

IN THE DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA

BRUCE RIGGS and BRETT GARROTE,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

TRISTAR INSURANCE GROUP, INC.

Defendant.

Case No: CJ-2025-00745

DISTRICT COURT  
**FILED**

MAR 17 2026

DON NEWBERRY, Court Clerk  
STATE OF OKLA. TULSA COUNTY

**ORDER GRANTING PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT  
AND FOR ISSUANCE OF NOTICE TO SETTLEMENT CLASS**

**WHEREAS**, this Action is a putative class action before this Court;

**WHEREAS**, Plaintiffs, individually, and on behalf of the proposed Settlement Class, and TRISTAR INSURANCE GROUP, Inc. ("TRISTAR" or "Defendant") have entered into the Settlement Agreement, which is subject to review and approval by the Court under 12 O.S. § 2023, and which, together with its exhibits, provides for a complete dismissal on the merits and with prejudice of the claims asserted in the Action against TRISTAR should the Court grant Final Approval of the Settlement;

**WHEREAS**, Plaintiffs filed an unopposed motion requesting entry of an order to: (1) conditionally certify the Settlement Class; (2) granting preliminary approval of the Settlement Agreement; (3) appoint Plaintiffs as Class Representatives; (4) appoint Nicholas Migliaccio, Jason Rathod, and Saran Q. Edwards of Migliaccio & Rathod LLP, and Mona Amini and Abbas Kazerounian of Kazerouni Law Group, APC as Class Counsel; (5) approve the Notice Program and Notices, and direct that Notice be sent to the Settlement Class Members; (6) approve the Claim

Form and Claims process; (7) order the Settlement's opt-out and objection procedures; (8) appoint the Settlement Administrator; (9) stay all deadlines in the Action pending Final Approval of the Settlement; (10) enjoin and bar all Members of the Settlement Class from initiating or continuing in any litigation or asserting any claims against TRISTAR and the Released Parties arising out of, relating to, or in connection with the Released Claims prior to the Court's decision to grant Final Approval of the Settlement; and (11) set a date for the Final Fairness Hearing; and

**WHEREAS**, the Court, having reviewed the Motion along with the Settlement Agreement and its exhibits, find that substantial and efficient grounds exist for entering this Preliminary Approval Order granting the relief requested.

**NOW, THEREFORE, IT IS HEREBY ORDERED:**

1. Settlement Class Certification: Pursuant to 12 O.S. § 2023(C)(1), the Action is hereby preliminarily certified as a class action on behalf of the following Settlement Class:

**Nationwide Class**

All persons within the United States whose personally identifiable information ("PII") was subjected to the Data Breach in November 2022, including all persons who received Defendant's notice of the Data Breach.

**California Subclass**

All persons residing within the State of California whose personally identifiable information ("PII") was subjected to the Data Breach in November 2022, including all persons who received Defendant's notice of the Data Breach.

The Settlement Class specifically excludes: (i) TRISTAR or any related entities, and their officers and directors; (ii) all Settlement Class Members who timely and validly request exclusions from the Settlement Class; (iii) any members of the judiciary who are or have presided over the

instant Action and members of their families and staffs; and (iv) any other person found by a court of competent jurisdiction to be guilty under criminal law of initiating, causing, aiding or abetting the criminal activity occurrence of the Data Incident or who pleads nolo contendere to any such charge.

2. Class Representatives: The Court approves Plaintiffs Bruce Riggs and Brett Garrote, as Class Representatives having found them as adequate class representatives.

3. Class Counsel: The Court appoints Nicholas Migliaccio, Jason Rathod, and Saran Q. Edwards of Migliaccio & Rathod LLP, and Mona Amini and Abbas Kazerounian of Kazerouni Law Group, APC to serve as Class Counsel. In appointing Class Counsel, 12 O.S. § 2023(F) requires the Court to consider (1) the work counsel has done in identifying or investigating potential claims in the action; (2) counsel's experience in handling class actions, other complex litigation, and other types of claims asserted in the action; (3) counsel's knowledge of the applicable law; and (4) the resources that counsel will commit to representing the class. The Court may also consider other matters pertinent to counsel's ability to fairly and adequately represent the interest of the class. 12 O.S. § 2023(F)(a)(b). The Court finds that proposed Class Counsel from Migliaccio & Rathod LLP and Kazerouni Law Group, APC have expended a reasonable amount of time, effort, and expense investigating the Data Incident and that Class Counsel are highly skilled and knowledgeable concerning class action practice.

4. Settlement Class Findings: The Court finds, for purposes of settlement only, that the Settlement Class meets the requirements of 12 O.S. §§ 2023(A) and (B) Joinder of all Class Members in a single proceeding would be impracticable, if not impossible, because of their numbers and dispersion. Common issues exist among Class Members and predominate over questions affecting individual Class Members only: in particular, whether TRISTAR was negligent

regarding its handling of Plaintiffs' personally identifiable information. The Class Representatives' claims are typical of, and perhaps identical to, those of the Class, as the Class Representatives had their private information accessed or acquired in the Data Incident. The Class Representatives and their counsel will fairly and adequately protect the interests of the Class as the Class Representatives have no interests antagonistic to the Class and have retained counsel who are experienced and competent to prosecute this matter. Finally, a class settlement is superior to other methods available for a fair resolution of the controversy.

5. Preliminary Approval of Settlement: The Court hereby preliminarily approves the Settlement, as embodied in the Settlement Agreement, as being fair, reasonable, and adequate and in the best interest of the Named Plaintiffs and the Settlement Class, subject to further consideration at the Final Fairness Hearing to be conducted as described herein. Therefore, the Court finds the Settlement meets the considerations set for in 12 O.S. § 2023.

6. Settlement Administrator: The Parties are authorized to use EisnerAmper as the Settlement Administrator to supervise and administer the Notice Program, as well as to administer the Settlement should the Court grant Final Approval.

7. Approval of Notice Program and Notices: The Court approves the form and procedure for disseminating notice of the proposed Settlement to the Class as set forth in the Settlement Agreement. The Court finds that the Notice Program: (a) is the best notice practicable under the circumstances; (b) constitutes notice that is reasonably calculated, under the circumstances, to apprise Settlement Class Members of the pendency of the Action, the terms of the Settlement, the effect of the proposed Settlement (including the Releases contained therein), and their right to opt-out of or to object to the proposed Settlement and appear at the Final Fairness Hearing; (c) constitutes due, adequate, and sufficient notice to all persons entitled to receive notice

of the proposed Settlement; and (d) satisfies the requirements of 12 O.S. § 2023, including the Due Process Clause of the United States Constitution, the rules of this Court and all other applicable law and rules. The date and time of the Final Fairness Hearing shall be posted on the Settlement Website and included in the Long Form Notice and Postcard Notice.

8. Claim Form and Claims Process: The Court approves the Claim Form as set forth in the Settlement, and the Claims process to be implemented by the Settlement Administrator. The Claim Form is straightforward and easy to complete, allowing each Settlement Class Member to elect the Settlement Class Member Benefits. Should the Court grant Final Approval to the Settlement, Settlement Class Members who do not opt-out of the Settlement shall be bound by its terms, even if they do not submit Claims.

9. As set forth in the Settlement Agreement, TRISTAR shall bear all costs and expenses associated with providing notice to the Class and administering the proposed Settlement.

10. Dissemination of Notice and Claim Forms: The Court directs the Settlement Administrator to disseminate the Notices and Claim Form as approved herein. Class Counsel and TRISTAR's Counsel are hereby authorized to use all reasonable procedures in connection with approval and administration of the Settlement that are not materially inconsistent with this order or the Settlement, including making, without the Court's further approval, minor form or content changes to the Notices and Claim Form they jointly agree are reasonable or necessary.

11. Objections to the Settlement: Any member of the Class who intends to object or comment on the request for final approval of the Settlement Agreement or on the application for Attorneys' fees and expenses, must submit their objection or comment with the Court, and provide copies of the objection or comment to: (1) Class Counsel; and (2) TRISTAR's Counsel. To state a valid objection to the Settlement, a Class Member must provide the following information: (a) the

case name and number of the Action; (b) the objector's full name, address, email address, and telephone number; (c) an explanation of the basis upon which the objector claims to be a Settlement Class Member; (d) all grounds for the objection, accompanied by any legal support for the objection; (e) the identity of all counsel who represent the objector, including any former or current counsel who may be entitled to compensation for any reason related to the objection to the Settlement, the fee application, or the application for Service Awards; (f) the identity of all counsel representing the objector who will appear at the Fairness Hearing; (g) any and all agreements that relate to the objection or the process of objecting, whether written or verbal, between objector or objector's counsel and any other person or entity; (h) a list of any persons who will be called to testify at the Fairness Hearing in support of the objection; (i) a statement confirming whether the objector intends to personally appear and/or testify at the Fairness Hearing; and (j) the objector's signature on the written objection (an attorney's signature is not sufficient).

12. Any objecting Class Member may appear, in person or by counsel, at the Final Fairness Hearing to show cause why the proposed Settlement should not be approved as fair, adequate and reasonable, or to object to any application of attorneys' fees, Service Awards, and reimbursement of litigation expenses, but only if the Class Member has first filed a timely objection to the proposed Settlement by the deadline set forth in this Order.

13. Opt-Outs from the Settlement Class: Any Class Member shall have the right to opt-out of the Class and the Settlement by sending a written request for exclusion from the Class to the addresses listed in the Notices, postmarked or delivered no later than sixty (60) days after the Notice Deadline. To be effective, an opt-out request shall include the individual's name and address; a statement that he or she wants to be excluded from the Action; and the individual's signature. The notice of exclusion must also clearly manifest the individual's intent to be excluded

from the Settlement Class. Any Class Member who does not submit a timely and valid opt-out request shall be subject to and bound by the Settlement Agreement and every corresponding order or judgment entered.

14. Termination: If the Settlement is terminated, not approved, canceled, fails to become effective for any reason, or the Effective Date does not occur, this order shall become null and void and shall be without prejudice to the rights of Plaintiffs, the Settlement Class Members, and TRISTAR, all of whom shall be restored to their respective positions in the Action as provided in the Agreement.

15. Stay: All pretrial proceedings in this Action are stayed and suspended until further order of this Court, except such actions as may be necessary to implement the Settlement and this Preliminary Approval Order.

16. Upon the entry of this order, with the exception of Class Counsel, TRISTAR's Counsel, TRISTAR, the Class Representatives, implementation of the Settlement and the approval process in this Action, all Members of the Settlement Class shall be provisionally enjoined and barred from asserting any claims or continuing any litigation against TRISTAR and the Released Parties arising out of, relating to, or in connection with the Released Claims prior to the Court's decision as to whether to grant Final Approval of the Settlement.

18. Jurisdiction: For the benefit of the Settlement Class and to protect this Court's jurisdiction, this Court retains continuing jurisdiction over the Settlement proceedings to ensure the effectuation thereof in accordance with the Settlement preliminarily approved herein and the related orders of this Court.

19. Final Fairness Hearing: A hearing on final approval of the Settlement Agreement, an award of fees and expenses to Class Counsel, and Service Awards to the Class Representatives

(the "Final Fairness Hearing") shall be held before the undersigned in the District Court of Oklahoma County, 500 S. Denver St., Tulsa, OK, 74103. At the Final Fairness Hearing, the Court will consider (a) whether the Settlement should be approved as fair, reasonable, and adequate for the class; (b) whether a judgment granting approval of the Settlement and dismissing the lawsuit with prejudice should be entered; and (c) whether Class Counsel's application for attorneys' fees and expenses and Service Awards for the Class Representatives should be granted.

20. Fee Application: Class Counsel shall file an application for attorneys' fees, expenses, and Service Awards to the Class Representatives ("Fee Application") no more than thirty (30) days before the Objection Deadline.

21. Final Approval: Counsel for the respective parties shall file memoranda, declarations, and other statements and materials in support of the request for final approval of the parties' Settlement Agreement no more than thirty (30) days before the Objection Deadline.

24. The Court reserves the right to adjust the date of the Final Fairness Hearing and related deadlines. If dates are altered, the revised hearing date and deadlines shall be posted on the Settlement Website referenced in the Class Notice. The parties will not be required to re-send or re-publish class notice.

25. Schedule: The Court hereby sets the following schedule of events:

<b>Event</b>	<b>Date</b>
<b>Notice Deadline</b>	30 days after entry of Preliminary Approval Order
<b>Deadline to File Motion for Final Approval, and Application for Attorneys' Fees, Expenses, and Service Awards</b>	30 days before Objection Deadline
<b>Opt-Out Deadline</b>	60 days after Notice Deadline

<b>Objection Deadline</b>	60 days after Notice Deadline
<b>Deadline to Submit Claim Forms</b>	90 days after Notice Deadline
<b>Final Fairness Hearing</b>	June 23rd, 2026 at 9:00 a.m./p.m. CT, 2026

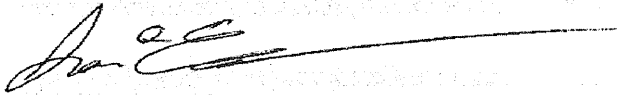
SO ORDERED this 26 day of Feb, 2026.



DISTRICT JUDGE BILL LAFORTUNE

*Richard Hethcoat*


**Approved as to Form:**



MIGLIACCIO & RATHOD LLP  
Saran Q. Edwards  
Counsel for Plaintiffs and the Settlement Class

February 9, 2026

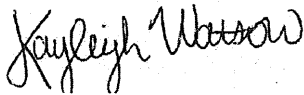
Date



KAZEROUNI LAW GROUP, APC  
Counsel for Plaintiffs and the Settlement Class

February 9, 2026

Date



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February 9, 2026

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