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12 *Settlement Class*

13 **UNITED STATES DISTRICT COURT**
14 **SOUTHERN DISTRICT OF CALIFORNIA**

15 IN RE PROGENITY, INC.
16 SECURITIES LITIGATION

17 Case No. 3:20-cv-01683-RBM-AHG

18 **SUPPLEMENTAL DECLARATION**
19 **OF MARGERY CRAIG**
20 **CONCERNING: (A) MAILING/**
21 **EMAILING OF NOTICE; (B)**
22 **REPORT ON REQUESTS FOR**
23 **EXCLUSION AND OBJECTIONS;**
24 **AND (C) CLAIMS RECEIVED TO**
25 **DATE**

26 Hon. Ruth Bermudez Montenegro

27 Hearing Date: February 23, 2026

28 Hearing Time: 10:00 a.m.

Location: 221 W. Broadway

Courtroom: 5B

1 I, Margery Craig, declare as follows:

2 1. I am a Project Manager at Strategic Claims Services (“SCS”), a
3 nationally recognized class action administration firm.¹ I have over nineteen years
4 of experience specializing in the administration of class action cases. SCS was
5 established in April 1999 and has administered over five hundred and seventy-five
6 (575) class action cases since its inception. I have personal knowledge of the facts
7 set forth herein and, if called on to do so, I could and would testify competently
8 thereto.

9 **UPDATE ON MAILING/EMAILING OF NOTICE**

10 2. Pursuant to the Court’s Order Granting Plaintiffs’ Motion for
11 Preliminary Approval of Class Action Settlement, dated October 23, 2025 (ECF No.
12 96) (the “Preliminary Approval Order”), the Court appointed SCS as the Claims
13 Administrator to supervise and administer the notice procedure in connection with
14 the proposed Settlement as well as the processing of claims. I submit this declaration
15 as a supplement to my earlier declaration, the Declaration of Margery Craig
16 Concerning: (A) Mailing of CAFA Notices; (B) Mailing/Emailing of Notice; (C)
17 Publication of the Summary Notice; and (D) Report on Requests for Exclusion and
18 Objections, dated January 13, 2026 (ECF No. 99-3) (the “Initial Mailing
19 Declaration”).

20 3. As reported in the Initial Mailing Declaration, as of January 13, 2026,
21 a total of 10,551 Postcard Notices had been mailed to potential Settlement Class
22 Members either by SCS or nominees. As also reported in the Initial Mailing
23 Declaration, there were 4,785 potential Settlement Class Members for whom SCS
24 received both a physical mailing address and a valid email address. For these

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26 ¹ All capitalized terms used herein that are not otherwise defined have the meanings
27 ascribed to them in the Stipulation and Agreement of Settlement, dated May 7, 2025
28 (ECF No. 91-3) (the “Stipulation”).

1 potential Settlement Class Members, SCS both mailed a Postcard Notice and
2 emailed the link to the Notice of (I) Pendency of Class Action, Certification of
3 Settlement Class, and Proposed Settlement; (II) Settlement Fairness Hearing; and
4 (III) Motion for an Award of Attorneys’ Fees and Reimbursement of Litigation
5 Expenses (“Notice”) and Proof of Claim and Release Form (“Claim Form”)
6 (collectively, the “Notice Packet”). These 4,785 potential Settlement Class
7 Members are reflected in the 10,551 mailed Postcard notices reported above.
8 Additionally, as noted in the Initial Mailing Declaration, SCS was notified by one
9 nominee that they emailed 3,058 of their customers to notify them of this Settlement
10 and provided the link to the Notice Packet. Since the Initial Mailing Declaration
11 was filed, SCS has not received notice from, nor been informed by, any nominees
12 that additional notices were sent to potential Settlement Class Members.²

13 4. After the Initial Mailing Declaration was filed, 359 Postcard Notices
14 were returned as undeliverable. Of these, the United States Postal Service provided
15 16 forwarding addresses, and SCS promptly mailed another Postcard Notice to the
16 updated addresses. The remaining 343 Postcard Notices returned as undeliverable
17 were “skip-traced” to obtain updated addresses, and 200 were re-mailed to updated
18 addresses. Excluding the 188³ Postcard Notices that remain undeliverable, a total of
19 13,421 Postcard Notices and Notice Packets have been disseminated to potential
20 Settlement Class Members and nominees by first-class mail or email.

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23 _____
24 ² SCS received four requests from potential Settlement Class Members to mail them
a Notice Packet. SCS immediately mailed them a Notice Packet.

25 ³ The Initial Mailing Declaration noted 107 Postcard Notices returned as
26 undeliverable were “skip-traced” to obtain updated addresses and 62 were re-mailed
27 to updated addresses. Of the 188 Postcard Notices that remain undeliverable, 45 are
referenced in the Initial Mailing Declaration.

1 **UPDATE ON TOLL-FREE PHONE LINE**

2 5. As stated in the Initial Mailing Declaration, SCS maintains a toll-free
3 telephone number (1-866-274-4004) for potential Settlement Class Members to call
4 and obtain information about the Settlement. SCS has and will continue to promptly
5 respond to each telephone inquiry and address Settlement Class Members' inquiries
6 through the administration process.

7 **UPDATE ON SETTLEMENT WEBSITE**

8 6. On November 6, 2025, SCS established a webpage on its website at
9 www.strategicclaims.net/progenity ("Settlement Website"). The Settlement
10 Website is accessible 24 hours a day, 7 days a week. The Settlement Website
11 contains information related to the current status of the Action; case deadlines; the
12 online claim filing portal; and important documents such as the Notice, Claim Form,
13 Postcard Notice, Preliminary Approval Order, Stipulation with exhibits, the Order
14 Granting Defendants' Motion to Dismiss the Third Amended Complaint, and the
15 Third Amended Class Action Complaint for Violation of the Securities Act of 1933.

16 7. On January 20, 2026, SCS updated the Settlement Website to include
17 downloadable PDF copies of: (a) Lead Plaintiffs' Notice of Motion and Motion for
18 Final Approval of Class Action Settlement and Plan of Allocation (ECF No. 98); (b)
19 Memorandum of Law in Support of Lead Plaintiffs' Motion for Final Approval of
20 Class Action Settlement and Plan of Allocation (ECF No. 98-1); (c) Declaration of
21 Garth Spencer in Support of: (I) Lead Plaintiffs' Motion for Final Approval of Class
22 Action Settlement and Plan of Allocation; and (II) Lead Counsel's Motion for an
23 Award of Attorneys' Fees and Reimbursement of Litigation Expenses (ECF No. 99-
24 2); (d) Lead Counsel's Notice of Motion and Motion for an Award of Attorneys'
25 Fees and Reimbursement of Litigation Expenses (ECF No. 99); and (e)
26 Memorandum of Law in Support of Lead Counsel's Motion for an Award of
27
28

1 Attorneys' Fees and Reimbursement of Litigation Expenses (ECF No. 99-1); To
2 date, the Settlement Website has received 1,861 pageviews from 760 unique users.

3 **UPDATE ON REPORT ON EXCLUSIONS AND OBJECTIONS**

4 8. The Postcard Notice, Notice, Summary Notice, and Settlement Website
5 informed potential Settlement Class Members that requests for exclusion were to be
6 mailed to SCS such that they were received no later than February 3, 2026. The
7 Notice also set forth the information that must be included in each request for
8 exclusion. SCS has been monitoring all mail delivered for this case. To date, SCS
9 has not received any exclusion requests.

10 9. The Postcard Notice, Notice, Summary Notice, and Settlement Website
11 further informed Settlement Class Members that the objection deadline was
12 February 3, 2026. The Notice also provides that written objections must have been
13 submitted to the Clerk of the Court, and mailed to Lead Counsel and Defendants'
14 Counsel, such that they were received on or before the deadline. As of the date of
15 this declaration, SCS has not been notified of any objections or received any
16 misdirected objections.

17 **UPDATE ON CLAIMS RECEIVED TO DATE**

18 10. The deadline for claims submission was no later than February 3, 2026,
19 if submitted on the Settlement Website, or postmarked no later than February 3,
20 2026. As of the date of this declaration, SCS has received 2,107 claims.

21 11. Of the 2,107 claims received to date, 2,066 have been provisionally
22 processed. SCS has preliminarily determined that, of the 2,066 claims that SCS has
23 processed to date, 242 are acceptable in whole, 259 are acceptable in part, and 1,565
24 should be wholly rejected because they are either ineligible, wholly deficient, or
25 have no Recognized Loss when calculated in accordance with the proposed Plan of
26 Allocation.

