



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

BRET KUKARD, Derivatively on)
Behalf of the Symantec)
Corporation Employee Stock)
Purchase Plan,)

Plaintiff,)

v.)

SYMANTEC CORPORATION,)
FRANK E. DANGEARD,)
GERALDINE B. LAYBOURNE,)
DAVID L. MAHONEY,)
ROBERT S. MILLER,)
SUZANNE M. VAUTRINOT and)
V. PAUL UNRUH,)

Defendants.)

C.A. No. N18C-07-117-VLM-CCLD

PLAINTIFF’S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT AGREEMENT AND OTHER RELIEF

Plaintiff Bret Kukard (“Plaintiff”) hereby moves under Super. Ct. Civ. R. 23, before the Honorable Vivian L. Medinilla, for preliminary approval of the class action settlement agreement and other relief set forth in the Stipulation of Settlement dated June 26, 2024 (“Stipulation” or “Settlement”),¹ and filed herewith, for the reasons set forth in Plaintiff’s Memorandum of Law filed contemporaneously herewith.

Specifically, this motion seeks an order: (1) preliminarily approving of the Settlement; (2) approving of the Parties’ Notice plan; (3) provisionally certifying, for purposes of the Settlement only, the following Settlement Class:

¹ Unless otherwise noted, all capitalized terms shall have the same definition as set forth in the Stipulation.

All Persons who purchased or otherwise acquired the publicly traded common stock of Symantec pursuant to the Company's ESPP during the time period between May 22, 2015 and May 10, 2018 (the "Relevant Period"). Excluded from the Class are Defendants and their respective successors and assigns; past and current executive officers and directors of Defendants; members of the immediate families of Defendants; the legal representatives, heirs, successors, or assigns of Defendants; and any entity in which any of the above excluded persons have or had a majority ownership interest.

- (4) preliminarily appointing Plaintiff as Settlement Class Representative; (5) preliminarily appointing the law firms of Gainey McKenna & Egleston as Class Counsel to act on behalf of the Settlement Class with respect to the Settlement; (6) approving the Parties' proposed settlement procedure, including approving the Parties' selection Strategic Claims Services as Claims Administrator and approving the proposed schedule; and (7) the setting of a Final Approval Hearing.

Dated: July 10, 2024

BIELLI & KLAUDER, LLC

By: /s/ Ryan M. Ernst
Ryan M. Ernst (#4788)
1204 N. King Street
Wilmington, DE 19801
Tel: (302) 803-4600
Email: rernt@bk-legal.com

GAINEY McKENNA & EGLESTON

Thomas J. McKenna (*pro hac vice*)
Gregory M. Egleston
Christopher M. Brain
260 Madison Avenue, 22nd Fl.
New York, NY 10016
Tel: (212) 983-1300
Fax: (212) 983-0383
Email: tjmckenna@gme-law.com
Email: egleston@gme-law.com
Email: cbrain@gme-law.com

Counsel for Plaintiff