

EXHIBIT C

WHEREAS, the Parties, through their counsel, have agreed, subject to judicial approval following issuance of notice to the Settlement Class and a Fairness Hearing, to settle and dismiss with prejudice this Action upon the terms and conditions set forth in the Parties' Stipulation of Settlement, dated August 16, 2023 (the "Stipulation");

WHEREAS, on October 5, 2023, the Court issued its Order Granting Preliminary Approval of Class Action Settlement, for Issuance of Notice to the Settlement Class, and for Scheduling of Fairness Hearing in this Action (the "Preliminary Order") (NYSCEF No. 112);

WHEREAS, it appears in the record that the Notice substantially in the form approved by the Court in its Preliminary Order was mailed to all reasonably identifiable Settlement Class Members, and posted on the settlement website established by the Claims Administrator in this matter, in accordance with the Preliminary Order; and

WHEREAS, it appears in the record that the Summary Notice, substantially in the form approved by the Court, was published in accordance with the Preliminary Order;

WHEREAS, the Fairness Hearing was held before the Court on January 23, 2024, at 10:30 a.m., following issuance of notice to the Settlement Class, consistent with the Court's Preliminary Order;

WHEREAS, the Court has considered all materials submitted in connection with the Fee and Expense Application, and reviewed the relevant standards and factors for assessing the fairness and reasonableness of the requested Fee and Expense Application;

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. This Order and Final Judgment incorporates by reference the definitions in the Stipulation, and all capitalized terms used herein shall have the same meanings as set forth therein.

2. The Court has jurisdiction over the subject matter of the Action, the Plaintiffs, all Settlement Class Members, and the Defendants.

3. The Court hereby awards attorneys' fees of _____% of the Settlement Amount, plus litigation expenses in the amount of \$_____, together with the interest earned thereon for the same time period and at the same rate as that earned on the Settlement Fund until paid. The Court finds that the amount of fees awarded is appropriate and that the amount of fees awarded is fair and reasonable given the contingent nature of the Action and the substantial risks of non-recovery, time and effort involved, and result obtained for the Settlement Class.

4. The Fee and Expense Award and interest earned thereon shall immediately be paid from the Settlement Fund subject to the terms, conditions, and obligations of the Stipulation, which terms, conditions, and obligations are incorporated herein.

5. Plaintiff Sonny St. John is awarded \$_____. Such payment is appropriate considering his active participation as Class Representative in the State Action, as attested by his declaration submitted to the Court. Such payment is to be made from the Settlement Fund.

6. Plaintiff Guozhang Wang is awarded \$_____. Such payment is appropriate considering his active participation as Lead Plaintiff in the Federal Action, as attested by his declaration submitted to the Court. Such payment is to be made from the Settlement Fund.

IT IS SO ORDERED.

DATED: _____, 2024

HON. ANDREW BORROK
SUPREME COURT OF THE STATE OF NEW YORK,
NEW YORK COUNTY, COMMERCIAL DIVISION