



# EXHIBIT C

**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**

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

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

Plaintiff, )

v. )

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

Defendants. )

**UNSWORN DECLARATION OF BRET KUKARD  
PURSUANT TO 10 DEL. C. § 5351-56**

I, BRET KUKARD, hereby declare the following under penalty of perjury under the laws of the State of Delaware:

1. I am a resident of Randburg, South Africa. I am physically located outside of the United States and any territory of insular possession subject to the jurisdiction of the United States.

2. I am the named Plaintiff in this Action.

3. On August 5, 2024, I was appointed by this Court for purposes of settlement only as the class representative for the Settlement Class. (D.I. 56, at ¶ 3).

I submit this Affidavit in support of the motion for final approval, certification of

the class, an award of attorneys' fees and reimbursement of expenses, and a case contribution award.

4. I currently reside overseas in Randburg, South Africa.

5. I am represented by Thomas J. McKenna and Gregory M. Egleston of the New York law firm of Gainey McKenna & Egleston, Class Counsel in this Action.

6. I initiated contact with Gainey McKenna & Egleston and had discussions with Mr. McKenna, Mr. Egleston and their staff as to the duties and obligations of a plaintiff in a proposed class action. Following this, I agreed to commence this Action against Symantec.

7. I understood the risks associated with being a plaintiff in, and prosecuting, this Action. I also understood it would be my responsibility to possibly travel to sit for a deposition and give my testimony in this case. I also understood that if the case went to trial, I would have to travel to Delaware and give my testimony live before the fact-finder. I also understood that I would receive no additional compensation for leading the case against Symantec and also understood that I would receive no recovery on behalf of myself or the Settlement Class should the Action be unsuccessful.

8. I provided information to and answered questions from Mr. McKenna regarding the facts of the Action to assist him with developing the complaint. I

reviewed a draft of the original complaint and authorized it to be filed to commence this lawsuit on behalf of myself and on behalf of the proposed class. The complaint that included me as a named Plaintiff was filed in this Court in C.A. No. N18C-07-117-VLM-CCLD on July 13, 2018.

9. In prosecuting the suit, I hoped to obtain a monetary recovery for myself and all other similarly situated Symantec Plan participants who purchased or otherwise acquired Symantec securities between May 22, 2015 and May 10, 2018.

10. As the action progressed, I conferred regularly with Gainey McKenna & Egleston, and in particular, Thomas J. McKenna, Esq. In addition to numerous telephone calls with counsel to discuss the case, I also exchanged emails with counsel about the progress of the case and also sent and received correspondence to counsel via email.

11. Mr. McKenna often had questions for and needed information and documents from me concerning the Plan, my interactions with Symantec, my acquiring of Symantec securities under the Plan, and documents generated by me and/or Symantec, all in an effort to advance the claims of Class that Symantec had violated the Securities Act. I readily provided to him whatever I knew or could find that he requested.

12. I also participated in the following activities during the course of the litigation: (i) reviewing and investigating claims against Symantec; (ii)

communicating with my counsel in connection with the investigation of the claim and the preparation and filing of the class action complaint; (iii) reviewing public records and other documents such as the Company's Registration Statement and other Plan documents and materials in connection with the case against Defendants; (iv) following news stories about Symantec and alerting my counsel to any that seemed relevant; (v) reviewing and approving the complaint filed on my behalf and other pleadings and documents filed in the action and discussions with my counsel in connection therewith; (vi) regular update communications with counsel concerning the status and strategy of the action; (vii) searching my own files for Symantec and Plan-related documents and sending what I found to my counsel; (viii) communications with my counsel about the mediation and settlement negotiations my counsel were conducting with Symantec's counsel in an to attempt to settle this action; and (ix) review and approval of the terms of the proposed settlement.

13. I understood in bringing this case as a named plaintiff that I was exposing myself to potential attack by Defendants as someone who could not appropriately serve as a class representative for whatever reasons Defendants would try to advance.

14. Nonetheless, I agreed to subject myself to that scrutiny and run these serious professional risks for the benefit of the proposed class.

15. I approached each of these tasks with diligence, focus, and commitment.

16. I conferred with my counsel when the parties agreed to mediate and to engage in settlement negotiations, and I agreed that the parties should discuss settlement and attend mediation.

17. I agreed with my counsel that the Defendants' settlement offer that the Action be settled for the payment of the sum of \$850,000 by Symantec, should be accepted as in the best interests of the Class and presented to this Court for its review.

18. I have not kept detailed daily or other time records which would show the precise amount of time which I have devoted to this Action, but I have reviewed my records of my communications with my counsel and the court papers I reviewed. I estimate that my total time devoted to this litigation, including all of my phone calls, emails and other consultations with my counsel, reviewing the pleadings and other court papers in the case, together with the time I spent consulting on and reviewing the terms of the proposed settlement and the written settlement papers, involved many dozens of hours of my time from 2018 to the present.

19. For all the foregoing reasons, I respectfully request that this Court grant final approval of this class action settlement and class certification. I further request that this Court award the requested attorneys' fees, reimbursement of expenses, and the requested case contribution award from the funds obtained in this Settlement.

I declare under penalty of perjury under the laws of the State of Delaware that the foregoing is true and correct, and that I am physically located outside the geographic boundaries of the United States, Puerto Rico, the United States Virgin Island, and any territory or insular possession subject to the jurisdiction of the United States.

Executed this 23rd day of October 2024 in Randburg, South Africa.

A handwritten signature in black ink that reads "Bret Kukard". The signature is written in a cursive style with a period at the end.

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Bret Kukard