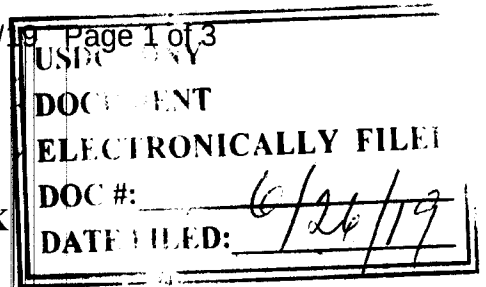


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



IN RE ABILITY INC. SECURITIES  
LITIGATION

CASE NO. 1:16-cv-03893 (VM)

**CLASS DISTRIBUTION ORDER**

Lead Plaintiffs Amatrine L.P. and Theodore Zwicker (collectively, “Lead Plaintiffs” or the “Plaintiffs”) have moved for entry of a Class Distribution Order in the above-captioned class action (the “Action”). The Court, having considered the Unopposed Motion for Entry of Class Distribution Order and all materials and arguments submitted in support of the motion, including the Declaration of Lance Cavallo in Support of Lead Plaintiffs’ Motion for Distribution of Net Settlement Fund (“Cavallo Decl.”) on behalf of the Court-approved Claims Administrator, Kurtzman Carson Consultants, LLC (“KCC”), and the Memorandum of Law in support thereof, ORDERS AS FOLLOWS:

1. This Class Distribution Order incorporates by reference the definitions in the Stipulation and Agreement of Settlement (ECF. No. 74-1) (the “Stipulation”). All terms not otherwise defined shall have the same meaning as set forth in the Stipulation or the Cavallo Declaration.

2. This Court has jurisdiction over the subject matter of the Action and over all parties to the Action, including all Settlement Class Members.

3. As set forth in the Cavallo Declaration, the administrative determinations of the Claims Administrator in accepting and rejecting Claims are approved. Specifically, the administrative determinations of KCC accepting those Claims set forth in Exhibits B-1 and B-2 are approved. Likewise, the administrative determinations of the Claims Administrator rejecting those Claims set forth in Exhibit B-3 are approved.

4. As set forth in the Cavallo Declaration, no Proof of Claim Forms received or adjusted after May 1, 2019 may be included in the initial distribution.

5. The distribution plan for the Net Settlement Fund as set forth in the Cavallo Declaration and accompanying exhibits is approved. The balance of the Net Settlement Fund shall be distributed to Authorized Claimants. To encourage Authorized Claimants to promptly deposit their payments, all distribution checks will bear a notation: "CASH PROMPTLY. VOID AND SUBJECT TO RE-DISTRIBUTION IF NOT CASHED 90 DAYS AFTER ISSUE DATE." Authorized Claimants who fail to negotiate a distribution check within the time allotted or consistent with the terms outlined in the Cavallo Declaration will irrevocably forfeit all recovery from the Settlement.

6. Consistent with the Cavallo Declaration, no earlier than six (6) months after the initial distribution, the Claims Administrator, in consultation with Lead Counsel, will determine whether additional distributions to Authorized Claimants from any funds remaining after the initial distribution would be cost-effective. If additional distributions are warranted, Lead Counsel will cause the Claims Administrator to distribute the remaining balance among Authorized Claimants, up to and until the balance remaining in the Net Settlement Fund is such that no further distributions would be cost-effective. Any distributions shall be conducted in accordance with the terms and conditions outlined in the Cavallo Declaration.

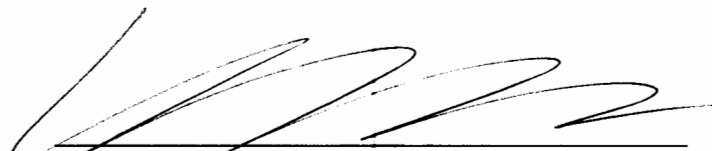
7. If any funds shall remain in the Net Settlement Fund after the Claims Administrator has made reasonable and diligent efforts to have Authorized Claimants who are entitled to participate in this Settlement cash their checks, any funds remaining in the Net Settlement Fund shall be donated to a secular non-profit 501(c)(3) organization(s) selected by Lead Counsel.

8. All persons involved in the review, verification, calculation, tabulation, or any other aspect of the processing of the claims submitted herein, or otherwise involved in the administration or taxation of the Settlement Fund or the Net Settlement Fund, are released and discharged from any and all claims arising out of such involvement, and all Settlement Class Members, whether or not they are to receive payment from the Net Settlement Fund, are barred from making any further claim against the Net Settlement Fund or the released persons beyond the amount allocated to them pursuant to this Order.

9. The Claims Administrator is authorized to discard paper or hard copies of the Proof of Claim Forms and supporting documents one year after the final distribution of the available balance of the Net Settlement Fund, and electronic or magnetic media data not less than three years after the final distribution of the Net Settlement Fund to Authorized Claimants.

IT IS SO ORDERED.

Dated: 26 June 2019

  
\_\_\_\_\_  
THE HONORABLE VICTOR MARRERO  
UNITED STATES DISTRICT JUDGE