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27 *Interim Co-Lead Class Counsel for the Settlement Class*

28 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA

29 IN RE: ZOOM VIDEO COMMUNICATIONS,
30 INC. PRIVACY LITIGATION

31 CASE NO: 3:20-cv-02155-LB

32 This Document Relates To:

33 **PLAINTIFFS' NOTICE OF MOTION
34 AND MOTION FOR FINAL APPROVAL
35 OF SETTLEMENT; MEMORANDUM OF
36 POINTS AND AUTHORITIES IN
37 SUPPORT THEREOF**

38 ALL ACTIONS

39 Judge: Hon. Laurel Beeler
40 Courtroom: B-15th floor
41 Date: April 7, 2022
42 Time: 9:30 a.m.

NOTICE OF MOTION AND MOTION

TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on April 7, 2022 at 9:30 a.m. in Courtroom B of the United States District Court for the Northern District of California, San Francisco Courthouse, 15th Floor, 450 Golden Gate Ave., San Francisco, CA 94102, the Honorable Laurel Beeler, presiding, Plaintiffs¹ will and hereby do move for an Order:

(i) Granting final certification of the Settlement Class under Federal Rules of Civil Procedure (“Rule”) 23(a) and 23(b)(3);

(ii) Granting final approval of the proposed Settlement reached between Plaintiffs and Defendant Zoom Video Communications, Inc., under Rule 23(e);

(iii) Finding that notice has been conducted in accordance with the Court-approved notice plan and comports with due process and Rule 23; and

(iv) Dismissing with prejudice Plaintiffs' and Settlement Class Members' claims against Defendant Zoom Video Communications, Inc.

The hearing will be held via Zoom. The Settlement Class Members and the general public can access or attend the hearing using the following credentials:

<https://cand-uscourts.zoomgov.com/j/1614698626?pwd=eXIQRThFajBjT0tieVBaYWpjMjFodZ09>

Webinar ID: 161 469 8626; Password: 546984

Plaintiffs' motion is based upon this Notice of Motion and Motion, the Memorandum of Points and Authorities set forth below, the Joint Declaration of Mark C. Molumphy and Tina Wolfson in Support of Plaintiffs' Motion For (1) Final Approval of Settlement; and (2) Motion for Award of Attorneys' Fees, Expenses, and Service Payments ("Joint Decl.") and all exhibits attached thereto, the Declaration of Cameron R. Azari on Implementation and Adequacy of Settlement Notice Plan and Notices ("Azari Decl.") all exhibits attached thereto, the Declaration of Jay C. Gandhi in Support of Settlement ("Gandhi Declaration"), the pleadings and records on file in this

¹ Unless otherwise defined herein, capitalized words and terms shall have the same meaning as ascribed to them in the Class Action Settlement Agreement and Release (“Settlement Agreement”).

1 Action, and other such matters and argument as the Court may consider at the hearing of this
2 motion.

3 **STATEMENT OF ISSUES TO BE DECIDED**

4 1. Whether the Court should grant final certification of the Settlement Class under
5 Rules 23(a) and 23(b)(3);
6 2. Whether the Court should grant final approval of the Settlement;
7 3. Whether the plan of allocation is fair, reasonable, and adequate; and
8 4. Whether the Court should enter judgment of dismissal of Plaintiffs' and Settlement
9 Class Members' claims against Defendant Zoom Video Communications, Inc.

10 Respectfully submitted,

11 Dated: January 28, 2022

/s/ Mark C. Molumphy

Mark C. Molumphy

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25 Dated: January 28, 2022

/s/ Tina Wolfson

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