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20 *Interim Co-Lead Class Counsel*

21
22 **UNITED STATES DISTRICT COURT**
23 **NORTHERN DISTRICT OF CALIFORNIA**
24 **SAN FRANCISCO DIVISION**

25 IN RE: 23ANDME, INC. CUSTOMER DATA
26 SECURITY BREACH LITIGATION

No. 3:24-md-03098-EMC

27 This Document Relates to: ALL ACTIONS

28 **NOTICE OF MOTION AND MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Judge: Hon. Edward M. Chen
Courtroom: 5, 17th Floor
Hearing Date: October 17, 2024
Hearing Time: 1:30 p.m.

1 **TO THE COURT, THE PARTIES, AND THEIR COUNSEL OF RECORD:**

2 **PLEASE TAKE NOTICE THAT** on October 17, 2024, at 1:30 p.m. or as soon thereafter as
3 counsel may be heard, before the Honorable Edward M. Chen, at the United States District Court for
4 the Northern District of California, San Francisco Division, located at 450 Golden Gate Ave. San
5 Francisco, CA 94102, Plaintiffs will and hereby do move this Court, pursuant to Federal Rule of Civil
6 Procedure 23, for an order granting Plaintiffs’ Unopposed Motion for Preliminary Approval of Class
7 Action Settlement.

8 Plaintiffs base their Motion for Preliminary Approval of Class Action Settlement on this Notice;
9 the Memorandum of Points and Authorities filed in support thereof; the Settlement Agreement and
10 Release (“Settlement Agreement”) and all exhibits attached thereto; the Declaration of Cari Campen
11 Laufenberg, Norman E. Siegel and Gayle M. Blatt in Support of Plaintiffs’ Motion for Preliminary
12 Approval of Class Action Settlement (“Class Counsel Decl.”); the Declaration of Carla A. Peak
13 (“Admin. Decl.”) and all exhibits attached thereto; the Declaration of Gerald Thompson (“CyEx Decl.”)
14 all other records and papers on file in this action; any oral argument on the Motion; and all other matters
15 properly before the Court.

16 Plaintiffs seek an order pursuant to Federal Rule of Civil Procedure 23(b)(3) certifying the
17 Settlement Class more fully described in the Settlement Agreement filed concurrently herewith;
18 preliminarily approving the Settlement as fair, reasonable, and adequate; directing notice to be
19 disseminated to the Settlement Class in the form and manner proposed by the parties as set forth in the
20 Settlement Agreement and Exhibits 1-4 to the Admin. Decl.; appointing Verita to serve as the
21 Settlement Administrator; appointing Plaintiffs as Class Representatives and the undersigned attorneys
22 as Class Counsel; and setting a hearing date and schedule for final approval of the Settlement and
23 consideration of Class Counsel’s forthcoming motion for an award of fees, costs, expenses, and service
24 awards.

25 Dated: September 12, 2024

26 By: /s/ Gayle M. Blatt
27 Gayle M. Blatt (SBN 122048)

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Interim Co-Lead Class Counsel

CERTIFICATE OF SERVICE

I, Cass L. Lazar, hereby certify that on September 12, 2024, I electronically filed the foregoing with the Clerk of the United States District Court for the Northern District of California using the CM/ECF system, which shall send electronic notification to all counsel of record.

/s/ Cass L. Lazar

Cass L. Lazar