

STATE OF NORTH CAROLINA BY: S. Smallwood IN THE GENERAL COURT OF JUSTICE
WAKE COUNTY SUPERIOR COURT DIVISION
24CV012197-910

CHRISTOPHER BURLESON,
individually and on behalf of themselves)
and all others similarly situated,)
)
Plaintiff)
v.)
)
NUCOR CORPORATION,)
)
Defendant.)
)

**ORDER AND JUDGMENT GRANTING FINAL
APPROVAL OF CLASS SETTLEMENT AGREEMENT**

Before the Court is Plaintiff's Unopposed Motion for Final Approval of Class Action Settlement ("Motion for Final Approval"), requesting that the Court enter an Order and Judgment Granting Final Approval of Class Action Settlement Agreement ("Final Order and Judgment") involving Plaintiff Christopher Burleson ("Plaintiff" or "Class Representative") and Defendant Nucor Corporation ("Nucor"), as fair, reasonable, adequate, and in the best interests of the Settlement Class.

Having reviewed and considered the Settlement Agreement and the Motion for Final Approval, and having conducted a final approval hearing on January 14, 2025, the Court makes the findings and grants the relief set forth below approving the Settlement upon the terms and conditions set forth in this Final Order and Judgment.

THE COURT, not being required to conduct a trial on the merits of the case or determine with certainty the factual and legal issues in dispute when determining whether to approve a proposed class action settlement; and

THE COURT, being required under North Carolina Rule of Civil Procedure 23 (G.S. 1A-1 Rule 23) to make the findings and conclusions hereinafter set forth for the limited purpose of determining whether the Settlement should be approved as being fair, reasonable, adequate, and in the best interests of the Settlement Classes; and

THE COURT, having considered all the documents filed in support of the Settlement, and having fully considered all matters raised, all exhibits and affidavits filed, all evidence received at the Final Approval Hearing, all other papers and documents comprising the record herein, and all oral arguments presented to the Court;

IT IS ORDERED that:

The terms capitalized in this Final Order and Judgment and not otherwise defined shall have the same meaning as set forth in the Settlement Agreement.

On August 30, 2024, the Court entered an Order Granting Preliminary Approval of Class Action Settlement (“Preliminary Approval Order”), which among other things: (a) approved the Notice to the Settlement Class, including approval of the form and manner of Notice under the notice program set forth in the Settlement Agreement; (b) conditionally certified a Settlement Class in this matter, including defining the class, (c) provisionally appointed Plaintiff as the Class Representative, and (d) provisionally appointed Settlement Class Counsel; (e) preliminarily approved the Settlement Agreement and the Settlement; (f) set deadlines for opt-outs and objections; (g) approved and appointed the Settlement Administrator; and (h) scheduled a final approval hearing to consider whether to grant final approval to the Settlement. In the Preliminary Approval Order, the Court conditionally certified the Settlement Class in this matter defined as follows:

All persons to whom notice was sent from Nucor that their personally identifiable information was involved in the Data Incident.

Excluded from the Settlement Classes are:

- (i) officers and directors of Nucor and/or the Related Entities;
- (ii) all Settlement Class Members who timely and validly request exclusion from the Settlement Class; and (iii) the members of the judiciary who have presided or are presiding over this matter and their families and staff.

The Court finally certifies the Settlement Class, as defined above and in the Preliminary Approval Order, pursuant to Rule 23.

A declaration from the Settlement Administrator has been submitted to the Court showing that notice was given to the Settlement Class in the form, manner, and method prescribed by the Court. The Court finds that the notice complied with the requirements of North Carolina Rule of Civil Procedure 23 (G.S. 1A-1 Rule 23) and with the requirements of due process. The deadline for Settlement Class Members to object to, or exclude themselves from, the Settlement has passed. No Settlement Class Member has submitted a timely objection to the Settlement. All Settlement Class Members who have not objected to the Settlement Agreement in the manner provided in the Settlement Agreement are deemed to have waived any objections by appeal, collateral attack, or otherwise. As of the final date of the Opt-Out Period, six (6) Settlement Class Members have submitted a valid Opt-Out Request to be excluded from the Settlement.

The Court reaffirms its certification of the Settlement Class for purposes of entering judgment on the Settlement and defined as:

The individuals to whom Nucor sent letters notifying those individuals that information relating to them may have been compromised as a result of the Data Incident.

The Settlement Class specifically excludes: (i) officers and directors of Nucor and/or the Related Entities; (ii) all Settlement Class Members who timely and validly request exclusion from the Settlement Class; (iii) the members of the judiciary who have presided or are president over this matter and their families and staff.

The Court has considered all the documents filed in support of the Settlement, and has fully considered all matters raised, all exhibits and affidavits filed, all evidence received at the final approval hearing, all other papers and documents comprising the record herein, and all oral arguments presented to the Court. The Court, having reviewed the terms of the Settlement Agreement submitted by the Parties, grants final approval of the Settlement Agreement and Settlement. The Court finds that the Settlement is fair, reasonable, adequate, and in the best interest of the Settlement Class Members. Pursuant to the Settlement Agreement, Nucor Corporation and the Settlement Administrator shall continue to implement the Settlement in the manner and timeframe as set forth therein.

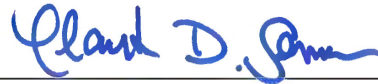
The Court reaffirms its appointment of Plaintiff Christopher Burleson as Class Representative and reaffirms the appointment of Milberg Coleman Bryson Phillips Grossman, PLLC and Kopelowitz Ostrow P.A. as Settlement Class Counsel. The Court hereby grants the Plaintiff's Motion for Attorneys' Fees, Expenses, and Service Awards, finds that the amounts sought are fair and reasonable, and awards Class Counsel combined attorneys' fees and expenses in the amount of \$115,000.00, and a service award in the amount of \$1,000.00 for the Class Representative.

Upon the Effective Date, each Settlement Class Member, including Plaintiff, shall be deemed to have, and by operation of this Final Order and Judgment shall have, fully, finally, and forever released, relinquished, and discharged all Released Claims and Unknown Claims. Further, upon the Effective Date, and to the fullest extent permitted by law, each Settlement Class Member, including Plaintiff, shall either directly, indirectly, representatively, as a member of or on behalf of the general public or in any capacity, be permanently barred and enjoined from commencing,

prosecuting, or participating in any recovery in any action in this or any other forum (other than participation in the settlement) in which any of the Released Claims is asserted.

The matter is hereby dismissed with prejudice and without costs, except that the Court reserves jurisdiction over the consummation and enforcement of the Settlement. This Final Order and Judgment resolves all claims against all parties in the lawsuit and is a final order. There is no just reason to delay the entry of final judgment in this matter, and the Clerk is directed to file this Final Order and Judgment as the final judgment in this matter.

IT IS SO ORDERED this ^{24th} day of ^{January}, 2025.



Superior Court Judge Presiding