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7 **MORGAN & MORGAN**  
8 **COMPLEX LITIGATION GROUP**  
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Tampa, FL 33602  
Telephone: (813) 223-5505  
9 Facsimile: (813) 223-5402

10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **OAKLAND DIVISION**

13 ALEX PYGIN, an individual and California  
14 resident, on behalf of himself and all others  
similarly situated,

15 Plaintiff,

16 vs.

17 BOMBAS, LLC, SHOPIFY (USA) INC. and  
SHOPIFY, INC.

18 Defendants.

Case No.: 4:20-cv-04412-JSW

**POST DISTRIBUTION ACCOUNTING  
REPORT**

Judge: Hon. Jeffrey S. White

Pursuant to the United States District Court Northern District of California's Procedural Guidance for Class Action Settlements, Class Counsel submits the following Post Distribution Accounting Report:

SETTLEMENT DETAILS	
Total Settlement Fund	Gross Settlement Fund: \$225,000.00
Total Number of Class Members	82,615

NOTICE DETAILS	
Methods of Notice	Mail Notice (Postcards sent) E-mail Notice
Total Number of Post Card Notices Sent	4,715
Total Number of Post Card Notices Sent & <u>Not</u> Returned as Undeliverable	4,663
Total Number of Email Notices Sent	77,888
Total Number of Email Notices Sent & <u>Not</u> Returned as Undeliverable	76,336

CLAIM FORM SUBMISSIONS, EXCLUSIONS AND OBJECTIONS	
Total Number of Claim Forms Submitted	11,789 Claim Form Submissions <ul style="list-style-type: none"> <li>▪ 11,604 Online submissions</li> <li>▪ 185 Mailed submissions</li> </ul>
Total Number of Valid Claim Forms Submitted and Approved	1,922
Total Number of Opt-Outs Submitted	0
Total Number of Objections Submitted	0

**SETTLEMENT PAYMENT DETAILS**

Method(s) of Payment to Class Members	Physical Checks sent by the United States Postal Service (“USPS”) first-class mail, postage prepaid; Payments via PayPal
Total Number of Cash Payments Issued to Class Members	1,922
Total Number of Checks Issued	1,420
Total Number of PayPal Payments Issued	502
Total Cash Amount Distributed to Class Members	\$109,056.60
Average Recovery Per Claimant through 4/24/22	The deadline for class members to cash settlement payments is 10/4/2022, therefore this average number is not known at this time. If all settlement payments are cashed, the average payment per claimant will be \$56.74.
Median Recovery Per Claimant through 4/24/22	The deadline for class members to cash settlement payments is 10/4/2022, therefore this median number is not known at this time. If all settlement payments are cashed, the median payment per claimant will be \$56.71.
Total Number of Payments Issued to Class Members and Not Cashed/Cleared through 4/24/22	The deadline for class members to cash settlement payments is 10/4/2022, therefore this total number is not known at this time. As of April 24, 2022, 281 payments have not been cashed.
Total Value of Payments Not Cashed/Cleared through 4/24/22	The deadline for class members to cash settlement payments is 10/4/2021, therefore this total number is not known at this time. As of April 24, 2022, payments worth a total of \$15,955.51 have not been cashed.
Smallest Payment Amount	\$56.71
Largest Payment Amount	\$66.71

SETTLEMENT PAYMENT DETAILS	
Total Administration Costs	\$50,629.15
Amount of Residual Distributed to Non-Profit Organization	TBD
Court Appointed Service Awards to Class Representative	\$1,000.00
Attorneys' Fees Awarded	\$56,250.00
Court Awarded Attorneys' Fees as a percentage of the Settlement Fund	25.000%
Attorneys' Fees Multiplier	-0.335
Attorneys' Expenses Awarded	\$8,066.37
Court Awarded Attorneys' Expenses as a Percentage of the Settlement Fund	3.585%
Total Attorneys' Fees and Costs	\$64,316.37
Percentage of Attorneys' Fees and Costs of the Settlement Fund	28.585%

See Declaration of Ryan Chumley of Angeion Group, LLC Re: Post-Distribution Accounting attached hereto as Exhibit A.

DATED: April 25, 2022

Respectfully submitted,

**CLAYEO C. ARNOLD,  
A PROFESSIONAL LAW CORP.**

By: /s/ M. Anderson Berry  
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*Attorneys for Plaintiffs*

# Exhibit A

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

ALEX PYGIN, an individual and California resident, on behalf of himself and all others similarly situated,

Plaintiff,

vs.

BOMBAS, LLC, SHOPIFY (USA) INC. and SHOPIFY, INC.

Defendants.

Case No.: 4:20-cv-04412-JSW

**DECLARATION OF RYAN CHUMLEY  
OF ANGEION GROUP, LLC RE: POST-  
DISTRIBUTION ACCOUNTING**

I, Ryan Chumley, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the following is true and correct:

1. I am a project manager at the class action notice and settlement administration firm, Angeion Group, LLC (“Angeion”). I am fully familiar with the facts contained herein based upon my personal knowledge.

2. On November 29, 2021, the Court granted final approval to the Settlement. Pursuant to the Settlement, a Post-Distribution Accounting report must be filed with the Court and posted to the Settlement Website within 21 days after distribution of Settlement Awards.

3. On April 4, 2022, Angeion sent settlement payments to the claimants who submitted valid claims. A copy of the text of the payment letter is attached hereto as **Exhibit A**.

4. Pursuant to the United States District Court, Northern District of California’s Procedural Guidance for Class Action Settlements, Angeion submits the following Post-Distribution Accounting Report:

SETTLEMENT DETAILS	
Total Settlement Fund	Gross Settlement Fund: \$225,000.00
Total Number of Class Members	82,615

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I hereby declare under penalty of perjury that the foregoing is true and correct.

Dated: April 25, 2022

*Ryan Chumley*  
RYAN CHUMLEY

# **Exhibit A**

Payee Name: «Name»

Claim Number: [00-ID]  
Check Number: [Check Number]  
Check Date: April 5, 2022  
Check Amount: [Check Amount]

Enclosed is your settlement payment as a Settlement Class Member in the class action lawsuit *Alex Pygin v. Bombas LLC, Shopify (USA) Inc., and Shopify Inc.*, in the United States District Court for the Northern District of California, Oakland Division, Case No. 4:20-cv-04412-JSW. Your portion of the settlement proceeds has been determined pursuant to the terms of the *Settlement Agreement and Release* and *Order Granting Motion for Final Approval of Class Action Settlement and Granting Motion for Fees, Costs, and Service Award and Entering Final Judgment*.

If you have questions regarding the tax treatment of this distribution, please consult your tax advisor. We cannot provide individual tax advice regarding this distribution. Please be sure to cash this check immediately. **This check will be void 180 days after the date of issue.** Should you need further assistance please email us at [info@BombasSettlement.com](mailto:info@BombasSettlement.com).