

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

IN RE HEALTH INSURANCE
INNOVATIONS SECURITIES
LITIGATION

Case No. 8:17-cv-2186-T-60SPF

ORDER

This matter was referred to the undersigned for the purposes of setting and conducting a fairness hearing (the “Settlement Fairness Hearing”). *See* Doc. 164 at ¶ 13. Pursuant to Fed. R. Civ. P. 23(e), the Settlement Fairness Hearing shall be held on February 23, 2021, at 10:00 a.m., in the Sam M. Gibbons Courthouse, 801 N. Florida Avenue, Courtroom 11B, Tampa, FL 33602, for the following purposes:

a. to determine whether the Court should grant final certification of the Settlement Class¹ pursuant to Fed. R. Civ. P. 23(a) and (b)(3);

b. to determine whether the proposed Settlement of the Litigation on the terms and conditions provided for in the Stipulation is fair, reasonable, adequate, and in the best interests of the Settlement Class and should be finally approved by the Court;

c. to determine whether the Plan of Allocation for the proceeds of the Settlement should be approved by the Court as fair and reasonable;

d. to determine whether the Order and Final Judgment, substantially in the form attached as Exhibit B to the Stipulation (Doc. 150-1 at 98-108), should be entered, *inter alia*,

¹ The definitions in Section IV.1 of the Settlement are hereby incorporated as though fully set forth in this Order, and capitalized terms shall have the meanings attributed to them in the Settlement. (*See* Doc. 150-1 at 6-13, ¶¶ 1.1-1.27).

dismissing the Litigation against the Defendants with prejudice and extinguishing and releasing all Released Claims (as defined in the Stipulation);

e. to consider Settlement Class Counsel's application for an award of attorneys' fees and reimbursement of litigation expenses;

f. to consider any application for reimbursement of costs and expenses (including lost wages) by Lead Plaintiff in connection with his representation of the Settlement Class; and

g. to rule on such other matters as the Court may deem appropriate.

The Court reserves the right to adjourn the Settlement Fairness Hearing or any adjournment thereof, including the consideration of the application for attorneys' fees and reimbursement of litigation expenses or with such modification as may be consented to by the Parties to the Stipulation and without further notice to the Settlement Class. In addition, all provisions related to the Settlement Fairness Hearing as set forth in Judge Barber's Order (Doc. 164) are hereby incorporated herein.

ORDERED in Tampa, Florida, this 30th day of November 2020.



SEAN P. FLYNN
UNITED STATES MAGISTRATE JUDGE