

*Tendered  
9-26-2023*

COMMONWEALTH OF KENTUCKY  
HENDERSON CIRCUIT COURT  
CIVIL ACTION NO. 2023-CI-00358

DAVID WHITING,  
on behalf of himself and all others similarly situated,

PLAINTIFF,

v.

YELLOW SOCIAL INTERACTIVE LTD.,

DEFENDANT.

**[PROPOSED] ORDER EXTENDING DEADLINES**

WHEREAS, the above-captioned matter came before this Court upon the Parties' Joint Motion to Extend Deadlines. Based upon the motion and all the files and proceedings herein, the Court finds as follows:

1. The Court adopts the following revised dates and deadlines to replace the corresponding dates in the Preliminary Order Approving Class Action Settlement, Certifying the Class for Settlement Purposes, Approving Notice Plan, Appointing Class Representative, and Appointing Class Counsel ("Preliminary Approval Order") previously entered by this Court on August 15, 2023. Other than these revised dates, the Preliminary Approval Order remains in effect, unchanged, in all respects:

- a. The deadline for Settlement Class Members to submit claims shall be January 29, 2024, which is no fewer than fifty-six (56) days following the Final Approval Hearing.
- b. Any Settlement Class Member wishing to be excluded from the Settlement Class shall have until November 17, 2023 to do so, which is no more than forty-five (45) days after the dissemination of the class notice and claims forms but no sooner than 14 days after Class Counsel submits papers supporting a Fee Award.

- c. Any Settlement Class Member wishing to object to the terms of the Settlement Agreement shall have until November 17, 2023 to do so, which is no more than forty-five (45) days after the dissemination of the class notice and claims forms but no sooner than 14 days after Class Counsel submits papers supporting a Fee Award.
- d. Class Counsel shall still file their memorandum of points and authorities in support of their motion for approval of attorneys' fees, costs, and expenses no later than November 3, 2023, which is fourteen (14) days prior to the Objection/Exclusion Deadline.
- e. Settlement Class Counsel shall still file a memorandum of points and authorities in support of the final approval of the Settlement Agreement no later than November 27, 2023, which is fourteen (14) days prior to the Final Approval Hearing.
- f. The final settlement approval fairness hearing on the question of whether the proposed Settlement Agreement, attorneys' fees to Class Counsel, and the Settlement Class Representative's Incentive Award should be finally approved as fair, reasonable and adequate as to the members of the Settlement Class shall be rescheduled from November 13, 2023 at 1:00 p.m. local time to December 11, 2023 at 9:00 a.m. local time.

SO ORDERED this 2<sup>nd</sup> day of October, 2023.

*Karen A. Wilson*

HON.  
Henderson County Chief Circuit Judge

4858-0235-5329, v. 1

ENTERED 10-2-2023  
Clyde Gregory Sutton, Henderson Circuit Clerk  
C. GREGORY SUTTON, CLERK  
BY William Baker D.C.