval@stroock.com.

There is no requirement for any party to retrieve a file if otherwise does not wish to obtain.

THE DEADLINE FOR SUBMITTING AN ONLINE REQUEST TO RETRIEVE YOUR CLIENT FILES IS AUGUST 9, 2024.

IF A PROPERLY COMPLETED ONLINE RETRIEVAL FORM IS NOT SUBMITTED BY AUGUST 9, 2024, STROOCK MAY PROCEED TO DESTROY YOUR FILES AND YOU WILL RECEIVE NO FURTHER COMMUNICATION REGARDING SAME.

Dated: June 11, 2024

DEA

LEGAL NOTICE DEA NOTICE OF FORFEITURE SOUTHERN DISTRICT OF TEXAS

2016 Cadillac XTS Sedan VIN 2G61N5S3XG910363 Seized from Leandro Antonio Tabora-Mendez on 03/24/2021 at 7218 Forest Lane, Humble, TX. Any person asserting an ownership or possessory interest and desiring to claim the above vehicle has 30 days from the date of the first publication to file a claim with DEA at 1433 West Loop South, Suite 600, Houston, TX 77027. Attn: DEA/ARG.

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BANKRATE.COM MMA, Savings and CDs

Average Yields of Major Banks Tuesday, July 2, 2024

Table with columns: Type, MMA, 1-MO, 2-MO, 3-MO, 6-MO, 1-YR, 2-YR, 25YR, 5YR. Lists National average, Savings, Weekly change, Jumbos.

Consumer Savings Rates

Below are the top federally insured offers available nationwide according to Bankrate.com's weekly survey of highest yields. For latest offers and reviews of these financial institutions, please visit bankrate.com/banking/reviews. Information is believed to be reliable, but not guaranteed.

High yield savings

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Money market account, Six-month CD, Forbriht Bank, Bask Bank, Vio Bank, etc.

One-month CD

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Lone Star Bank, Presidential Bank, BrioDirect, etc.

Two-year CD

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Lone Star Bank, Presidential Bank, State Bank of India California, etc.

Three-month CD

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Merrick Bank, Bask Bank, America First FCU, etc.

High yield jumbos - Minimum is \$100,000

Money market account

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Vio Bank, UFB Direct, Western State Bank, etc.

One-month CD

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Lone Star Bank, Presidential Bank, State Bank of India California, etc.

Three-month CD

Table with columns: Bank, Phone number, Minimum, Yield (%), Bank, Phone number, Minimum, Yield (%). Lists Merrick Bank, America First FCU, Popular Direct, etc.

Notes: Accounts are federally insured up to \$250,000 per person. Yields are based on method of compounding and rate stated for the lowest required opening deposit to earn interest. CD figures are for fixed rates only. MMA: Always six (6) third-party transfers per month. CD (3) of which may be checks. Rates are subject to change.

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Declaration of Publication

I, Carla Peak, as Vice President, Legal Notification Services at Verita Global LLC f/k/a Gilardi Settlement Administration Company in San Rafael, California, hereby certify that I caused the attached notice to be printed in said publication on July 3, 2024:

Name of Publication: The Wall Street Journal

Address: 1211 Avenue of the Americas

City, State, Zip: New York, NY 10036

Phone #: 1-800-568-7625

State of: New York

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 3rd day of July 2024, at Sellersville, Pennsylvania.

A handwritten signature in black ink that reads "Carla Peak". The signature is written in a cursive style with a horizontal line underneath the name.

Carla Peak



## Robbins Geller Rudman & Dowd LLP Announces Proposed Settlement in the 2019 Apple Securities Litigation

July 03, 2024 08:00 AM Eastern Daylight Time

SAN DIEGO--(BUSINESS WIRE)--The following statement is being issued by Robbins Geller Rudman & Dowd LLP regarding the 2019 Apple Securities Litigation:

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re APPLE INC. SECURITIES  
LITIGATION

Case No. 4:19-cv-02033-YGR  
CLASS ACTION

This Document Relates To:  
ALL ACTIONS.

### SUMMARY NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION

**TO: ALL PERSONS WHO PURCHASED OR OTHERWISE ACQUIRED THE PUBLICLY TRADED SECURITIES OF APPLE INC. ("APPLE"), INCLUDING PURCHASERS OF APPLE CALL OPTIONS AND SELLERS OF APPLE PUT OPTIONS, DURING THE PERIOD FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, AND WHO SUFFERED DAMAGES BY DEFENDANTS' ALLEGED VIOLATIONS OF SECTIONS 10(B) AND 20(A) OF THE SECURITIES EXCHANGE ACT OF 1934 ("CLASS" OR "CLASS MEMBERS")**

**THIS NOTICE WAS AUTHORIZED BY THE COURT. IT IS NOT A LAWYER SOLICITATION. PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY.**

YOU ARE HEREBY NOTIFIED that a hearing will be held on September 17, 2024, at 2:00 p.m., before the Honorable Yvonne Gonzalez Rogers at the United States District Court, Northern District of California, Ronald V. Dellums Federal Building & U.S. Courthouse, Courtroom 1 – 4th Floor, 1301 Clay Street, Oakland, CA 94612, to determine whether: (1) the proposed settlement (the "Settlement") of the above-captioned action as set forth in the Amended Stipulation of Settlement ("Stipulation")<sup>1</sup> for \$490 million in cash should be approved by the Court as fair, reasonable, and adequate; (2) the Judgment as provided under the Stipulation should be entered dismissing the Action with prejudice; (3) to award Lead Counsel attorneys' fees and expenses out of the Settlement Fund (as defined in the Class Action Settlement Notice ("Notice"), which is discussed below) and to award Representative Parties for their time and expenses pursuant to 15 U.S.C. §78u-4(a)(4), and, if so, in what amount, and (4) the Plan of Allocation should be approved by the Court as fair, reasonable, and adequate.

IF YOU PURCHASED OR OTHERWISE ACQUIRED APPLE PUBLICLY TRADED SECURITIES FROM NOVEMBER 2, 2018, THROUGH JANUARY 2, 2019, INCLUSIVE, YOUR RIGHTS MAY BE AFFECTED BY THE SETTLEMENT OF THIS ACTION.

To share in the distribution of the Net Settlement Fund, you must establish your rights by submitting a Proof of Claim and Release form ("Proof of Claim") by mail (**received no later than October 4, 2024**) or electronically (**no later than October 4, 2024**). Your failure to submit your Proof of Claim by October 4, 2024, will subject your claim to rejection and preclude you from receiving any of the recovery in connection with the Settlement of this Action.<sup>2</sup> If you purchased, or otherwise acquired, Apple publicly traded common stock or call options on Apple common stock, or sold put options on Apple stock during the period from November 2, 2018, through January 2, 2019, inclusive, and do not request exclusion from the Class, you will be bound by the Settlement and any judgment and release entered in the Action, including, but not limited to, the Judgment, whether or not you submit a Proof of Claim.

You may review the Notice, which more completely describes the Settlement and your rights thereunder (including your right to object to the Settlement), access the Proof of Claim, and find the Stipulation (which, among other things, contains definitions for the defined terms used in this Summary Notice) and other Settlement documents, online at [www.2019applesecuritiessettlement.com](http://www.2019applesecuritiessettlement.com), or by writing to:

Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 301135  
Los Angeles, CA 90030-1135

Inquiries should NOT be directed to Defendants, the Court, or the Clerk of the Court.

Inquiries, other than requests for the Notice or for a Proof of Claim, may be made to Lead Counsel:

ROBBINS GELLER RUDMAN & DOWD LLP  
Ellen Gusikoff Stewart  
655 West Broadway, Suite 1900, San Diego, CA 92101  
Telephone: 1-800-449-4900  
[settlementinfo@rgrdlaw.com](mailto:settlementinfo@rgrdlaw.com)

IF YOU DESIRE TO BE EXCLUDED FROM THE CLASS, YOU MUST SUBMIT A REQUEST FOR EXCLUSION SUCH THAT IT IS **RECEIVED BY AUGUST 18, 2024**, IN THE MANNER AND FORM EXPLAINED IN THE NOTICE. ALL CLASS MEMBERS WILL BE BOUND BY THE SETTLEMENT EVEN IF THEY DO NOT SUBMIT A TIMELY PROOF OF CLAIM.

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DATED: JUNE 3, 2024

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

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<sup>1</sup> The Stipulation can be viewed and/or obtained at [www.2019applesecuritiessettlement.com](http://www.2019applesecuritiessettlement.com).

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## Contacts

### Media:

Robbins Geller Rudman & Dowd LLP  
Shareholder Relations Department  
Greg Wood  
(619) 231-1058

### Declaration of Publication

I, Carla Peak, as Vice President, Legal Notification Services at Verita Global LLC f/k/a Gilardi Settlement Administration Company in San Rafael, California, hereby certify that I caused the attached notice to be published as a press release by the following wire service:

Name of Publication: BusinessWire  
Address: 101 California Street 20th Floor  
City, ST Zip: San Francisco, CA 94111  
Phone #: 415-986-4422  
State of: California

The press release was distributed on July 3, 2024 to the following media circuits offered by the above-referenced wire service:

1. National Newslite

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 3rd day of July 2024, at Sellersville, Pennsylvania.



Carla Peak  
Carla Peak