

1 ROBERT V. PRONGAY (#270796)  
2 *rprongay@glancylaw.com*  
3 JOSEPH D. COHEN (#155601)  
4 *jcohen@glancylaw.com*  
5 GARTH SPENCER (#335424)  
6 *gspencer@glancylaw.com*  
7 GLANCY PRONGAY & MURRAY LLP  
8 1925 Century Park East, Suite 2100  
9 Los Angeles, California 90067  
10 Telephone: (310) 201-9150  
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12 *Attorneys for Lead Plaintiffs and the*  
13 *Settlement Class*

11 **UNITED STATES DISTRICT COURT**  
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 IN RE PROGENITY, INC.  
14 SECURITIES LITIGATION

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

15 **LEAD PLAINTIFFS' NOTICE OF**  
16 **MOTION AND MOTION FOR**  
17 **FINAL APPROVAL OF CLASS**  
18 **ACTION SETTLEMENT AND**  
19 **PLAN OF ALLOCATION**

20 Hon. Ruth Bermudez Montenegro

21 Hearing Date: February 23, 2026

22 Hearing Time: 10:00 a.m.

23 Location: 221 W. Broadway

24 Courtroom: 5B

1           **PLEASE TAKE NOTICE THAT** pursuant to the Court’s Order Granting  
2 Plaintiffs’ Motion For Preliminary Approval Of Class Action Settlement (ECF No.  
3 96), on February 23, 2026 at 10:00 a.m., or as soon thereafter as the Parties may be  
4 heard by the Honorable Ruth Bermudez-Montenegro, in courtroom 5B, located at the  
5 Edward J. Schwartz United States Courthouse, 221 W. Broadway, San Diego, CA  
6 92101, Court-appointed lead plaintiffs Lin Shen, Lingjun Lin, and Fusheng Lin  
7 (“Lead Plaintiffs”)<sup>1</sup> will and hereby do move the Court, for entry of an Order: (i)  
8 granting final approval of the Settlement in the above-captioned action on the terms  
9 set forth in the Stipulation; and (ii) approving the proposed Plan of Allocation for  
10 distribution of the Net Settlement Fund.

11           Lead Plaintiffs’ motion is based on this Notice of Motion; the concurrently filed  
12 Memorandum of Law; the concurrently filed Declaration of Garth Spencer in Support  
13 of: (I) Lead Plaintiffs’ Motion for Final Approval of Class Action Settlement and Plan  
14 of Allocation; and (II) Lead Counsel’s Motion for an Award of Attorneys’ Fees and  
15 Reimbursement of Litigation Expenses, and all exhibits thereto; all pleadings and  
16 records on file in this Action; and other such matters as the Court may consider.

17           Lead Counsel conferred with counsel for the Remaining Defendants with  
18 respect to this motion. The Remaining Defendants’ counsel have authorized Lead  
19 Counsel to represent that the Remaining Defendants do not oppose this motion.

20           Proposed Orders granting the requested relief will be submitted with Lead  
21 Counsel’s reply papers after the deadlines for objecting to the motion or requesting  
22 exclusion have passed.

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27 <sup>1</sup> All capitalized terms, unless otherwise defined herein, have the same meaning as set  
28 forth in the Stipulation and Agreement of Settlement dated May 7, 2025  
 (“Stipulation”; ECF No. 91-3).

1 DATED: January 20, 2026

**GLANCY PRONGAY & MURRAY LLP**

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By: s/ Garth Spencer  
ROBERT V. PRONGAY (#270796)  
*rprongay@glancylaw.com*  
JOSEPH D. COHEN (#155601)  
*jcohen@glancylaw.com*  
GARTH SPENCER (#335424)  
*gspencer@glancylaw.com*  
1925 Century Park East, Suite 2100  
Los Angeles, California 90067  
Telephone: (310) 201-9150

*Attorneys for Lead Plaintiffs and the Settlement Class*

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**PROOF OF SERVICE BY ELECTRONIC POSTING**

I, the undersigned say:

I am not a party to the above case and am over eighteen years old. On January 20, 2026, I served true and correct copies of the foregoing document, by posting the document electronically to the ECF website of the United States District Court for the Southern District of California, for receipt electronically by the parties listed on the Court’s Service List.

I affirm under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on January 20, 2026, at Wilmington, North Carolina.

*s/ Garth Spencer*  
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Garth Spencer