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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

JULIA JUNGE and RICHARD JUNGE, on
behalf of themselves and a class of similarly
situated investors,

Plaintiffs,

v.

GERON CORPORATION and JOHN A.
SCARLETT,

Defendants.

Case No. 3:20-cv-00547-WHA (DMR)

Class Action

(Consolidated with Case No. 3:20-cv-
01163-WHA)

(Related to Case No. 3:20-cv-02823-WHA;
3:22-mc-80051-WHA)

~~PROPOSED~~ ORDER SETTING
SCHEDULE IN ADVANCE OF MARCH
30, 2023 SETTLEMENT FAIRNESS
HEARING

1 WHEREAS, on September 2, 2022, Lead Plaintiffs and Class Representatives Julia Junge
2 and Richard Junge (the “Lead Plaintiffs”) and Defendants Geron Corporation and John A. Scarlett
3 (the “Defendants”, collectively with Lead Plaintiffs, the “Parties”) executed a Stipulation and
4 Agreement of Settlement (ECF No. 247) (the “Proposed Settlement” or the “Stipulation”). All terms
5 used herein have the same meaning as set forth in the Stipulation, unless otherwise defined;

6 WHEREAS, on September 2, 2022, Lead Plaintiffs, through Lead Counsel and Class
7 Counsel Kaplan Fox & Kilsheimer, LLP (“Lead Counsel”), filed their Unopposed Motion for
8 Preliminary Approval of Proposed Class Action Settlement (ECF No. 248) (the “Unopposed
9 Motion”);

10 WHEREAS, the Unopposed Motion included a Proposed Order for Preliminary Approval
11 (ECF No. 248-5), which attached a proposed Settlement Notice (ECF No. 248-6), Proof of Claim
12 and Release Form (ECF No. 248-7), and Summary Settlement Notice (ECF No. 248-8);

13 WHEREAS, on October 13, 2022, the Court held a hearing on the Unopposed Motion during
14 which the Court preliminarily approved the Proposed Settlement as fair, reasonable, and adequate
15 to the members of the Class, subject to comments from the Court, and approved the notice. ECF No.
16 257 at 29:7-13. Further, the Court set the Final Approval Hearing (also referred to as the Settlement
17 Fairness Hearing) for March 30, 2023, at 11:00AM, and directed parties to submit a two-page
18 proposed order that captures the schedule as discussed at the October 13, 2022 hearing.

19 NOW THEREFORE, IT IS HEREBY ORDERED:

20 1. The Settlement Notice (ECF No. 248-6), Proof of Claim and Release Form (ECF No.
21 248-7), and Summary Settlement Notice (ECF No. 248-8) filed with the Unopposed Motion are
22 approved, however, the Settlement Notice and Summary Settlement Notice shall state the following:
23 “The Court has given preliminary approval to the Settlement, but has invited your comments and
24 objections and would like to take into account the Class members’ views of the Settlement before
25 making a final decision on March 30, 2023.”;

26 2. The mailing of the Settlement Notice and Claim Form shall be done within ten (10)
27 business days of entry of this Order (“Notice Date”), and the publication of the Summary Settlement
28 Notice shall occur within seven (7) business days of the Notice Date;

1 3. Lead Plaintiffs' motion(s) for final approval of the Proposed Settlement, and for Lead
2 Counsel's Attorneys' Fees and Litigation Expenses (collectively the "Motions"), as well as a
3 declaration by the Claims Administrator concerning proof of the mailing and publication of notice,
4 shall be filed on or before February 2, 2023;

5 4. The deadline for members of the Class to submit a Proof of Claim and Release Form
6 in the manner set forth in the Settlement Notice shall be February 16, 2023;

7 5. The deadline for Class members to file any objection, or to request exclusion from
8 the Class in the manner set forth in the Settlement Notice shall be March 9, 2023;

9 6. Any replies in support of the Motions shall be filed on or before March 23, 2023;

10 7. Epiq Class Action and Claims Solutions, Inc. is appointed as the Claims
11 Administrator to undertake the activities in the Stipulation, set forth in the Proposed Order and any
12 other acts required by the Court;

13 8. Truist Bank, a North Carolina banking corporation, is appointed as the Escrow Agent
14 to undertake the activities in the Stipulation, set forth in the Proposed Order, and any other acts
15 required by the Court; and

16 9. All pretrial deadlines and the January 17, 2023 trial date are vacated.

17
18 IT IS SO ORDERED.

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21 DATED: October 17, 2022.



HON. WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE