

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DOUGLAS KRILEY, et al., )  
individually and on behalf of all )  
those similarly situated, )  
Plaintiffs, ) Civil Action No. 2:20-cv-416  
) Hon. William S. Stickman IV  
v. ) Hon. Christopher B. Brown  
)  
XTO ENERGY INC., )  
Defendant. )

**ORDER REGARDING DISTRIBUTION OF CLASS NOTICES**

AND NOW, this 20th day of November, 2025, this Court hereby adopts the parties' Consent Plan for Distributing Class Notices and enters the following Order:

IT IS HEREBY ORDERED that Strategic Claims Services ("SCS") of Media, Pennsylvania, is authorized to provide notices to the class members.

FURTHER ORDERED that the Notice of Pending Class Action Against XTO Energy for Allegedly Underpaying Royalties, Exhibit A to the Joint Proposed Plan for Distributing Class Notices, ("Exhibit A") is hereby approved;

FURTHER ORDERED that SCS will post on the website www.\_\_\_\_\_ / \_\_\_\_\_ a copy of Exhibit A on or before January 15, 2026; *provided, however,* that the Notice shall not be posted on the website before the date on which the Court of Appeals for the Third Circuit rules on the pending Petition for Permission to Appeal Under Rule 23(f) in Case No. 25-8035;

FURTHER ORDERED that the postcard notice attached to the Joint Proposed Plan as Exhibit B ("Exhibit B") is hereby approved;

FURTHER ORDERED that SCS will serve via First Class United States mail Exhibit B, the postcard notice, to each person or entity listed on Exhibit C to the Joint Proposed Plan on or before January 15, 2026; *provided, however,* that the postcard notice shall not be mailed before the date on which the Court of Appeals for the Third Circuit rules on the pending Petition for Permission to Appeal Under Rule 23(f) in Case No. 25-8035;

FURTHER ORDERED that SCS will serve via electronic mail a copy of Exhibit A to each person whose email address is disclosed in Exhibit C on or before January 15, 2026; *provided, however,* that the Notice shall not be transmitted before the date on which the Court of Appeals for the Third Circuit rules on the pending Petition for Permission to Appeal Under Rule 23(f) in Case No. 25-8035;

FURTHER ORDERED that XTO shall within fifteen business days provide the tax identification number, if known, of any person listed on Exhibit C to the Joint Proposed Plan whose postcard notice, Exhibit B, is returned by the Post Office as undeliverable;

FURTHER ORDERED that the publication notice, Exhibit D to the Joint Proposed Plan (“Exhibit D”) is hereby approved, and SCS will cause the Publication Notice to be published in the Butler Eagle and the Pittsburgh Post Gazette on a Sunday on or after January 15, 2026; *provided, however,* that the Publication Notice shall not be published before the date on which the Court of Appeals for the Third Circuit rules on the pending Petition for Permission to Appeal Under Rule 23(f) in Case No. 25-8035;

FURTHER ORDERED that, within seven days of mailing and publication, Plaintiffs shall file a declaration setting forth when the foregoing notices were mailed, electronically mailed and published;

FURTHER ORDERED that, within fourteen days of the opt-out deadline, Plaintiffs shall file a declaration identifying any opt-out requests they or SCS received; and

FURTHER ORDERED that the foregoing notices are the best notices practicable under the circumstances.

s/Christopher B. Brown  
\_\_\_\_\_  
United States Magistrate Judge