

CONSTANTINE CANNON LLP
 JEAN KIM (*pro hac vice*)
 230 Park Avenue, 17th Floor
 New York, NY 10169
 (212) 350-2700
 (212) 350-2701 (fax)
jkim@constantinecannon.com

Lead Counsel for Plaintiffs and the Class

THE MEHDI FIRM
 Azra Z. Mehdi (State Bar No. 220406)
 95 Third Street
 2nd Floor, No. 9122
 San Francisco, CA 94103
 Ph/Fax: (415) 294-0070
azram@themehdifirm.com

Co-Lead Counsel for Plaintiffs and the Class

SHINDER CANTOR LERNER LLP
 MATTHEW L. CANTOR (*pro hac vice*)
 14 Penn Plaza, Suite 1900
 New York, NY 10122
 Telephone: 646-960-8601
matthew@scl-llp.com

STEYER LOWENTHAL BOODROOKAS
 ALVAREZ & SMITH LLP
 ALLAN STEYER (100318)
 D. SCOTT MACRAE (104663)
 235 Pine Street, Fifteenth Floor
 San Francisco, CA 94104
 (415) 421-3400
 (415) 421-2234 (fax)
asteyer@steyerlaw.com
smacrae@steyerlaw.com

FARMER BROWNSTEIN JAEGER
 GOLDSTEIN KLEIN & SIEGEL LLP
 DAVID C. BROWNSTEIN (141929)
 DAVID M. GOLDSTEIN (142334)
 155 Montgomery Street, Suite 301
 San Francisco, CA 94104
 (415) 795-2050
 (415) 520-5678 (fax)
dbrownstein@fbj-law.com
dgoldstein@fbj-law.com

Counsel for Plaintiffs and the Class

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DJENEBA SIDIBE, JERRY JANKOWSKI, SUSAN
 HANSEN, DAVID HERMAN, OPTIMUM
 GRAPHICS, INC., and JOHNSON POOL & SPA, on
 Behalf of Themselves and All Others Similarly
 Situated,

Plaintiffs,

vs.

SUTTER HEALTH,

Defendant.

Case No. 3:12-cv-4854-LB

**SUPPLEMENTAL DECLARATION
 OF JEAN KIM IN SUPPORT OF
 CLASS COUNSEL'S MOTION FOR
 COSTS, FEES AND SERVICE
 AWARDS**

I, Jean Kim, hereby declare as follows:

1. I am a partner at Constantine Cannon LLP, Lead Counsel for Plaintiffs and the Class in the above-captioned matter.

2. I am a member in good standing of the Bar of the State of New York and admitted to practice *pro hac vice* before this Court.

3. I have personal knowledge of the facts set forth in this Declaration and am fully familiar with the proceedings in this case.

4. I submit this Supplemental Declaration in support of Class Counsel's Motion for Costs, Fees and Service Awards.

I. Supplemental Costs

5. Since the filing of Class Counsel's Motion for Costs, Fees and Service Awards (ECF No. 1754) (the "Fees/Cost Motion") as revised by Plaintiffs' Motion for Final Approval (ECF 1761-2), Plaintiffs and the Class have discovered an unpaid invoice for work performed by Mr. David Axene, Plaintiffs' actuarial expert, in connection with preparations for the second trial in this case. That invoice amounts to \$39,631 and will be paid by Constantine Cannon LLP forthwith.

6. Accordingly, we revise the Fees/Costs Motion to request the reimbursement of costs totaling \$28,185,752.

Respectfully submitted,

CONSTANTINE CANNON LLP

Dated: November 6, 2025

/s/ Jean Kim
Jean Kim

Lead Class Counsel

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DJENEBA SIDIBE, JERRY JANKOWSKI, SUSAN
HANSEN, DAVID HERMAN, OPTIMUM
GRAPHICS, INC., and JOHNSON POOL & SPA, on
Behalf of Themselves and All Others Similarly
Situating,

Plaintiffs,

vs.

SUTTER HEALTH,

Defendant.

Case No. 3:12-cv-4854-LB

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION FOR FINAL
SETTLEMENT APPROVAL AND
CLASS COUNSEL'S MOTION FOR
ATTORNEYS' FEES, COSTS AND
SERVICE AWARDS**

Pending before the Court is Plaintiffs' motion for final approval of their proposed Class Settlement with Defendant Sutter Health and Class Counsel's motion for attorneys' fees, reimbursement of costs and service awards.

WHEREAS, the parties have reached an agreement providing for the settlement and dismissal with prejudice of the claims asserted in this action;

WHEREAS, Plaintiffs have submitted the proposed Settlement Agreement and materials in support of final approval;

WHEREAS, Class Counsel have submitted materials in support of their request for attorneys' fees, reimbursement of litigation costs and service awards for class representatives;

WHEREAS, due and adequate notice has been given to Class Members regarding the proposed settlement and the petition for fees and costs;

WHEREAS, a Fairness Hearing was conducted on November 6, 2025; and

WHEREAS, the 90-day period provided by the Class Action Fairness Act, 28 U.S.C. § 1715(d), has expired.

NOW, THEREFORE, in consideration of all papers filed and proceedings held herein and otherwise being fully informed and good cause appearing, the Court finds that the proposed settlement is fair, reasonable, adequate and in the best interest of the Class. The Court further finds

1 that Class Counsel's requested fees and reimbursement of costs is reasonable and well supported.
2 The Court GRANTS final approval of the proposed Class Settlement and awards attorneys' fees,
3 costs and service awards to be paid from the Settlement Fund as follows:

- 4 (1) Litigation costs in the amount of \$28,185,752;
- 5 (2) Attorneys' fees in the amount of \$75.4 million;
- 6 (3) Service awards in the amount of \$105,000; and
- 7 (4) The Claims Administrator's costs for settlement notice and class administration as
8 incurred.

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10 **IT IS SO ORDERED**

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12 DATED: _____, 2025
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HONORABLE LAUREL BEELER
UNITED STATES MAGISTRATE JUDGE
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