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28                  *Counsel for Plaintiffs and the proposed Classes*  
29                  *(Additional Attorneys Listed on Signature Page)*

1                   **UNITED STATES DISTRICT COURT**  
2                   **NORTHERN DISTRICT OF CALIFORNIA**  
3                   **SAN FRANCISCO DIVISION**

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8                  JOHN DOE, JOHN DOE II, JOHN DOE III,  
9                  JANE DOE, JANE DOE II, JANE DOE III,  
10                 JANE DOE IV, JANE DOE V, and ALEXIS  
11                 SUTTER, Individually and on behalf of all  
12                 others similarly situated,

13                  Plaintiffs,

14                  v.

15                  KAISER FOUNDATION HEALTH PLAN,  
16                 INC., KAISER FOUNDATION HOSPITALS,  
17                 and KAISER FOUNDATION HEALTH  
18                 PLAN OF WASHINGTON,

19                  Defendants.

20                  **Lead Case No. 3:23-cv-02865-EMC**

21                  **JOINT STIPULATION RE: AMENDED**  
22                  **APPENDICES TO AMENDED**  
23                  **STIPULATION OF SETTLEMENT AND**  
24                  **[AMENDED PROPOSED]**  
25                  **PRELIMINARY APPROVAL ORDER**

26                  District Judge: Hon. Edward M. Chen  
27                  Magistrate Judge: Hon. Peter H. Kang

28                  Consolidated Complaint Filed: Dec. 6, 2024  
29                  Trial Date: Jan. 25, 2027

1 Pursuant to Local Rule 7-12, Plaintiffs John Doe, John Doe II, Jane Doe, Jane Doe II, Jane  
2 Doe III, Jane Doe IV, Jane Doe V, and Alexis Sutter (“Plaintiffs”) and Defendants Kaiser Foundation  
3 Health Plan, Inc., Kaiser Foundation Hospitals, the Permanente Medical Group, Inc., and Kaiser  
4 Foundation Health Plan of Washington (collectively, “Kaiser”) (together, the “Parties”), by and  
5 through their undersigned counsel, hereby stipulate the following:

6 WHEREAS, on December 1, 2025, the Parties filed a Joint Stipulation re: Amended  
7 Stipulation of Settlement and [Amended Proposed] Preliminary Approval Order (“Joint Stipulation”)  
8 in the above captioned action [ECF No.390];

9 WHEREAS, in the Joint Stipulation, the Parties submitted an Amended Stipulation of  
10 Settlement and [Amended Proposed] Preliminary Approval Order that each include appendices  
11 (“Appendices”) identifying certain Kaiser Permanente Members who are excluded from the  
12 Settlement Class [*see* ECF No. 390-1 at 90-91; ECF No. 390-3 at 15-16];

13 WHEREAS, on December 2, 2025, counsel for certain Objectors requested that certain  
14 language in the Appendices be removed for clarification;

15 WHEREAS, the Parties have agreed to amend the Appendices, as attached hereto as Exhibit  
16 1 (“Amended Appendices”);

17 WHEREAS, a redline compare tracking the differences between the Appendices and the  
18 Amended Appendices is attached hereto as Exhibit 1-A.

19 ACCORDINGLY, IT IS HEREBY STIPULATED AND AGREED, by the Parties hereto, as  
20 follows:

- 21 1. The Amended Appendices, attached hereto as Exhibit 1, shall be the operative  
22 appendices to the Amended Stipulation of Settlement; and
- 23 2. The Parties jointly request that the Court enter the [Amended Proposed] Preliminary  
24 approval Order, attached hereto as Exhibit 2, which now includes the Amended  
25 Appendices.

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1 Dated: December 2, 2025

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Respectfully submitted,

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52 *Attorneys for Defendants*

53 *Kaiser Foundation Health Plan, Inc.*

54 *Kaiser Foundation Hospitals, and*

55 *Kaiser Foundation Health Plan of Washington*

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13                  *Additional Counsel for Plaintiff Alexis Sutter*

14                  **ATTESTATION**

15                  The undersigned attests that concurrence in the filing of the foregoing document was  
16                  obtained from all signatories.

17                  DATED: December 2, 2025

18                  \_\_\_\_\_  
19                  /s/ *Tyler S. Graden*

20                  Tyler S. Graden