

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

IN RE: REALPAGE, INC., RENTAL SOFTWARE ANTITRUST LITIGATION (NO. II)	))))))	Case No. 3:23-md-3071 MDL No. 3071 This Document Relates to: ALL CASES
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**ORDER APPROVING NOTICE PLAN AND PRELIMINARILY
APPROVING PLAN OF ALLOCATION**

Before the Court is Plaintiffs’ Motion for Approval of Notice Plan and Plan of Allocation (“Motion”) (Doc. No. 1402). Based upon the Motion, supporting memorandum of law, the Supplemental Declaration of Steven Weisbrot (Doc. No. 1405), (“Supplemental Weisbrot Declaration”), the proposed forms of notice and claim form, (Doc. No. 1405-2, 1405-3, 1405-4, 1405-5 and 1405-6), the proposed Plan of Allocation, (Doc. No. 1402-2) the Declaration of Russell Lamb, Ph.D., (Doc. No. 1404), and the entire record, the Court makes the following conclusions. The proposed Notice Plan and the proposed forms of notice and claim form are adequate and reasonable and constitute the best notice practicable under the circumstances. The proposed Plan of Allocation has a reasonable, rational basis and should be sent to Settlement Class members for their review prior to the final approval hearing. Accordingly, the Court finds as follows:

1. **Definitions.** Except as otherwise defined herein, all capitalized terms used in this Order shall have the meanings ascribed to them in the operative Settlement Agreements and in the Plan of Allocation.

2. **Approval of Notice Plan.** The Court approves the notice plan described in the

Motion and the Supplemental Weisbrot Declaration (the “Notice Plan”). The Court finds that the Notice Plan, including notice by direct email and U.S. mail to reasonably identifiable Settlement Class members, supplemented by digital and social media advertising, paid search, publication notice in *The New York Times*, press releases distributed via PR Newswire's National Circuit, a dedicated settlement website (www.RealPageRentalSettlement.com), and a toll-free telephone

hotline with multilingual support: (a) is the best notice practicable under the circumstances; (b) is reasonably calculated to apprise Settlement Class members of the proposed Settlements; the Plan of Allocation; the motion for attorneys’ fees, litigation expenses, and service awards; their rights to submit claims, exclude themselves, object, or appear at the Final Approval Hearing, and the binding effect of the Settlements on Settlement Class members who do not opt out; (c) constitutes due, adequate, and sufficient notice to all persons and entities entitled to receive notice; and (d) satisfies the requirements of Federal Rule of Civil Procedure 23 and the Due Process Clause of the United States Constitution.

3. **Approval of Form and Content of Notices and Claim Form.** The Court approves, as to form and content, the Long-Form Notice, the Postcard Notice, the Email Notice, and the Claim Form attached as Exhibits B-F to the Supplemental Weisbrot Declaration. The Settlement Administrator, in consultation with Settlement Class Counsel, may make non-material changes to the form and content of these documents as needed to effectuate the Notice Plan.

4. **Settlement Administrator.** Angeion Group, LLC, previously appointed as Settlement Administrator (Doc. No. 1313), is authorized to implement the Notice Plan and

administer claims in accordance with this Order, the Plan of Allocation, and the Settlement Agreements.

5. **Preliminary Approval of Plan of Allocation.** The Court preliminarily approves the proposed Plan of Allocation as fair, reasonable, and adequate, and within the range of possible final approval, such that notice to the Settlement Class is appropriate. The Court finds that the Plan of Allocation has a reasonable, rational basis, was developed by experienced Settlement Class Counsel in consultation with qualified economic experts, and treats Settlement Class members equitably relative to one another. Final approval of the Plan of Allocation is reserved for the Final Approval Hearing.

6. **Claims Process.** Settlement Class members who wish to receive a distribution from the Net Settlement Fund must submit a Claim Form in accordance with the instructions contained therein and the procedures set forth in the Plan of Allocation. Angeion is authorized to receive, review, and process Claim Forms consistent with the Plan of Allocation, including by pre-populating Claim Forms where feasible based on data produced by Defendants in this litigation.

7. **Review of Claim Determinations.** Any claimant whose Claim Form is rejected, in whole or in part, by the Settlement Administrator, or whose claim value or overlapping Qualifying Property determination is disputed, shall have the opportunity to seek Court review in connection with Plaintiffs' motion for a class distribution order, which, at the earliest, will be filed after claims processing is complete and after the effective dates of the Settlements have occurred. The Court may, in its discretion, appoint a neutral mediator to assist in the resolution of such disputes, with the mediator's reasonable fees and expenses to be paid from the Net

Settlement Fund.

8. **Schedule.** The following deadlines shall govern the implementation of the Notice Plan and the administration of the Settlements:

Task	Date
Notice campaign commences through direct email and implementation of publication notice	July 21, 2026
Settlement Class Counsel to file a motion for attorneys' fees, expenses, costs, and service awards.	July 28, 2026
Last day for Settlement Class members to request exclusion, object, and file notices of intent to appear at the final approval hearing.	September 1, 2026
Settlement Class Counsel to file a motion for final approval and reply in support of the motion for attorneys' fees, expenses, costs, and service awards	September 15, 2026
Final approval hearing	Two weeks after submission of the motion for final approval or at a time thereafter convenient for the Court
Last day for Settlement Class members to file claim forms	January 29, 2027

9. **Final Approval Hearing.** The Final Approval Hearing shall be held on **October 15, 2026, at 1:00 p.m. (CST)**, before the Honorable Waverly D. Crenshaw, Jr., in Courtroom 5D of the Fred D. Thompson United States Courthouse, 719 Church Street, Nashville, Tennessee 37203, to consider: (a) whether the Settlements should be granted final approval as fair, reasonable, and adequate; (b) whether the Plan of Allocation should be granted final approval; (c) whether Settlement Class Counsel's application for attorneys' fees, expenses, costs, and service awards should be approved; and (d) any other matters properly before the Court. The Court may adjourn or continue the Final Approval Hearing without further notice to the SettlementClass.

10. **Objections.** Any Settlement Class member who has not requested exclusion

may object to the Plan of Allocation, the Notice Plan, or Settlement Class Counsel's application for attorneys' fees, expenses, costs, and service awards by filing a written objection with the Court no later than September 1, 2026, in the manner set forth in the Class Notice. Any Settlement Class Member who does not object in the manner provided shall be deemed to have waived any objection and shall be foreclosed from objecting, whether by appeal or otherwise, to final approval of the Settlements, the Plan of Allocation, the Notice Plan, or the application for attorneys' fees, expenses, costs, and service awards.

11. **Exclusions.** Any Settlement Class member who wishes to be excluded from the Settlement Class must submit a written request for exclusion in the manner set forth in the Class Notice such that it is received no later than September 1, 2026.

12. **Notice and Administration Costs.** Reasonable Notice and Administration Costs shall be paid from the Settlement Fund in accordance with the operative Settlement Agreements.

13. **Retention of Jurisdiction.** The Court retains jurisdiction over all matters arising out of or relating to the Settlements, the Notice Plan, the Plan of Allocation, and this Order.

IT IS SO ORDERED.



WAVERLY D. CRENSHAW, JR.
UNITED STATES DISTRICT JUDGE