С	ase 2:17-cv-08841-FMO-SK Document 138-1 F	Filed 04/11/22 Page 1 of 5 Page ID #:5188
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8		DISTRICT COURT
9		STRICT OF CALIFORNIA
10	WESTERN	DIVISION
11 12	CORY LONGO, individually and on behalf	Case No. 2:17-cv-08841-FMO-SKx
12	of all others similarly situated, et al.,	
13	Plaintiffs,	CLASS ACTION
15	V.	SUPPLEMENTAL DECLARATION OF ERIC SCHACHTER REGARDING:
16	OSI SYSTEMS, INC., et al.,	(A) CONTINUED DISSEMINATION
17	Defendants.	OF THE NOTICE PACKET; (B) UPDATE ON TELEPHONE
18	Derendants.	HELPLINE AND SETTLEMENT WEBSITE; AND (C) REPORT ON
19		<b>REQUESTS FOR EXCLUSION</b>
20		RECEIVED
21		Hearing Date: May 12, 2022 Time: 10:00 a.m.
22		Courtroom: 6D
23		Judge: Hon. Fernando M. Olguin
24		
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	SUPPLEMENTAL DECLARATION OF ERIC	Case No. 2:17-cv-08841-FMO-SKx SCHACHTER REGARDING: (A) CONTINUED
	DISSEMINATION OF THE NOTICE PACKET; SETTLEMENT WEBSITE; AND (C) REPORT	(B) UPDATE ON TELEPHONE HELPLINE AND ON REQUESTS FOR EXCLUSION RECEIVED

I, Eric Schachter, declare as follows:

I am a Vice President of A.B. Data, Ltd.'s Class Action Administration 1. Division ("A.B. Data"), whose corporate office is located in Milwaukee, Wisconsin. A.B. Data was retained by Lead Counsel to serve as the Claims Administrator in connection with the Settlement of the above-captioned action ("Action").<sup>1</sup> I submit this Declaration as a supplement to my previously filed declaration, the Declaration of Eric Schachter 6 Regarding: (A) Mailing of the Notice, Claim Form, and Exclusion Request Form; (B) Publication of the Summary Notice; and (C) Report on Requests for Exclusion Received to Date, dated February 28, 2022 (ECF No. 133-2) ("Initial Mailing Declaration"). 10 I am over 21 years of age and am not a party to the Action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently 12 thereto.

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### **CONTINUED DISSEMINATION OF THE NOTICE PACKET**

2. Since the execution of the Initial Mailing Declaration, A.B. Data has continued to disseminate copies of the Notice, Claim Form, and Exclusion Request Form (collectively, the "Notice Packet") in response to requests received from potential Settlement Class Members and nominees. As of April 11, 2022, A.B. Data has disseminated an aggregate of 51,514 Notice Packets to potential Settlement Class Members and nominees via First-Class mail.<sup>2</sup> In addition, A.B. Data has re-mailed 689 Notice Packets to persons whose original mailings were returned by the U.S. Postal Service ("USPS") as undeliverable and for whom

Unless otherwise defined herein, all capitalized terms have the meanings set forth in the Stipulation and Agreement of Settlement dated as of October 22, 2021 (ECF No. 125-4), or in the Initial Mailing Declaration (defined herein).

<sup>25</sup> A.B. Data has also sent 97 email notifications. Receiving email addresses for notice mailings is not common practice in securities matters, but emails (if available) were 26 requested by Lead Counsel in light of the 2018 amendments to Federal Rule of Civil Procedure 23. In the event that both an email address and mailing address were provided 27 for the same potential Settlement Class Member, A.B. Data mailed a Notice Packet as well 28 as sent an email notification to that potential Settlement Class Member.

updated addresses were either provided to A.B. Data by the USPS or obtained by A.B. Data 1 2 through a third-party vendor.

#### UPDATE ON TELEPHONE HELPLINE AND SETTLEMENT WEBSITE

3. A.B. Data continues to maintain the case-specific, toll-free telephone helpline, 1-877-999-1997, with an interactive voice response system and live operators, to accommodate potential Settlement Class Members with questions about the Action and the Settlement. A.B. Data also continues to maintain the Settlement Website. www.OsiSystemsSecuritiesSettlement.com, to further assist potential Settlement Class Members. On March 1, 2022, A.B. Data posted to the Settlement Website copies of the papers filed in support of Lead Plaintiff's motion for final approval of the Settlement and Plan of Allocation and Lead Counsel's motion for an award of attorneys' fees and Litigation Expenses (ECF Nos. 133-35). A.B. Data will continue maintaining and, as appropriate, updating the toll-free telephone helpline and Settlement Website until the conclusion of the administration.

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#### **REPORT ON REQUESTS FOR EXCLUSION RECEIVED**

4. Pursuant to the Preliminary Approval Order and as set forth in the Notice and Summary Notice, Settlement Class Members who wished to be excluded from the Settlement Class were required to request exclusion using the Exclusion Request Form included in the Notice Packet or by submitting a letter containing the same information required on the Exclusion Request Form, so that the request was received no later than March 28, 2022.

5. As reported in the Initial Mailing Declaration, as of February 28, 2022, A.B. Data had received one (1) request for exclusion. Since the execution of the Initial Mailing Declaration, A.B. Data has received fourteen (14) additional requests for exclusion. Thirteen (13) of these requests for exclusion were received on or before the March 28, 2022 deadline and one (1) of the requests for exclusion was received after the March 28, 2022 deadline.

SUPPLEMENTAL DECLARATION OF ERIC SCHACHTER REGARDING: (A) CONTINUED DISSEMINATION OF THE NOTICE PACKET; (B) UPDATE ON TELEPHONE HELPLINE AND SETTLEMENT WEBSITE; AND (C) REPORT ON REQUESTS FOR EXCLUSION RECEIVED

Case No. 2:17-cv-08841-FMO-SKx

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6. Of the fifteen (15) requests for exclusion received by A.B. Data as of April 11, 2022, twelve (12) of these requests were submitted using the Exclusion Request Form contained in the Notice Packet and contained no transactional information. A.B. Data has followed up with the individuals who submitted these requests for exclusion to confirm whether they intended to request exclusion from the Settlement Class and if so, to request the required transactional information.<sup>3</sup> To date, A.B. Data has received responses from six (6) of these individuals. One (1) of these individuals has informed A.B. Data that they did not actually intend to request exclusion from the Settlement Class and this individual's request for exclusion has been withdrawn and is not included in the total requests for exclusion set forth in Paragraph 7 below and is not listed in Exhibit A hereto. Five (5) of these individuals have confirmed their intent to request exclusion from the Settlement Class but have not provided A.B. Data with the required transactional information.

7. Accordingly, as of April 11, 2022, there are a total of fourteen (14) requests for exclusion from the Settlement Class. Attached hereto as Exhibit A is a list of the individuals who have requested exclusion. Attached hereto as Exhibit B are copies of the thirteen (13) requests for exclusion received after the Initial Mailing Declaration, redacted to exclude any personal information.

SUPPLEMENTAL DECLARATION OF ERIC SCHACHTER REGARDING: (A) CONTINUED DISSEMINATION OF THE NOTICE PACKET; (B) UPDATE ON TELEPHONE HELPLINE AND SETTLEMENT WEBSITE; AND (C) REPORT ON REQUESTS FOR EXCLUSION RECEIVED

Case No. 2:17-cv-08841-FMO-SKx

<sup>&</sup>lt;sup>3</sup> During this administration, there have been a few instances where individuals submitted <u>both</u> a completed Claim Form <u>and</u> Exclusion Request Form. A.B. Data contacted these individuals to confirm whether they wanted to participate in the Settlement, or exclude themselves from the Settlement Class. In all of these instances, the individuals confirmed that their intent was to submit a Claim Form and participate in the Settlement, but indicated that they had been confused about what to do with the Exclusion Request Form and decided to submit that as well. Given this confusion, A.B. Data, after conferring with Lead Counsel, attempted to contact the individuals who submitted Exclusion Request Forms without any information regarding their transactions in OSI Securities in order to clear up any potential confusion and confirm that these individuals actually intended to request exclusion from the Settlement Class.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

SUPPLEMENTAL DECLARATION OF ERIC SCHACHTER REGARDING: (A) CONTINUED DISSEMINATION OF THE NOTICE PACKET; (B) UPDATE ON TELEPHONE HELPLINE AND SETTLEMENT WEBSITE; AND (C) REPORT ON REQUESTS FOR EXCLUSION RECEIVED

Executed this 11<sup>th</sup> day of April 2022.

hat

Eric Schachter

Case No. 2:17-cv-08841-FMO-SKx

# EXHIBIT A

#### List of Individuals Excluded from the Settlement Class Pursuant to Request

	Name	<u>City, State</u>
1.	Aurelia E. Sulewski	Dearborn, MI
2.	Paul D. Cox	Kenosha, WI
3.	Deidre A. Bourne	New York, NY
4.	Fridolin Joseph Linder	Phoenix, AZ
5.	Cecilia M. Wollney	Livonia, MI
6.	Barbara Fisher	Coral Gables, FL
7.	Stephen Ford	Black Diamond, WA
8.	Tri Minh Nguyen	Anaheim, CA
9.	Jeom Park	Irvine, CA
10.	Therese R. Roth	Nyack, NY
11.	Joseph Kuziel	Tampa, FL
12.	Robert G. Wilson	Santa Fe, NM
13.	Rafael Ramirez	Santa Rosa, CA
14.	Fu Sheng Wu	Belmont, MA

## EXHIBIT B

### **EXCLUSION REQUEST 2**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 3 of 112 Page ID #:5197

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Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 4 of 112 Page ID #:5198

#### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### **EXCLUSION REQUEST FORM<sup>1</sup>**

### This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: Longo, et al. v. OSI Systems. Inc.. et al., A.B. Data. Ltd., P.O. Box 173136. Milwaukee, WI 53217. 1-877-999-1997. info@OSISystemsSecuritiesSettlement.com.

#### INSTRUCTIONS

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator no later than March 28, 2022. Exclusion Request Forms received after that date will not be accepted.

Name:	
Address:	KENOSHA, WIT.
Telephone Number:	ing -
Email Address (optional):	

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 5 of 112 Page ID #:5199

#### **DECLARATION**

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be <u>irrevocably</u> excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

SIGNATURE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. EXCLUSIONS c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

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Ex. B Pg. 7 OSI BONDS 1. HOLDINGS AS OF FEBRUARY 16, 2017 – State the total number of OSI Bonds held as of the opening of trading on February 16, 2017. (Must be documented.) If none, write "zero" or "0."

2. PURCHASES/ACQUISITIONS BETWEEN FEBRUARY 16, 2017 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every purchase/acquisition (including free receipts) of OSI Bonds from after the opening of trading on February 16, 2017 through and including the close of trading on February 1, 2018. (Must be documented.)

Date of Purchase/Acquisition (List Chronologically) (Month/Day/Year)	Number of Bonds Purchased/ Acquired	Purchase/Acquisition Price Per Bond
1 1		\$
1 1		\$
1 1		\$
1 1		\$

3. SALES BETWEEN FEBRUARY 16, 2017 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every sale/disposition (including free deliveries) of OSI Bonds from after the opening of trading on February 16, 2017 through and including the close of trading on February 1, 2018. (Must be documented.)

Date of Sale (List Chronologically) (Month/Day/Year)	Number of Bonds Sold	Sale Price Per Bond
1 1		\$
/ /		\$
/ / ,		\$
1 1		\$

<sup>&</sup>lt;sup>2</sup> OSI Bonds were issued on February 16, 2017.

#### Case 2:17-cy-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 7 of 112 Page ID #:5201

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

#### **OSI COMMON STOCK**

1. HOLDINGS AS OF AUGUST 21, 2013 – State the total number of shares of OSI common stock held as of the opening of trading on August 21, 2013. (Must be documented.) If none, write "zero" or "0."

2. PURCHASES/ACQUISITIONS BETWEEN AUGUST 21, 2013 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every purchase/acquisition (including free receipts) of OSI common stock from after the opening of trading on August 21, 2013 through and including the close of trading on February 1, 2018. (Must be documented.)

Date of Purchase/Acquisition (List Chronologically) (Month/Day/Year)	Number of Shares Purchased/ Acquired	Purchase/Acquisition Price Per Share
/ /		\$
		\$
/ / /		\$
/ /		\$

## 3. SALES BETWEEN AUGUST 21, 2013 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every sale/disposition (including free deliveries) of OSI common stock from after the opening of trading on August 21, 2013 through and including the close of trading on February 1, 2018. (Must be documented.)

Date of Sale (List Chronologically) (Month/Day/Year)	Number of Shares Sold	Sale Price Per Share	
/ /		\$	
/ /		\$	
1 1		\$	
		\$ Ex.	B

Please provide all of the following information for your OSI 1.25% convertible senior notes due 2022 ("OSI Bonds"). **Pgougave** more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 #:5202

OSI Systems Securities Settlement c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217



#### COURT APPROVED NOTICE REGARDING

In re OSI Systems Securities Settlement





Notice ID: 149159165

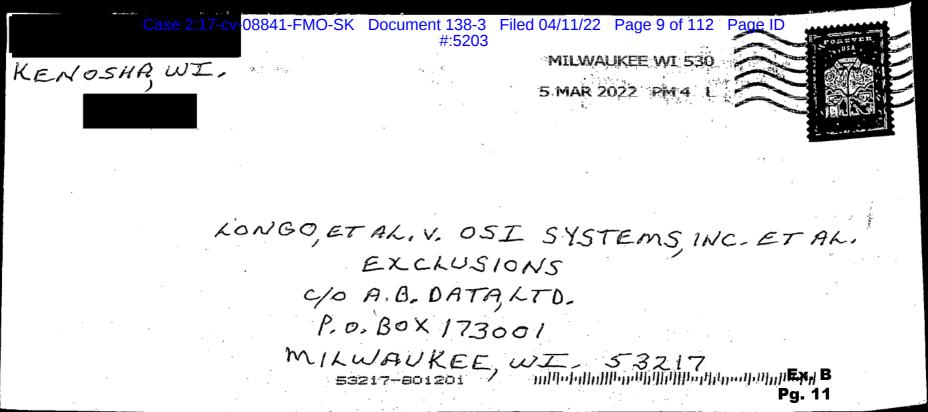


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Ex. B Pg. 10



### **EXCLUSION REQUEST 3**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 11 of 112 Page ID #:5205



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Ex. B Pg. 13 Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 12 of 112 Page ID #:5206

#### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### EXCLUSION REQUEST FORM<sup>1</sup>

### This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: *Longo, et al. v. OSI Systems, Inc., et al.*, A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

#### INSTRUCTIONS

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28*, 2022. Exclusion Request Forms received after that date will not be accepted.

Name: Delare Dovone	Derdie Doume	
i dino.	,	
Address: NY, NY		
Telephone Numbe		
Email Address (optional):		

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 13 of 112 Page ID #:5207 <u>REMINDER CHECKLIST</u>

- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions of concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit www.OSISystemsSecuritiesSettlement.com. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 14 of 112 Page ID #:5208

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

	OSI COMMON STOCK	
	State the total number of shares of OSI common s	tock held as of the opening of trading
on August 21, 2013. (Must be documented.) I		
	EEN AUGUST 21, 2013 AND FEBRUARY 1, 1	
	g free receipts) of OSI common stock from after t	the opening of trading on August 21,
2013 through and including the close of trading		
Date of Purchase/Acquisition	Number of Shares Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Share
(Month/Day/Year)		¢
		\$ \$
1 1		\$
		\$
3. SALES BETWEEN AUGUST 21, 201 sale/disposition (including free deliveries) of C including the close of trading on February 1, 20	<b>13 AND FEBRUARY 1, 2018, INCLUSIVE</b> OSI common stock from after the opening of trad 018. (Must be documented.)	2 – Separately list each and every ling on August 21, 2013 through and
Date of Sale	Number of	Sale Price
(List Chronologically)	Shares Sold	Per Share
(Month/Day/Year)		
/ /		\$
/ /		\$
/ /		\$
/ /		\$
	For your OSI 1.25% convertible senior notes due 2 tach additional forms or additional sheets contain OSI BONDS	
16, 2017. (Must be documented.) If none, write	$7^2$ – State the total number of OSI Bonds held as the "zero" or "0."	of the opening of trading on February
2. PURCHASES/ACOUISITIONS BETWE	EN FEBRUARY 16, 2017 AND FEBRUARY	1, 2018, INCLUSIVE – Separately
list each and every purchase/acquisition (includ	ing free receipts) of OSI Bonds from after the ope	ening of trading on February 16, 2017
through and including the close of trading on F		
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)	-	
1 1		\$
1 1		\$
. / /		\$
/ /		\$
3. SALES BETWEEN FEBRUARY 16, 2 sale/disposition (including free deliveries) of O the close of trading on February 1, 2018. (Must	<b>2017 AND FEBRUARY 1, 2018, INCLUSIV</b> SI Bonds from after the opening of trading on Feb be documented.)	E – Separately list each and every ruary 16, 2017 through and including
Date of Sale	Number of	Sale Price
(List Chronologically)	Bonds Sold	Per Bond
(Month/Day/Year)		
/ /		\$
		\$
/ /		\$
		\$
· · · ·	· · · · · · · · · · · · · · · · · · ·	L

OSI Bonds were issued on February 16, 2017.

Case 2:17-cv-08841-FMO-SK OSI Systems Securities Settlement

c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217



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#### COURT APPROVED NOTICE REGARDING

#.5209

In re OSI Systems Securities Settlement



Notice ID: 145195892

DEIDRE A BOURNE

NEW YORK NY

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#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

SIGNATURE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. **EXCLUSIONS** c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

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53217-801201

### **EXCLUSION REQUEST 4**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 18 of 112 Page ID #:5212

OSI Systems - 54520 145188008

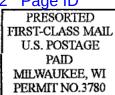
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MAR 1 5 2022

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 19 of 112 Page ID #:5213

OSI Systems Securities Settlement c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217



#### COURT APPROVED NOTICE REGARDING

In re OSI Systems Securities Settlement

0000393 000039



Notice ID: 149413048

FRIDOLIN JOSEPH LINDER

PHOENIX AZ

#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

AARCH 9 2023 SIGNATURE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. **EXCLUSIONS** c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

> Ex. B Pa. 21

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 20 of 112 Page ID #:5214

#### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Plaintiffs,

Case No. 2:17-cv-08841-FMO-SKx

÷.

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### **EXCLUSION REQUEST FORM<sup>1</sup>**

### This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: *Longo, et al. v. OSI Systems, Inc., et al.*, A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

#### INSTRUCTIONS

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28*, 2022. Exclusion Request Forms received after that date will not be accepted.

Name:	PHXAZ
Telephone Number:	
Email Address (optional):	3

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 21 of 112 Page ID #:5215

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

		· · · · · · · · · · · · · · · · · · ·
	OSI COMMON STOCK	
on August 21, 2013. (Must be documented.)	State the total number of shares of OSI common s f none, write "zero" or "0."	stock held as of the opening of trading
2. PURCHASES/ACQUISITIONS BETWI	EEN AUGUST 21, 2013 AND FEBRUARY 1,	2018, INCLUSIVE – Separately list
	g free receipts) of OSI common stock from after	
	g on February 1, 2018. (Must be documented.)	
Date of Purchase/Acquisition	Number of Shares Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Share
(Month/Day/Year)	1	
	M.	\$
		\$
	1/ o 1/	\$
		\$
	13 AND FEBRUARY 1, 2018, INCLUSIVE	
	OSI common stock from after the opening of trac	ling on August 21, 2013 through and
including the close of trading on February 1, 2	r= ··· · · · · · · · · · · · · · · · · ·	
Date of Sale	Number of	Sale Price
(List Chronologically)	Shares Sold	Per Share
(Month/Day/Year)	T.T.	
		\$
// 4		\$
I I FT FI	X//	\$
		\$
Please provide all of the following information	for your QSI 1.25% convertible senior notes due 2	2022 ("OSI Bonds"). If you have more
	tach additional forms or additional sheets contain	
	OSI BONDS	3 1
1 HOLDINGS AS OF FEDDUADY 16 201	$7^2$ – State the total number of OSI Bonds held as	of the energing of trading on February
16, 2017. (Must be documented.) If none, wri		of the opening of trading on February
2. PURCHASES/ACQUISITIONS BETWH	EEN FEBRUARY 16, 2017 AND FEBRUARY	1, 2018, INCLUSIVE – Separately
	ling free receipts) of OSI Bonds from after the ope	
through and including the close of trading on F		
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)		
	PCA	\$
	/1	\$
	nnn/n	\$
	1040	\$
3. SALES BETWEEN FEBRUARY 16, 2	2017 AND FEBRUARY 1, 2018, INCLUSIV	$\mathbf{E}$ – Separately list each and every
	SI Bonds from after the opening of trading on Feb	
the close of trading on February 1, 2018. (Must		
Date of Sale	Number of	- Sale Price
(List Chronologically)	Bonds Sold	Per Bond
(Month/Day/Year)		
	<u>ຄ</u>	\$
	cX	\$
		\$
/_/		\$

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OSI Bonds were issued on February 16, 2017.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 22 of 112 Page ID #:5216 REMINDER CHECKLIST

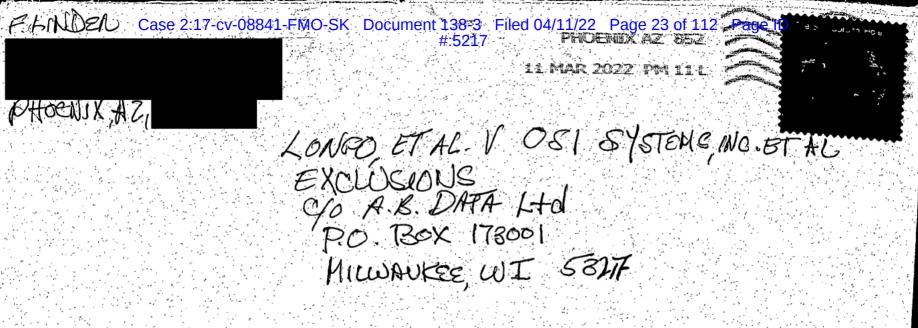
- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.



53217-801201

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Pg. 25

### **EXCLUSION REQUEST 5**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 25 of 112 Page ID #:5219



MAR 1 5 2022

Ex. B Pg. 27

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 26 of 112 Page ID PRESORTED #:5220 OSI Systems Securities Settlement FIRST-CLASS MAIL c/o A.B. Data, Ltd. U.S. POSTAGE P.O. Box 173136 PAID Milwaukee, WI 53217 MILWAUKEE, WI PERMIT NO.3780 REC. 3/7/2022

#### COURT APPROVED NOTICE REGARDING

In re OSI Systems Securities Settlement





Notice ID: 149414926

CECILIA M WOLLNEY

LIVONIA MI

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#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

Cecilia m. Wollney	3/9/2022
SIGNATURE	DATE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. **EXCLUSIONS** c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

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Ex. B Pg. 28 Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 27 of 112 Page ID #:5221

#### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### **EXCLUSION REQUEST FORM<sup>1</sup>**

### This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel; Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: Longo, et al. v. OSI 53217, 1-877-999-1997. al., A.B. Data, Ltd., P.O. Box 173136. Milwaukee. WI Svstems. Inc., et info@OSISystemsSecuritiesSettlement.com.

#### INSTRUCTIONS

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at Longo, et al. v. OSI Systems, Inc., et al., EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28, 2022.* Exclusion Request Forms received after that date will not be accepted.

Name: Cacilia	m. Wolenly		
Address		Livonia, mich	
Telephone Number:	2		-
Email Address (optional)	Mone		-

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 28 of 112 Page ID #:5222

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

	OSI COMMON STOCK			
1. HOLDINGS AS OF AUGUST 21, 2013 – State the total number of shares of OSI common stock held as of the opening of trading on August 21, 2013. (Must be documented.) If none, write "zero" or "0."				
2. PURCHASES/ACQUISITIONS BETWEEN AUGUST 21, 2013 AND FEBRUARY 1, 2018, INCLUSIVE - Separately list				
each and every purchase/acquisition (including free receipts) of OSI common stock from after the opening of trading on August 21,				
2013 through and including the close of trading on February 1, 2018. (Must be documented.)				
Date of Purchase/Acquisition	Number of Shares Purchased/	Purchase/Acquisition		
(List Chronologically)	Acquired	Price Per Share		
(Month/Day/Year)	· · · · · · · · · · · · · · · · · · ·			
	· · · · · · · · · · · · · · · · · · ·	\$		
		\$		
	· · · · · · · · · · · · · · · · · · ·	\$		
		\$		
		· · · · · · · · · · · · · · · · · · ·		
3. SALES BETWEEN AUGUST 21, 2013 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every				
	OSI common stock from after the opening of trac	ling on August 21, 2013 through and		
including the close of trading on February 1, 20				
Date of Sale	Number of	Sale Price		
(List Chronologically)	Shares Sold	Per Share		
(Month/Day/Year)				
1 1		\$		
/ /		\$		
1 1		\$		
/ /		\$		
Plaga provide all of the fallering information d				
	for your OSI 1.25% convertible senior notes due 2 tach additional forms or additional sheets contain			
transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information: OSI BONDS				
1. HOLDINGS AS OF FEBRUARY 16, 201	$7^2$ – State the total number of OSI Bonds held as	of the opening of trading on February		
16, 2017. (Must be documented.) If none, wri		or the opening of thuning on reordury		
		1 2010 INCLUSIVE Compared		
	EEN FEBRUARY 16, 2017 AND FEBRUARY ling free receipts) of OSI Bonds from after the ope			
through and including the close of trading on F		ening of trading on February 10, 2017		
Date of Purchase/Acquisition	Number of Bonds Purchased/	Duration (Association		
(List Chronologically)		Purchase/Acquisition Price Per Bond		
(Month/Day/Year)	Acquired	Flice Fel Bolid		
		\$		
/ /·		\$		
	· · · · · · · · · · · · · · · · · · ·	\$		
	······································	\$		
3. SALES BETWEEN FEBRUARY 16, 2017 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every				
sale/disposition (including free deliveries) of OSI Bonds from after the opening of trading on February 16, 2017 through and including				
the close of trading on February 1, 2018. (Must be documented.)				
Date of Sale	Number of	Sale Price		
(List Chronologically)	Bonds Sold	Per Bond		
(Month/Day/Year)				
/ /		\$		
/ /		\$		
1 1		\$		
/ /		\$		
		· · · · · · · · · · · · · · · · · · ·		

2

OSI Bonds were issued on February 16, 2017.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 29 of 112 Page ID #:5223 REMINDER CHECKLIST

- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit www.OSISystemsSecuritiesSettlement.com. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.



LONGO, ET AL. V. OSI SUSTEMS, INC., ET AL. EXCLUSIONS C/OA.B. DATA, LTd. P.D. BOX 173001 MitwAukEE, WI 53217

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53217-801201

# **EXCLUSION REQUEST 6**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 32 of 112 Page ID #:5226



MAR 1 5 2022

### Case 2:17-cv-08841-FMO-SK Document Decide And Decide An

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be <u>irrevocably</u> excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

erbara J. Visher

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. EXCLUSIONS c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

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2. PURCHASES/ACQUISITIONS BETW list each and every purchase/acquisition (menu through and including the close of trading on F	EEN FEBRUARY 16, 2017 AND FEBRUAR hing fleetelepis) drost Bonds from after the of rebruary 1, 2018. (Must be documented.)	Y 1, 2018, INCLUSIVE – Separately pening of trading on February 6, 2017
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)		
		\$
/ /		\$
7 /	· · · · · · · · · · · · · · · · · · ·	\$
1 1		\$
	<b>2017 AND FEBRUARY 1, 2018, INCLUSI</b> SI Bonds from after the opening of trading on F t be documented.)	
Date of Sale	Number of	Sale Price
(List Chronologically)	Bonds Sold	Per Bond
(Month/Day/Year)		
/ /		\$
/ /		\$
/ /		\$

<sup>2</sup> OSI Bonds were issued on February 16, 2017.

1 1

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\$

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 35 of 112 Page ID #:5229

### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

### EXCLUSION REQUEST FORM<sup>1</sup>

### This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

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#### INSTRUCTIONS

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This Exclusion Request Form must be fully completed and received by the Claims Administrator no later than March 28, 2022. Exclusion Request Forms received after that date will not be accepted.

10, parbale -	Kshen	
Name:	Coral Sables, Fla.	
Address:	contra porte	
Address.		
Telephone Number:		
Email Address (optional):		

This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 36 of 112 Page ID #:5230 REMINDER CHECKLIST

- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.

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# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 37 of 112 Page ID #:5231

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Proposed Plan of Allocation of Net Settlement Fund Among Authorized Claimants	Appendix A

#### WHY DID I GET THIS NOTICE?

1. You or someone in your family, or an investment account for which you serve as a custodian, may have purchased or otherwise acquired OSI common stock or OSI Bonds during the Class Period, and may be a Settlement Class Member. The Court directed that this Notice be sent to you to inform you of the terms of the proposed Settlement and about all of your options before the Court rules on the Settlement at or after the Final Approval Hearing. Additionally, you have the right to understand how this class action lawsuit may affect your legal rights.

2. This Notice explains the Action, the Settlement, your legal rights, what benefits are available under the Settlement, who is eligible for the benefits, and how to get them.

3. The issuance of this Notice is not an expression of any opinion by the Court concerning the merits of any claim in the Action, and the Court still has to decide whether to approve the Settlement. If the Court approves the Settlement and the Plan of Allocation (or some other plan of allocation), the Claims Administrator will make payments pursuant to the Settlement after any objections and appeals are resolved.

#### WHAT IS THIS CASE ABOUT?

4. OSI is a designer and manufacturer of specialized electronic systems and components for application in homeland security, healthcare, defense and aerospace. In this Action, Plaintiffs allege that, during the Class Period, OSI and certain of its executive officers during that time (*i.e.*, Deepak Chopra, OSI's founder and, at all relevant times, OSI's President, Chief Executive Officer, and Chairman of the Company's Board of Directors; Alan Edrick, OSI's Executive Vice President and Chief Financial Officer at all relevant times) made materially false and/or misleading statements and failed to disclose material adverse facts about OSI's business, operations, and prospects. More specifically, Plaintiffs allege that Defendants misled investors regarding the success and viability of OSI's "turnkey" business model and its announcement of an approximately \$250 million turnkey contract with the Albanian government. Plaintiffs further allege that the Settlement Class suffered damages when the alleged truth regarding these matters was publicly disclosed.

5. On December 7, 2017, a putative securities class action complaint, styled *Longo v. OSI Systems, Inc.*, Case No. 2:17cv-08841-FMO-SK, was filed in the Court on behalf of certain purchasers of OSI Securities. Thereafter, three related securities class action complaints were filed. On March 1, 2018, the Court: (i) consolidated the four related actions for all purposes including trial; (ii) appointed Arkansas Teacher Retirement System as Lead Plaintiff; and (iii) approved Lead Plaintiff's selection of Kessler Topaz Meltzer & Check, LLP as Lead Counsel, and Kiesel Law, LLP as liaison counsel, for the proposed class.

6. On May 4, 2018, Lead Plaintiff and named plaintiff John A. Prokop filed the Consolidated Class Action Complaint for Violations of the Federal Securities Laws ("Consolidated Complaint"). The Consolidated Complaint asserted claims against Defendants under Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 ("Exchange Act"), and Rule 10b-5 promulgated thereunder.

7. Defendants moved to dismiss the Consolidated Complaint on July 3, 2018. Defendants also submitted a request for judicial notice in support of their motion. Defendants' motion to dismiss and request for judicial notice were fully briefed by the Parties. On April 22, 2019, the Court heard oral argument on Defendants' motion to dismiss and request for judicial notice. On May 7, 2019, the Court granted Defendants' motion, but provided Plaintiffs leave to amend the Consolidated Complaint.

8. On June 13, 2019, Plaintiffs filed the First Amended Consolidated Class Action Complaint for Violations of the Federal Securities Laws ("First Amended Complaint"). The First Amended Complaint asserted claims against Defendants under Sections 10(b) and 20(a) of the Exchange Act, and Rule 10b-5 promulgated thereunder.

9. Defendants moved to dismiss the First Amended Complaint on July 24, 2019. Defendants also submitted a request for judicial notice in support of their motion. Defendants' motion to dismiss and request for judicial notice were fully briefed by the Parties.

10. On October 4, 2019, this Action was transferred from the Honorable Virginia A. Phillips to the Honorable Fernando M. Olguin for all further proceedings.

11. On March 11, 2020, the Court denied Defendants' motion without prejudice for referencing materials outside the pleadings and ordered that Defendants file an Answer to the First Amended Complaint or a Rule 12(b)(6) motion without incorporating any documents by reference or attaching any exhibits.

Questions? Visit <u>www.OSISystemsSecuritiesSettlement.com</u> or call 1-877-999-1997

Page 3

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12. On March 26, 2021, Defendants filed a renewed motion to dismiss the First Amended Complaint. This motion was fully briefed by the Parties. By Order dated March 31, 2021, the Court denied Defendants' renewed motion to dismiss in its entirety.

13. Defendants answered the First Amended Complaint on April 23, 2021.

14. Following the Court's ruling on Defendants' renewed motion to dismiss, the Parties commenced discovery. Plaintiffs, among other things: (i) issued 56 document requests; (ii) served six interrogatories; (iii) served five document subpoenas on relevant third parties; (iv) obtained approximately 46,600 pages of documents; and (v) reviewed Defendants' written discovery responses and production in response thereto. Similarly, Defendants issued 49 document requests to Plaintiffs, and Plaintiffs served extensive responses and objections to these requests.

15. While discovery was ongoing, the Parties began discussing the possibility of resolving the Action through settlement, ultimately agreeing to mediate before the Honorable Layn R. Phillips (Ret.) of Phillips ADR ("Judge Phillips"). A mediation session with Judge Phillips was scheduled for August 26, 2021. In advance of the mediation, the Parties exchanged detailed mediation statements addressing liability and damages issues.

16. Although the Parties were unable to resolve the Action at the August 2021 mediation, they agreed to continue their negotiations. Following additional hard-fought negotiations with the assistance of Judge Phillips, the Parties reached an agreement in principle to settle the Action – each side ultimately accepting a mediator's recommendation by Judge Phillips to resolve the Action for \$12.5 million in cash. The Parties memorialized their agreement in principle to settle the Action in a binding term sheet executed on September 7, 2021.

17. After additional negotiations regarding the specific terms of their agreement, the Parties entered into the Stipulation on October 22, 2021. The Stipulation, which sets forth the terms and conditions of the Settlement, can be viewed at <u>www.OSISystemsSecuritiesSettlement.com</u>.

18. On December 30, 2021, the Court preliminarily approved the Settlement, authorized this Notice to be disseminated to potential Settlement Class Members, and scheduled the Final Approval Hearing to consider whether to grant final approval of the Settlement.

### WHY IS THIS A CLASS ACTION?

19. In a class action, one or more persons or entities (in this case, Plaintiffs), sue on behalf of people and entities that have similar claims. Together, these people and entities are a "class," and each is a "class member." Bringing a case, such as this one, as a class action allows the adjudication of many individuals' similar claims that might be too small to bring economically as separate actions. One court resolves the issues for all class members at the same time, except for those who exclude themselves, or "opt out," from the class.

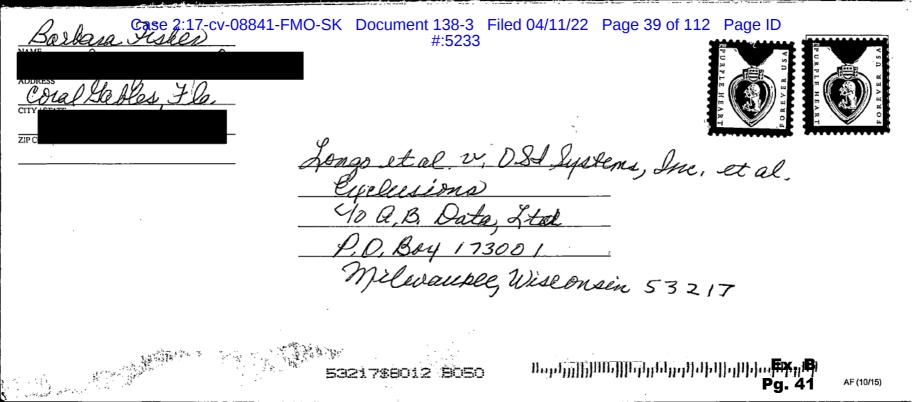
### WHY IS THERE A SETTLEMENT?

20. Lead Plaintiff and Lead Counsel believe that the claims against Defendants have merit. They recognize, however, the expense and length of continued proceedings necessary to pursue their claims through full discovery, including complex and expensive foreign discovery in Albania, a country that opted out of the pretrial discovery provisions in Article 23 of the Hague Convention of Taking Evidence Abroad in Civil or Commercial Matters, Mar. 18, 1970, 23 U.S.T. 2555, 847 U.N.T.S. 241, a motion for class certification, summary judgment, trial, and post-trial appeals, as well as the very substantial risks they would face in establishing liability and damages. Such risks include the potential challenges associated with proving that there were material misstatements in Defendants' public statements, and establishing significant damages under the securities laws.

21. In light of these risks, the amount of the Settlement, and the immediacy of recovery to the Settlement Class, Lead Plaintiff and Lead Counsel believe that the proposed Settlement is fair, reasonable, adequate, and in the best interests of the Settlement Class. Lead Plaintiff and Lead Counsel believe that the Settlement provides a substantial benefit to the Settlement Class, as compared to the risk that the claims in the Action would produce a smaller recovery, or no recovery, after continued and costly litigation, possibly years in the future.

22. Defendants have denied and continue to deny the claims and allegations asserted against them in the Action, including that: they made materially false and/or misleading statements, they failed to disclose material adverse facts about OSI's business, operations, and prospects, and Lead Plaintiff or the Settlement Class was harmed or suffered any damages as a result of the conduct alleged in the Action. Defendants have agreed to the Settlement solely to eliminate the burden, expense, uncertainty, and risk of continued litigation. Accordingly, the Settlement may not be construed as an admission of any wrongdoing by any Defendant in this or any other action or proceeding.

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# **EXCLUSION REQUEST 7**

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MAR 1 5 2022

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OSI Systems Securities Settlement c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217 PRESORTED FIRST-CLASS MAIL U.S. POSTAGE PAID MILWAUKEE, WI PERMIT NO.3780

#### COURT APPROVED NOTICE REGARDING

#:5236

In re OSI Systems Securities Settlement

00004894 000047 000048



Notice ID: 149415824

STEPHEN FORD

BLACK DIAMOND WA

#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be <u>irrevocably</u> excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

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Signature Date	SIGNATURE	<u>2-9-22</u> DATE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. EXCLUSIONS c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

Ex. B Pg. 44

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Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 43 of 112 Page ID #:5237

### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### **EXCLUSION REQUEST FORM<sup>1</sup>**

### This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request characteristic for the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: *Longo, et al. v. OSI Systems, Inc., et al.*, A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

#### **INSTRUCTIONS**

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28, 2022.* Exclusion Request Forms received after that date will not be accepted.

Name:

Address:

Telephone Number:

Email Address (optional):

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

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Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

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Sale Price
Per Bond
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OSI Bonds were issued on February 16, 2017.

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### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

v.

OSI SYSTEMS, INC., et al.,

Defendants.

Plaintiffs.

### NOTICE OF (I) PENDENCY OF CLASS ACTION AND PROPOSED SETTLEMENT; (II) FINAL APPROVAL HEARING; AND (III) MOTION FOR ATTORNEYS' FEES AND LITIGATION EXPENSES

NOTICE OF PENDENCY OF CLASS ACTION: Please be advised that your rights will be affected by the above-captioned securities class action ("Action") if you purchased or otherwise acquired OSI Systems, Inc. ("OSI") common stock or 1.25% convertible senior notes due 2022 between August 21, 2013 and February 1, 2018, inclusive, and were damaged thereby ("Settlement Class").<sup>1</sup>

NOTICE OF SETTLEMENT: Please also be advised that the Court-appointed Lead Plaintiff Arkansas Teacher Retirement System ("Lead Plaintiff"), on behalf of itself, named plaintiff John A. Prokop, and the Settlement Class, and Defendants OSI, Deepak Chopra, Alan Edrick, and Ajay Mehra (collectively, "Defendants") have reached a proposed settlement of the Action for \$12,500,000 in cash ("Settlement"). The Settlement resolves Plaintiffs' claims that Defendants violated the federal securities laws by allegedly making materially false and/or misleading statements and failing to disclose material adverse facts about OSI's business, operations, and prospects. The claims being released by the Settlement are detailed in ¶¶ 4-18 herein.

#### PLEASE READ THIS NOTICE CAREFULLY.

This Notice explains important rights you may have, including the possible receipt of a payment from the Settlement. If you are a member of the Settlement Class, your legal rights will be affected whether or not you act.

If you have questions about this Notice, the Settlement, or your eligibility to participate in the Settlement, please DO NOT contact the Court, the Clerk's Office, Defendants, or Defendants' Counsel. All questions should be directed to Lead Counsel or the Claims Administrator.

• <u>Statement of the Settlement Class's Recovery</u>: Subject to Court approval, Lead Plaintiff, on behalf of the Settlement Class, has agreed to settle the Action in exchange for a cash payment of 12,500,000 ("Settlement Amount") to be deposited into an escrow account. The Net Settlement Fund (defined below at ¶ 37) will be distributed to eligible Settlement Class Members in accordance with a plan of allocation that is approved by the Court. The plan of allocation being proposed by Lead Plaintiff ("Plan of Allocation") is attached hereto as Appendix A.

• Estimate of Average Amount of Recovery Per Share/Bond: Based on Lead Plaintiff's damages consultant's estimate of the number of shares of OSI common stock and the number of OSI 1.25% convertible senior notes due 2022 ("OSI Bonds" and together with OSI common stock, "OSI Securities") eligible to participate in the Settlement, and assuming that all investors eligible to participate do so, the estimated average recovery (before deduction of any Court-approved fees and expenses, such as attorneys' fees and expenses, taxes, and administration costs) per eligible share of OSI common stock will be approximately \$0.72 and per eligible OSI Bond will be approximately \$6.14. Settlement Class Members should note, however, that the foregoing are only estimates. Some Settlement Class Members may recover more or less than the average amount per share/Bond depending on: (i) when and the price at which they purchased/acquired their OSI Securities; (ii) whether they sold their OSI Securities; (iii) the total number and value of valid Claims submitted; (iv) the amount of Notice and Administration Costs; and (v) the amount of attorneys' fees and Litigation Expenses awarded by the Court.

• <u>Average Amount of Damages Per Share/Bond</u>: The Parties do not agree on the average amount of damages per share of OSI common stock or per OSI Bond that would be recoverable if Plaintiffs prevailed in the Action. Among other things, Defendants do not agree with the assertion that they violated the federal securities laws or that, even if liability could be established, any damages were suffered by any members of the Settlement Class as a result of Defendants' conduct.

<sup>&</sup>lt;sup>1</sup> All capitalized terms not defined in this Notice have the meanings provided in the Stipulation and Agreement of Settlement, filed with the Court on October 22, 2021 ("Stipulation"). The Stipulation can be viewed at <u>www.OSISystemsSecuritiesSettlement.com</u>.

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 46 of 112 Page ID #:5240

• <u>Attorneys' Fees and Expenses Sought</u>: Court-appointed Lead Counsel, Kessler Topaz Meltzer & Check, LLP, has prosecuted this Action on a wholly contingent basis and has not received any attorneys' fees (or reimbursement of expenses) for its representation of the Settlement Class. For its efforts, Lead Counsel, on behalf of Plaintiffs' Counsel, will apply to the Court for attorneys' fees in an amount not to exceed 25% of the Settlement Fund. Lead Counsel will also apply for payment of Plaintiffs' Counsel's Litigation Expenses incurred in connection with the institution, prosecution, and resolution of the Action, in an amount not to exceed \$200,000. If the Court approves the maximum amount of the foregoing fees and expenses, the estimated average cost per eligible share of OSI common stock will be \$0.19 and the average cost per eligible OSI Bond will be \$1.63. Please note that these amounts are only estimates.

• <u>Identification of Attorney Representatives</u>: Lead Plaintiff and the Settlement Class are represented by Eli R. Greenstein, Esq. and Stacey M. Kaplan, Esq. of Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, Telephone: (415) 400-3000, Email: info@ktmc.com, Website: <u>www.ktmc.com</u>.

• <u>Reasons for the Settlement</u>: For Lead Plaintiff, the principal reason for the Settlement is the guaranteed cash benefit for the Settlement Class without the risk, delays, and increased costs inherent in further litigation. Moreover, the cash benefit provided under the Settlement must be considered against the risk that a smaller recovery – or indeed no recovery at all – might be achieved after full discovery, contested motions, a trial of the Action, and appeals. For Defendants, who deny all allegations of wrongdoing or liability whatsoever and deny that Settlement Class Members were damaged, the principal reason for entering into the Settlement is to eliminate the uncertainty, burden, and expense of further protracted litigation.

YOUR LEGAL RIGHTS AND	OPTIONS IN THE SETTLEMENT
SUBMIT A CLAIM FORM POSTMARKED (IF MAILED), OR ONLINE, NO LATER THAN MAY 11, 2022.	This is the only way to be eligible to receive a payment from the Settlement.
EXCLUDE YOURSELF FROM THE SETTLEMENT CLASS BY SUBMITTING A WRITTEN REQUEST FOR EXCLUSION SO THAT IT IS <i>RECEIVED</i> NO LATER THAN MARCH 28, 2022.	Get no payment from the Settlement. This is the <i>only</i> option that may allow you to ever bring or be part of any <i>other</i> lawsuit against Defendants or the other Released Defendants' Parties about the claims being released by the Settlement.
OBJECT TO THE SETTLEMENT BY SUBMITTING A WRITTEN OBJECTION SO THAT IT IS <i>RECEIVED</i> NO LATER THAN MARCH 28, 2022.	Write to the Court about why you do not like the proposed Settlement, the proposed Plan of Allocation, and/or Lead Counsel's request for attorneys' fees and Litigation Expenses. This will not exclude you from the Settlement Class.
GO TO A HEARING ON MAY 12, 2022 AT 10:00 A.M.	Ask to speak in Court at the Final Approval Hearing, at the discretion of the Court, about the proposed Settlement, the proposed Plan of Allocation, and/or Lead Counsel's request for attorneys' fees and Litigation Expenses.
DO NOTHING.	Get no payment. You will, however, remain a member of the Settlement Class, which means that you give up any right you may have to sue about the claims that are resolved by the Settlement and you will be bound by any judgments or orders entered by the Court in the Action.

These rights and options – and the deadlines to exercise them – are further explained in this Notice. <u>Please Note</u>: The date and time of the Final Approval Hearing – currently scheduled for May 12, 2022 at 10:00 a.m. – is subject to change without further notice. It is also within the Court's discretion to hold the hearing by video or telephonic conference. If you plan to attend the hearing, you should check <u>www.OSISystemsSecuritiesSettlement.com</u>, or with Lead Counsel to confirm that no change to the date and/or time of the hearing has been made.

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Proposed Plan of Allocation of Net Settlement Fund Among Authorized Claimants	Appendix A

#### WHY DID I GET THIS NOTICE?

1. You or someone in your family, or an investment account for which you serve as a custodian, may have purchased or otherwise acquired OSI common stock or OSI Bonds during the Class Period, and may be a Settlement Class Member. The Court directed that this Notice be sent to you to inform you of the terms of the proposed Settlement and about all of your options before the Court rules on the Settlement at or after the Final Approval Hearing. Additionally, you have the right to understand how this class action lawsuit may affect your legal rights.

2. This Notice explains the Action, the Settlement, your legal rights, what benefits are available under the Settlement, who is eligible for the benefits, and how to get them.

3. The issuance of this Notice is not an expression of any opinion by the Court concerning the merits of any claim in the Action, and the Court still has to decide whether to approve the Settlement. If the Court approves the Settlement and the Plan of Allocation (or some other plan of allocation), the Claims Administrator will make payments pursuant to the Settlement after any objections and appeals are resolved.

### WHAT IS THIS CASE ABOUT?

4. OSI is a designer and manufacturer of specialized electronic systems and components for application in homeland security, healthcare, defense and aerospace. In this Action, Plaintiffs allege that, during the Class Period, OSI and certain of its executive officers during that time (*i.e.*, Deepak Chopra, OSI's founder and, at all relevant times, OSI's President, Chief Executive Officer, and Chairman of the Company's Board of Directors; Alan Edrick, OSI's Executive Vice President and Chief Financial Officer at all relevant times; and Ajay Mehra, OSI's Executive Vice President, President of OSI Solutions Business, and a member of OSI's Board of Directors at all relevant times) made materially false and/or misleading statements and failed to disclose material adverse facts about OSI's business, operations, and prospects. More specifically, Plaintiffs allege that Defendants misled investors regarding the success and viability of OSI's "turnkey" business model and its announcement of an approximately \$250 million turnkey contract with the Albanian government. Plaintiffs further allege that the Settlement Class suffered damages when the alleged truth regarding these matters was publicly disclosed.

5. On December 7, 2017, a putative securities class action complaint, styled *Longo v. OSI Systems, Inc.*, Case No. 2:17cv-08841-FMO-SK, was filed in the Court on behalf of certain purchasers of OSI Securities. Thereafter, three related securities class action complaints were filed. On March 1, 2018, the Court: (i) consolidated the four related actions for all purposes including trial; (ii) appointed Arkansas Teacher Retirement System as Lead Plaintiff; and (iii) approved Lead Plaintiff's selection of Kessler Topaz Meltzer & Check, LLP as Lead Counsel, and Kiesel Law, LLP as liaison counsel, for the proposed class.

6. On May 4, 2018, Lead Plaintiff and named plaintiff John A. Prokop filed the Consolidated Class Action Complaint for Violations of the Federal Securities Laws ("Consolidated Complaint"). The Consolidated Complaint asserted claims against Defendants under Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 ("Exchange Act"), and Rule 10b-5 promulgated thereunder.

7. Defendants moved to dismiss the Consolidated Complaint on July 3, 2018. Defendants also submitted a request for judicial notice in support of their motion. Defendants' motion to dismiss and request for judicial notice were fully briefed by the Parties. On April 22, 2019, the Court heard oral argument on Defendants' motion to dismiss and request for judicial notice. On May 7, 2019, the Court granted Defendants' motion, but provided Plaintiffs leave to amend the Consolidated Complaint.

8. On June 13, 2019, Plaintiffs filed the First Amended Consolidated Class Action Complaint for Violations of the Federal Securities Laws ("First Amended Complaint"). The First Amended Complaint asserted claims against Defendants under Sections 10(b) and 20(a) of the Exchange Act, and Rule 10b-5 promulgated thereunder.

9. Defendants moved to dismiss the First Amended Complaint on July 24, 2019. Defendants also submitted a request for judicial notice in support of their motion. Defendants' motion to dismiss and request for judicial notice were fully briefed by the Parties.

10. On October 4, 2019, this Action was transferred from the Honorable Virginia A. Phillips to the Honorable Fernando M. Olguin for all further proceedings.

11. On March 11, 2020, the Court denied Defendants' motion without prejudice for referencing materials outside the pleadings and ordered that Defendants file an Answer to the First Amended Complaint or a Rule 12(b)(6) motion without incorporating any documents by reference or attaching any exhibits.

Questions? Visit <u>www.OSISystemsSecuritiesSettlement.com</u> or call 1-877-999-1997 Pag

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12. On March 26, 2021, Defendants filed a renewed motion to dismiss the First Amended Complaint. This motion was fully briefed by the Parties. By Order dated March 31, 2021, the Court denied Defendants' renewed motion to dismiss in its entirety.

13. Defendants answered the First Amended Complaint on April 23, 2021.

14. Following the Court's ruling on Defendants' renewed motion to dismiss, the Parties commenced discovery. Plaintiffs, among other things: (i) issued 56 document requests; (ii) served six interrogatories; (iii) served five document subpoenas on relevant third parties; (iv) obtained approximately 46,600 pages of documents; and (v) reviewed Defendants' written discovery responses and production in response thereto. Similarly, Defendants issued 49 document requests to Plaintiffs, and Plaintiffs served extensive responses and objections to these requests.

15. While discovery was ongoing, the Parties began discussing the possibility of resolving the Action through settlement, ultimately agreeing to mediate before the Honorable Layn R. Phillips (Ret.) of Phillips ADR ("Judge Phillips"). A mediation session with Judge Phillips was scheduled for August 26, 2021. In advance of the mediation, the Parties exchanged detailed mediation statements addressing liability and damages issues.

16. Although the Parties were unable to resolve the Action at the August 2021 mediation, they agreed to continue their negotiations. Following additional hard-fought negotiations with the assistance of Judge Phillips, the Parties reached an agreement in principle to settle the Action – each side ultimately accepting a mediator's recommendation by Judge Phillips to resolve the Action for \$12.5 million in cash. The Parties memorialized their agreement in principle to settle the Action in a binding term sheet executed on September 7, 2021.

17. After additional negotiations regarding the specific terms of their agreement, the Parties entered into the Stipulation on October 22, 2021. The Stipulation, which sets forth the terms and conditions of the Settlement, can be viewed at www.QSISystemsSecuritiesSettlement.com.

18. On December 30, 2021, the Court preliminarily approved the Settlement, authorized this Notice to be disseminated to potential Settlement Class Members, and scheduled the Final Approval Hearing to consider whether to grant final approval of the Settlement.

### WHY IS THIS A CLASS ACTION?

19. In a class action, one or more persons or entities (in this case, Plaintiffs), sue on behalf of people and entities that have similar claims. Together, these people and entities are a "class," and each is a "class member." Bringing a case, such as this one, as a class action allows the adjudication of many individuals' similar claims that might be too small to bring economically as separate actions. One court resolves the issues for all class members at the same time, except for those who exclude themselves, or "opt out," from the class.

### WHY IS THERE A SETTLEMENT?

20. Lead Plaintiff and Lead Counsel believe that the claims against Defendants have merit. They recognize, however, the expense and length of continued proceedings necessary to pursue their claims through full discovery, including complex and expensive foreign discovery in Albania, a country that opted out of the pretrial discovery provisions in Article 23 of the Hague Convention of Taking Evidence Abroad in Civil or Commercial Matters, Mar. 18, 1970, 23 U.S.T. 2555, 847 U.N.T.S. 241, a motion for class certification, summary judgment, trial, and post-trial appeals, as well as the very substantial risks they would face in establishing liability and damages. Such risks include the potential challenges associated with proving that there were material misstatements in Defendants' public statements, and establishing significant damages under the securities laws.

21. In light of these risks, the amount of the Settlement, and the immediacy of recovery to the Settlement Class, Lead Plaintiff and Lead Counsel believe that the proposed Settlement is fair, reasonable, adequate, and in the best interests of the Settlement Class. Lead Plaintiff and Lead Counsel believe that the Settlement provides a substantial benefit to the Settlement Class, as compared to the risk that the claims in the Action would produce a smaller recovery, or no recovery, after continued and costly litigation, possibly years in the future.

22. Defendants have denied and continue to deny the claims and allegations asserted against them in the Action, including that: they made materially false and/or misleading statements, they failed to disclose material adverse facts about OSI's business, operations, and prospects, and Lead Plaintiff or the Settlement Class was harmed or suffered any damages as a result of the conduct alleged in the Action. Defendants have agreed to the Settlement solely to eliminate the burden, expense, uncertainty, and risk of continued litigation. Accordingly, the Settlement may not be construed as an admission of any wrongdoing by any Defendant in this or any other action or proceeding.

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### WHAT MIGHT HAPPEN IF THERE WERE NO SETTLEMENT?

If there were no Settlement and Plaintiffs failed to establish any essential legal or factual element of their claims 23. against Defendants, neither Plaintiffs nor the other members of the Settlement Class would recover anything from Defendants. Also, if Defendants were successful in proving any of their defenses, either at class certification, summary judgment, trial, or on appeal, the Settlement Class could recover substantially less than the amount provided in the Settlement, or nothing at all.

### HOW DO I KNOW IF I AM AFFECTED BY THE SETTLEMENT? WHO IS INCLUDED IN THE SETTLEMENT CLASS?

If you are a member of the Settlement Class, you are subject to the Settlement, unless you timely request to be 24. excluded. The Settlement Class consists of:

### All persons and entities who purchased or otherwise acquired OSI common stock or 1.25% convertible senior notes due 2022 between August 21, 2013 and February 1. 2018 inclusive, and were damaged thereby.

Excluded from the Settlement Class are: (a) Defendants; (b) members of the Individual Defendants' immediate families (as defined in 17 C.F.R. § 229.404, Instructions (1)(a)(iii) and (1)(b)(ii)); (c) any person, firm, trust, corporation, officer, director, or other individual or entity in which any Defendant has a controlling interest, or which is related to or affiliated with any of the Defendants; (d) present or former executive officers of OSI and their immediate families (as defined in 17 C.F.R. § 229.404, Instructions (1)(a)(iii) and (1)(b)(ii)); and (e) the legal representatives, agents, affiliates, heirs, successors-in-interest, or assigns of any such excluded party. Also excluded from the Settlement Class are any persons and entities who or which submit a request for exclusion from the Settlement Class that is accepted by the Court. See "What If I Do Not Want To Be A Member Of The Settlement Class? How Do I Exclude Myself?" on page 7 below.

PLEASE NOTE: Receipt of this Notice does not mean that you are a Settlement Class Member or that you will be entitled to a payment from the Settlement. If you are a Settlement Class Member and you wish to be eligible to receive a payment from the Settlement, you are required to submit the Claim Form that is being distributed with this Notice and the required supporting documentation as set forth in the Claim Form postmarked (if mailed), or online at www.OSISystemsSecuritiesSettlement.com, no later than May 11, 2022.

### HOW ARE SETTLEMENT CLASS MEMBERS AFFECTED BY THE ACTION AND THE SETTLEMENT?

As a Settlement Class Member, you are represented by Lead Plaintiff and Lead Counsel. If you want to be represented 25. by your own lawyer, you may hire one at your own expense.

If you are a Settlement Class Member and do not wish to remain a Settlement Class Member, you may exclude yourself 26. from the Settlement Class by following the instructions in the section below entitled, "What If I Do Not Want To Be A Member Of The Settlement Class? How Do I Exclude Myself?".

If you are a Settlement Class Member and you wish to object to the Settlement, the Plan of Allocation, or Lead Counsel's request for attorneys' fees and Litigation Expenses, you may present your objections by following the instructions in the section below entitled, "When And Where Will The Court Decide Whether To Approve The Settlement?".

If you are a Settlement Class Member and you do not exclude yourself from the Settlement Class, you will be bound by any orders issued by the Court in the Action. If the Settlement is approved, the Court will enter a judgment ("Judgment"). The Judgment will dismiss with prejudice the claims against Defendants and the other Released Defendants' Parties and will provide that, upon the Effective Date of the Settlement, Lead Plaintiff, named plaintiff John A. Prokop, and each of the other Settlement Class Members and Release Lead Plaintiff's Parties, on behalf of themselves, and each of their respective heirs, executors, administrators, predecessors, successors, and assigns in their capacities as such, shall be deemed to have, and by operation of law and of the Judgment, or the Alternate Judgment, if applicable, shall have, fully, finally, and forever compromised, settled, released, resolved, relinquished, waived, and discharged all of Lead Plaintiff's Released Claims (defined in ¶ 29 below) against the Released Defendants' Parties (defined in ¶ 30 below), and shall permanently and forever be barred, enjoined, and estopped from prosecuting, attempting to prosecute, or assisting others in the prosecution of any or all of the Lead Plaintiff's Released Claims against any of the Released Defendants' Parties.

"Lead Plaintiff's Released Claims" means all claims and causes of action of every nature and description, whether known or unknown claims, whether arising under federal, state, local, common, statutory, administrative or foreign law, or any other law, rule or regulation, at law or in equity, whether class or individual in nature, whether accrued or unaccrued, whether liquidated or unliquidated, whether matured or unmatured, that Lead Plaintiff, named plaintiff John A. Prokop, or any other member of the Settlement Class: (i) asserted in the Action or (ii) could have asserted in any court or forum that arise out of or are based upon the same allegations, facts, representations, or omissions set forth in the Action and that relate to, or are in connection with, the purchase or acquisition of OSI Securities during the Class Period. Lead Plaintiff's Released Claims shall not include: (i) any claims relating to the enforcement of the Settlement, (ii) any claims asserted in any derivative action, including, without limitation, the claims asserted in Riley v. Chopra, et al., No. 2:18-cv-03371-FMO (Skx) (C.D. Cal.), which has been appealed to the Ninth Circuit, and (iii) any claims of any person or entity who or which submits a request for exclusion from the Settlement Class that is accepted by the Court.

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30. "Released Defendants' Parties" means: Defendants and all of their respective past, present, and future parent companies, subsidiaries, affiliates, divisions, joint ventures, subcontractors, agents, assigns, auditors, accountants, attorneys, and all of their respective past, present, and future officers, directors, fiduciaries, employees, members, partners, principals, shareholders, and owners, in their capacities as such; and each of Defendants' respective Immediate Family Members, or any trust of which any Individual Defendant is a settlor or which is for the benefit of any Defendant and/or his or her Immediate Family Members, and each of the heirs executors, administrators, predecessors, successors, and assigns of the foregoing, in their capacities as such.

31. The Judgment will also provide that, upon the Effective Date of the Settlement, Defendants and Released Defendants' Parties, on behalf of themselves, and each of their respective heirs, executors, administrators, predecessors, successors, and assigns in their capacities as such, shall be deemed to have, and by operation of law and of the Judgment, or the Alternate Judgment, if applicable, shall have, fully, finally, and forever compromised, settled, released, resolved, relinquished, waived, and discharged all of Defendants' Released Claims (defined in  $\P$  32 below) against the Released Lead Plaintiff's Parties (defined in  $\P$  33 below), and shall permanently and forever be barred, enjoined, and estopped from prosecuting, attempting to prosecute, or assisting others in the prosecution of any or all of the Defendants' Released Claims against any of the Released Lead Plaintiff's Parties.

32. "Defendants' Released Claims" means all claims and causes of action of every nature and description, whether known or unknown claims, whether arising under federal, state, local, common, statutory, administrative or foreign law, or any other law, rule or regulation, at law or in equity, whether class or individual in nature, whether accrued or unaccrued, whether liquidated or unliquidated, whether matured or unmatured, that arise out of or relate in any way to the institution, prosecution, or settlement of the claims against Defendants. Defendants' Releases shall not include: (i) any claims relating to the enforcement of the Settlement, (ii) any claims asserted in any derivative action, including, without limitation, the claims asserted in *Riley v. Chopra, et al.*, No. 2:18-cv-03371-FMO (Skx) (C.D. Cal.), which has been appealed to the Ninth Circuit, or (iii) any claims against any person or entity who or which submits a request for exclusion from the Settlement Class that is accepted by the Court.

33. "Released Lead Plaintiff's Parties" means: (i) Lead Plaintiff, named plaintiff John A. Prokop, all other Settlement Class Members, and Plaintiffs' Counsel; and (ii) each of their respective Immediate Family Members, and their respective past, present, and future parent companies, subsidiaries, affiliates, divisions, joint ventures, subcontractors, agents, assigns, auditors, accountants, attorneys, and all of their respective past, present, and future officers, directors, fiduciaries, employees, members, partners, principals, shareholders, and owners, in their capacities as such.

### HOW DO I PARTICIPATE IN THE SETTLEMENT? WHAT DO I NEED TO DO?

34. To be eligible for a payment from the Settlement, you must be a member of the Settlement Class and you must timely complete and return the Claim Form with adequate supporting documentation *postmarked (if mailed), or submitted online at <u>www.OSISystemsSecuritiesSettlement.com</u>, no later than May 11, 2022. A Claim Form is included with this Notice, or you may obtain one at <u>www.OSISystemsSecuritiesSettlement.com</u>. You may also request that a Claim Form be mailed to you by calling the Claims Administrator toll free at 1-877-999-1997 or by emailing <u>info@OSISystemsSecuritiesSettlement.com</u>. Please retain all records of your ownership of and transactions in OSI Securities, as they will be needed to document your Claim. The Parties and Claims Administrator do not have information about your transactions in OSI Securities.* 

35. If you request exclusion from the Settlement Class or do not submit a Claim Form, you will not be eligible to share in the Net Settlement Fund.

### HOW MUCH WILL MY PAYMENT BE?

36. At this time, it is not possible to make any determination as to how much any individual Settlement Class Member may receive from the Settlement.

37. Pursuant to the Settlement, Defendants shall pay or cause to be paid \$12,500,000 in cash. The Settlement Amount will be deposited into an escrow account. The Settlement Amount plus any interest earned thereon is referred to as the "Settlement Fund." If the Settlement is approved by the Court and the Effective Date occurs, the "Net Settlement Fund" (that is, the Settlement Fund less: (i) Taxes; (ii) Notice and Administration Costs; (iii) any Litigation Expenses awarded by the Court; (iv) any attorneys' fees awarded by the Court; and (v) any other costs or fees approved by the Court) will be distributed to Settlement Class Members who submit valid Claim Forms, in accordance with the proposed Plan of Allocation or such other plan of allocation as the Court may approve.

38. Approval of the Settlement is independent from approval of a plan of allocation. Any determination with respect to a plan of allocation will not affect the Settlement, if approved.

39. Neither Defendants nor any other person or entity that paid any portion of the Settlement Amount on their behalf are entitled to get back any portion of the Settlement Fund once the Court's order or judgment approving the Settlement becomes Final. Defendants shall not have any liability, obligation, or responsibility for the administration of the Settlement, the disbursement of the Net Settlement Fund, or the Plan of Allocation.

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40. Unless the Court otherwise orders, any Settlement Class Member who fails to submit a Claim Form postmarked or received on or before May 11, 2022 shall be fully and forever barred from receiving payments pursuant to the Settlement but will in all other respects remain a Settlement Class Member and be subject to the provisions of the Stipulation, including the terms of any Judgment entered and the Releases given.

41. Participants in and beneficiaries of any employee retirement and/or benefit plan ("Employee Plan") should NOT include any information relating to OSI Securities purchased/acquired through an Employee Plan in any Claim Form they submit in this Action. They should include ONLY those OSI Securities purchased/acquired during the Class Period outside of an Employee Plan. Claims based on any Employee Plan(s)' purchases/acquisitions of eligible OSI Securities during the Class Period may be made by the Employee Plan(s)' trustees. To the extent any of the Defendants or any of the other persons or entities excluded from the Settlement Class are participants in an Employee Plan(s), such persons or entities shall not receive, either directly or indirectly, any portion of the recovery that may be obtained from the Settlement by such Employee Plan(s).

42. The Court has reserved jurisdiction to allow, disallow, or adjust on equitable grounds the Claim of any Settlement Class Member.

43. Each Claimant shall be deemed to have submitted to the jurisdiction of the Court with respect to his, her, or its Claim Form.

44. Only Settlement Class Members, *i.e.*, persons and entities who purchased or otherwise acquired OSI Securities during the Class Period and were damaged as a result of such purchases or acquisitions, will be eligible to share in the distribution of the Net Settlement Fund. Persons and entities that are excluded from the Settlement Class by definition or that exclude themselves from the Settlement Class pursuant to request will not be eligible to receive a distribution from the Net Settlement Fund and should not submit Claim Forms.

45. Appendix A to this Notice sets forth the Plan of Allocation for allocating the Net Settlement Fund among Authorized Claimants, as proposed by Lead Plaintiff and Lead Counsel. At the Final Approval Hearing, Lead Counsel will request the Court approve the Plan of Allocation. The Court may modify the Plan of Allocation, or approve a different plan of allocation, without further notice to the Settlement Class.

### WHAT PAYMENT ARE THE ATTORNEYS FOR THE SETTLEMENT CLASS SEEKING? HOW WILL THE LAWYERS BE PAID?

46. Lead Counsel has not received any payment for its services in pursuing claims against Defendants on behalf of the Settlement Class, nor has Lead Counsel been reimbursed for its out-of-pocket expenses. Before final approval of the Settlement, Lead Counsel will apply to the Court, on behalf of Plaintiffs' Counsel, for an award of attorneys' fees in an amount not to exceed 25% of the Settlement Fund. At the same time, Lead Counsel also intends to apply for payment of Plaintiffs' Counsel's Litigation Expenses in an amount not to exceed \$200,000. The Court will determine the amount of any award of attorneys' fees or Litigation Expenses. Such sums as may be approved by the Court will be paid from the Settlement Fund. *Settlement Class Members are not personally liable for any such fees or expenses.* 

### WHAT IF I DO NOT WANT TO BE A MEMBER OF THE SETTLEMENT CLASS? HOW DO I EXCLUDE MYSELF?

47. Each Settlement Class Member will be bound by all determinations and judgments in this lawsuit, whether favorable or unfavorable, unless such person or entity mails or delivers a completed Exclusion Request Form (a copy of which is enclosed with this Notice) or a letter requesting exclusion addressed to: *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217. The request for exclusion must be *received* no later than March 28, 2022. You will not be able to exclude yourself from the Settlement Class after that date. Each request for exclusion must: (i) state the name, address, and telephone number of the person or entity requesting exclusion, and in the case of entities, the name and telephone number of the appropriate contact person; (ii) state that such person or entity "requests exclusion from the Settlement Class in *Longo, et al. v. OSI Systems, Inc., et al.*, Case No. 2:17-cv-08841-FMO-SKx (C.D. Cal.)"; (iii) state the number of shares of OSI common stock and/or number of OSI Bonds that the person or entity requesting exclusion (A) owned as of the opening of trading on August 21, 2013 and (B) purchased/acquired and/or sold during the Class Period, as well as the dates, number of shares/Bonds, and prices of each such purchase/acquisition and sale; and (iv) be signed by the person or entity requesting exclusion or an authorized representative. A request for exclusion shall not be valid and effective unless it provides all of the information called for in this paragraph and is received within the time stated above, or is otherwise accepted by the Court.

48. If you do not want to be part of the Settlement Class, you must follow these instructions for exclusion even if you have pending, or later file, another lawsuit, arbitration, or other proceeding relating to any Lead Plaintiff's Released Claim against any of the Released Defendants' Parties. Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the Lead Plaintiff's Released Claims. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

49. If you ask to be excluded from the Settlement Class, you will not be eligible to receive any payment out of the Net Settlement Fund.

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50. OSI has the right to terminate the Settlement if valid requests for exclusion are received from persons and entities entitled to be members of the Settlement Class in an amount that exceeds an amount agreed to by the Parties.

# WHEN AND WHERE WILL THE COURT DECIDE WHETHER TO APPROVE THE SETTLEMENT? DO I HAVE TO COME TO THE HEARING? MAY I SPEAK AT THE HEARING IF I DO NOT LIKE THE SETTLEMENT?

51. Settlement Class Members do not need to attend the Final Approval Hearing. The Court will consider any submission made in accordance with the provisions below even if a Settlement Class Member does not attend the hearing. You can participate in the Settlement without attending the Final Approval Hearing.

52. <u>Please Note</u>: The date and time of the Final Approval Hearing may change without further written notice to the Settlement Class. In addition, the COVID-19 pandemic is a fluid situation that creates the possibility that the Court may decide to conduct the Final Approval Hearing by video or telephonic conference, or otherwise allow Settlement Class Members to appear at the hearing by video or phone, without further written notice to the Settlement Class. In order to determine whether the date and time of the Final Approval Hearing have changed, or whether Settlement Class Members must or may participate by phone or video, it is important that you monitor the Court's docket and the website, <u>www.OSISystemsSecuritiesSettlement.com</u>, before making any plans to attend the Final Approval Hearing or updates regarding in-person or remote appearances at the hearing, will be posted to <u>www.OSISystemsSecuritiesSettlement.com</u>. If the Court requires or allows Settlement Class Members to participate in the Final Approval Hearing by telephone or video conference, the information for accessing the telephone or video conference will be posted to <u>www.OSISystemsSecuritiesSettlement.com</u>.

53. The Final Approval Hearing will be held on **May 12, 2022 at 10:00 a.m.**, before the Honorable Fernando M. Olguin, United States District Judge for the Central District of California, either in person at the United States Courthouse, 350 W. 1st Street, 6th Floor, Courtroom 6D, Los Angeles, CA 90012, or by telephone or videoconference (in the discretion of the Court). The Court reserves the right to approve the Settlement, the Plan of Allocation, Lead Counsel's request for attorneys' fees and Litigation Expenses, and/or any other matter related to the Settlement at or after the Final Approval Hearing without further notice to the members of the Settlement Class.

54. Any Settlement Class Member may object to the proposed Settlement, the proposed Plan of Allocation, or Lead Counsel's request for attorneys' fees and Litigation Expenses. You can ask the Court to deny approval by filing an objection. You cannot ask the Court to order a different settlement. The Court can only approve or reject the Settlement. If the Court denies approval of the Settlement, no payments from the Settlement will be sent out and the Action will continue. If that is what you want to happen, then you must object.

55. Any objection to the proposed Settlement must be in writing and submitted only to the Court. If you submit a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying that attorney. All written objections and supporting papers must: (i) clearly identify the case name and number (*Longo, et al. v. OSI Systems, Inc., et al.*, Case No. 2:17-cv-08841-FMO-SKx (C.D. Cal.)); (ii) be submitted to the Court by mailing them to the Clerk of the Court at the United States District Court for the Central District of California, United States Courthouse, 350 W. 1st Street, Los Angeles, CA 90012; and (iii) be *received* no later than March 28, 2022.

56. Additionally, any objection must: (i) identify the name, address, and telephone number of the person or entity objecting and be signed by the objector; (ii) state with specificity the grounds for the Settlement Class Member's objection, including any legal and evidentiary support the Settlement Class Member wishes to bring to the Court's attention and whether the objection applies only to the objector, to a specific subset of the Settlement Class, or to the entire Settlement Class; and (iii) include documents sufficient to prove membership in the Settlement Class, including the number of shares of OSI common stock and/or number of OSI Bonds that the objecting Settlement Class Member (A) owned as of the opening of trading on August 21, 2013 and (B) purchased/acquired and/or sold during the Class Period, as well as the dates, number of shares/Bonds, and prices of each such purchase/acquisition and sale.<sup>2</sup> You may not object to the Settlement, Plan of Allocation, or Lead Counsel's request for attorneys' fees and Litigation Expenses if you exclude yourself from the Settlement Class or if you are not a Settlement Class Member.

57. If you wish to appear and speak about your objection at the Final Approval Hearing, you must state that you intend to appear at the hearing in your objection or send a letter stating that you intend to appear at the Final Approval Hearing in *Longo, et al. v. OSI Systems, Inc., et al.*, Case No. 2:17-cv-08841-FMO-SKx (C.D. Cal.) to the Clerk of Court at the address set forth in  $\P$  55 above so that it is *received* no later than April 18, 2022. Persons who intend to object and desire to present evidence at the Final Approval Hearing must include in their written objection or notice of appearance the identity of any witnesses they may call to testify and any exhibits they intend to introduce into evidence at the hearing. Such persons may be heard orally at the discretion of the Court.

Ex. B Pa. 54

 $<sup>^2</sup>$  Documentation establishing membership in the Settlement Class must consist of copies of brokerage confirmation slips or monthly brokerage account statements, or an authorized statement from the objector's broker containing the transactional and holding information found in a broker confirmation slip or account statement.

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58. Unless the Court orders otherwise, any Settlement Class Member who does not object in the manner described above will be deemed to have waived any objection and shall be forever foreclosed from making any objection to the proposed Settlement, the proposed Plan of Allocation, or Lead Counsel's request for attorneys' fees and Litigation Expenses. Settlement Class Members do not need to appear at the Final Approval Hearing or take any other action to indicate their approval.

### WHAT IF I BOUGHT SHARES ON SOMEONE ELSE'S BEHALF?

59. If you purchased or otherwise acquired OSI Securities between August 21, 2013 and February 1, 2018, inclusive, for the beneficial interest of persons or entities other than yourself, you must either (i) within seven (7) calendar days of receipt of this Notice, request from the Claims Administrator sufficient copies of the Notice, Claim Form, and Exclusion Request Form (together, the "Notice Packet") to forward to all such beneficial owners and within seven (7) calendar days of receipt of those Notice Packets forward them to all such beneficial owners; or (ii) within seven (7) calendar days of receipt of this Notice, provide a list of the names, addresses, and, if available, email addresses of all such beneficial owners to *Longo, et al. v. OSI Systems, Inc., et al.*, c/o A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217. If you choose the second option, the Claims Administrator will send a copy of the Notice Packet to the beneficial owners you have identified on your list. Upon full compliance with these directions, such nominees may seek reimbursement of their reasonable expenses actually incurred by providing the Claims Administrator with proper documentation supporting the expenses for which reimbursement is sought. Copies of this Notice, as well as the Claim Form and Exclusion Request Form, may also be obtained from the Settlement website, <u>www.OSISystemsSecuritiesSettlement.com</u>, by calling the Claims Administrator toll free at 1-877-999-1997, or by emailing the Claims Administrator at info@OSISystemsSecuritiesSettlement.com.

### CAN I SEE THE COURT FILE? WHO SHOULD I CONTACT IF I HAVE QUESTIONS?

60. This Notice summarizes the proposed Settlement. For the full terms and conditions of the Settlement, please review the Stipulation at <u>www.OSISystemsSecuritiesSettlement.com</u>. A copy of the Stipulation and additional information regarding the Settlement can also be obtained by contacting Lead Counsel at the contact information set forth above, by accessing the Court docket in this case, for a fee, though the Court's PACER system at <u>https://ecf.cacd.uscourts.gov</u>, or by visiting the office of the Clerk of the Court for the United States District Court for the Central District of California, United States Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Additionally, copies of any related orders entered by the Court and certain other filings in this Action will be posted on the Settlement website, <u>www.OSISystemsSecuritiesSettlement.com</u>.

61. All inquiries concerning this Notice and the Claim Form should be directed to:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

1-877-999-1997 info@OSISystemsSecuritiesSettlement.com www.OSISystemsSecuritiesSettlement.com

and/or

Eli R. Greenstein, Esq. Stacey M. Kaplan, Esq. Kessler Topaz Meltzer & Check, LLP One Sansome Street, Suite 1850 San Francisco, CA 94104

> 1-415-400-3000 info@ktmc.com www.ktmc.com

### PLEASE DO NOT CALL OR WRITE THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL REGARDING THIS NOTICE.

DATED: January 18, 2022

BY ORDER OF THE COURT United States District Court Central District of California

Questions? Visit www.OSISystemsSecuritiesSettlement.com or call 1-877-999-1997

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### APPENDIX A

### Proposed Plan of Allocation of Net Settlement Fund Among Authorized Claimants

The Plan of Allocation set forth herein is the plan that is being proposed to the Court for approval by Lead Plaintiff after consultation with its damages consultant. The Court may approve the Plan of Allocation with or without modification, or approve another plan of allocation, without further notice to the Settlement Class. Any orders regarding a modification of the Plan of Allocation will be posted on the website <u>www.OSISystemsSecuritiesSettlement.com</u>. Defendants have had, and will have, no involvement or responsibility for the terms or application of the Plan of Allocation.

The objective of the proposed Plan of Allocation is to equitably distribute the Net Settlement Fund among those Settlement Class Members who suffered economic losses as a result of the alleged violations of the federal securities laws set forth in the First Amended Complaint. To that end, Lead Plaintiff's damages consultant calculated the estimated amount of alleged artificial inflation in the per share price of OSI common stock and the estimated amount of alleged artificial inflation in the per solutions of the Class Period that was allegedly proximately caused by Defendants' alleged materially false and misleading statements and omissions.

Calculations made pursuant to the Plan of Allocation do not represent a formal damages analysis that has been adjudicated in the Action and are not intended to measure the amounts that Settlement Class Members would recover after a trial. Nor are these calculations intended to be estimates of the amounts that will be paid to Authorized Claimants pursuant to the Settlement. The computations under the Plan of Allocation are only a method to weigh the claims of Authorized Claimants against one another for the purposes of making *pro rata* allocations of the Net Settlement Fund.

For losses to be compensable damages under the federal securities laws, the disclosure of the allegedly misrepresented information must be the cause of the decline in the price of the security. Accordingly, to have a "Recognized Loss Amount" pursuant to the Plan of Allocation, a person or entity must have purchased or otherwise acquired OSI Securities during the Class Period (*i.e.*, for OSI common stock, the period between August 21, 2013 and February 1, 2018, inclusive, and for OSI Bonds, the period between February 16, 2017, after the OSI Bonds were issued,<sup>4</sup> and February 1, 2018, inclusive) and *held such OSI Securities through at least one of the alleged corrective disclosures* that removed the alleged artificial inflation related to that information. To that end, Lead Plaintiff's damages consultant identified two dates (December 6, 2017 and February 1, 2018) on which alleged corrective disclosures were made that removed alleged artificial inflation from the price of OSI Securities on December 6, 2017 and February 2, 2018.

### **CALCULATION OF RECOGNIZED LOSS AMOUNTS**

1. For purposes of determining whether a Claimant has a "Recognized Claim," the purchases, acquisitions, and sales of OSI common stock will first be matched on a First In, First Out ("FIFO") basis as set forth in ¶ 5 below. Likewise, the purchases, acquisitions, and sales of OSI Bonds will also be matched on a FIFO basis.

2. A "Recognized Loss Amount" will be calculated as set forth below for *each* share of OSI common stock purchased or otherwise acquired between August 21, 2013 and February 1, 2018, inclusive and for *each* OSI Bond purchased or otherwise acquired between February 16, 2017 and February 1, 2018, inclusive, that is listed in the Claim Form and for which adequate documentation is provided. To the extent that the calculation of a Claimant's Recognized Loss Amount results in a negative number, that number shall be set to zero. The sum of a Claimant's Recognized Loss Amounts will be the Claimant's Recognized Claim.

- 3. A Claimant's Recognized Loss Amount will be calculated as follows:
  - a. For each share of OSI common stock and each OSI Bond purchased or otherwise acquired during the Class Period and subsequently sold prior to the opening of trading on December 6, 2017 (*i.e.*, the date of the first alleged corrective disclosure), the Recognized Loss Amount shall be \$0.
  - b. For each share of OSI common stock and each OSI Bond purchased or otherwise acquired during the Class Period and sold after the opening of trading on December 6, 2017, and prior to the close of trading on February 1, 2018, the Recognized Loss Amount shall be *the lesser of*:
    - i. the dollar amount of alleged artificial inflation applicable to each such share of OSI common stock or OSI Bond on the date of purchase/acquisition as set forth in **Table 1** below *minus* the dollar amount of alleged

<sup>&</sup>lt;sup>3</sup> All OSI "per Bond" prices are in terms of per \$1,000 par value.

<sup>&</sup>lt;sup>4</sup> The OSI Bonds acquired by the Initial Purchasers as described in OSI's February 22, 2017 SEC Form 8-K are not eligible purchases/acquisitions under the Plan of Allocation.

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artificial inflation applicable to each such share of OSI common stock or OSI Bond on the date of sale as set forth in **Table 1** below; or

- ii. the Out of Pocket Loss, calculated as the actual purchase/acquisition price per share of OSI common stock or OSI Bond (excluding taxes, commissions, and fees) *minus* the per share or per Bond sale price of each such share of OSI common stock or OSI Bond (excluding taxes, commissions, and fees).<sup>5</sup>
- c. For each share of OSI common stock and each OSI Bond purchased or otherwise acquired during the Class Period and sold after the opening of trading on February 2, 2018, and before the close of trading on May 2, 2018,<sup>6</sup> the Recognized Loss Amount shall be *the least of*:
  - i. the dollar amount of alleged artificial inflation applicable to each such share of OSI common stock or OSI Bond on the date of purchase/acquisition as set forth in **Table 1** below; or
  - ii. the actual purchase/acquisition price of each share of OSI common stock or OSI Bond (excluding taxes, commissions, and fees) *minus* the respective 90-day Look-Back Value as set forth in **Table 2** below; or
  - iii. the Out of Pocket Loss, calculated as the actual purchase/acquisition price per share of OSI common stock or OSI Bond (excluding taxes, commissions, and fees) *minus* the actual per share or per Bond sale price of each such share of OSI common stock or OSI Bond (excluding taxes, commissions, and fees).
- d. For each share of OSI common stock and each OSI Bond purchased or otherwise acquired during the Class Period and held as of the close of trading on May 2, 2018 (*i.e.*, the last day of the 90-day Look-Back Period), the Recognized Loss Amount shall be *the lesser of*:
  - i. the dollar amount of alleged artificial inflation applicable to each such share of OSI common stock or OSI Bond on the date of purchase/acquisition as set forth in **Table 1** below; or
  - ii. the actual purchase/acquisition price per share of OSI common stock or OSI Bond (excluding taxes, commissions, and fees) *minus* \$64.44 per share of OSI common stock or \$902.00 per OSI Bond (*i.e.*, the average closing prices of the OSI Securities during the 90-day Look-Back Period as shown on the last line in **Table 2** below).

### ADDITIONAL PROVISIONS

4. The Net Settlement Fund will be allocated among all Authorized Claimants whose Distribution Amount (defined in ¶ 9 below) is \$10.00 or greater.

5. If a Settlement Class Member has more than one purchase/acquisition or sale of OSI Securities during the Class Period, all purchases/acquisitions and sales shall be matched on a FIFO basis for each respective OSI Security. Class Period sales will be matched first against any holdings of the OSI Security at the beginning of the Class Period, and then against purchases/acquisitions of the OSI Security, in chronological order, beginning with the earliest purchase/acquisition made during the Class Period.

6. Purchases/acquisitions and sales of OSI Securities shall be deemed to have occurred on the "contract" or "trade" date as opposed to the "settlement" or "payment" date. The receipt or grant by gift, inheritance or operation of law of OSI Securities during the Class Period shall not be deemed a purchase, acquisition, or sale of the OSI Securities for the calculation of an Authorized Claimant's Recognized Claim, nor shall the receipt or grant be deemed an assignment of any claim relating to the purchase/acquisition of such OSI Security unless (i) the donor or decedent purchased or otherwise acquired such OSI Security during the Class Period; (ii) no Claim Form

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<sup>&</sup>lt;sup>5</sup> To the extent that the calculation of an Out of Pocket Loss results in a negative number reflecting a gain on the transaction, that number shall be set to zero.

<sup>&</sup>lt;sup>6</sup> May 2, 2018 represents the last day of the 90-day period subsequent to the end of the Class Period, *i.e.*, February 1, 2018 (the "90-day Look-Back Period;" the period of February 2, 2018 through May 2, 2018). The PSLRA imposes a statutory limitation on recoverable damages using the 90-day Look-Back Period. This limitation is incorporated into the calculation of a Settlement Class Member's Recognized Loss Amount. Specifically, a Settlement Class Member's Recognized Loss Amount cannot exceed the difference between the purchase price paid for the respective OSI Security and the average price of that OSI Security during the 90-day Look-Back Period if the OSI Security was held through May 2, 2018, the end of this period. Losses on OSI Securities purchased/acquired during the period between August 21, 2013 and February 1, 2018, inclusive, and sold during the 90-day Look-Back Period cannot exceed the difference between the purchase price paid for the OSI Security and the average price of the respective OSI Security during the portion of the 90-day Look-Back Period cannot exceed the difference between the purchase price paid for the OSI Security and the average price of the respective OSI Security during the portion of the 90-day Look-Back Period elapsed as of the date of sale (the "OSI Common Stock 90-day Look-Back Value" and the "OSI Bond 90-day Look-Back Value"), as set forth in **Table 2** below.

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was submitted by or on behalf of the donor, on behalf of the decedent, or by anyone else with respect to such OSI Security; and (iii) it is specifically so provided in the instrument of gift or assignment.

7. For OSI common stock, the date of covering a "short sale" is deemed to be the date of purchase or acquisition of the OSI common stock. The date of a "short sale" is deemed to be the date of sale of the OSI common stock. In accordance with the Plan of Allocation, however, the Recognized Loss Amount on "short sales" is zero. In the event that a Claimant has an opening short position in OSI common stock, the earliest purchases or acquisitions during the Class Period shall be matched against such opening short position and not be entitled to a recovery until that short position is fully covered.

8. OSI common stock and OSI Bonds are the only securities eligible for recovery under the Plan of Allocation. Option contracts to purchase or sell OSI common stock are not securities eligible to participate in the Settlement. With respect to OSI common stock purchased or sold through the exercise of an option, the purchase/sale date of the OSI common stock is the exercise date of the option and the purchase/sale price is the exercise price of the option. Any Recognized Loss Amount arising from purchases of OSI common stock acquired during the Class Period through the exercise of an option on OSI common stock<sup>7</sup> shall be computed as provided for other purchases of OSI common stock in the Plan of Allocation.

9. The Net Settlement Fund will be distributed to Authorized Claimants on a *pro rata* basis based on the relative size of their Recognized Claims. Specifically, a "Distribution Amount" will be calculated for each Authorized Claimant, which will be the Authorized Claimant's Recognized Claim divided by the total Recognized Claims of all Authorized Claimants, multiplied by the total amount in the Net Settlement Fund. If any Authorized Claimant's Distribution Amount calculates to less than \$10.00, it will not be included in the calculation and no distribution will be made to that Authorized Claimant.

10. After the initial distribution of the Net Settlement Fund, the Claims Administrator will make reasonable and diligent efforts to have Authorized Claimants cash their distribution checks. To the extent any monies remain in the Net Settlement Fund by reason of uncashed checks, or otherwise, nine (9) months after the initial distribution, if Lead Counsel, in consultation with the Claims Administrator, determine that it is cost-effective to do so, the Claims Administrator will conduct a re-distribution to Authorized Claimants who have cashed their initial distributions and who would receive at least \$10.00 from such re-distribution. Additional re-distributions may occur thereafter if Lead Counsel, in consultation with the Claims Administrator, determine that additional re-distributions, after deduction of any additional fees and expenses incurred in administering the Settlement, including for such re-distributions, after deduction of any additional fees and expenses incurred in administering the Settlement, including for such re-distributions, would be cost-effective. At such time as it is determined that the re-distribution of funds remaining in the Net Settlement Fund is not cost-effective, the remaining balance shall be contributed to non-sectarian, not-for-profit organization(s), to be recommended by Lead Counsel and approved by the Court.

11. Payment pursuant to the Plan of Allocation, or such other plan of allocation as may be approved by the Court, shall be conclusive against all Authorized Claimants. No person shall have any claim against Lead Plaintiff, Plaintiffs' Counsel, Lead Plaintiff's damages consultant, Defendants, Defendants' Counsel, any of the other Released Lead Plaintiff's Parties or Released Defendants' Parties, or the Claims Administrator or other agent designated by Lead Counsel arising from distributions made substantially in accordance with the Stipulation, the Plan of Allocation approved by the Court, or further orders of the Court. Lead Plaintiff, Defendants, and their respective counsel, and all other Released Defendants' Parties, shall have no responsibility or liability whatsoever for the investment or distribution of the Settlement Fund or the Net Settlement Fund; the Plan of Allocation; the determination, administration, calculation, or payment of any Claim Form or nonperformance of the Claims Administrator; the payment or withholding of Taxes; or any losses incurred in connection therewith.

	TAB Estimated Alleged Artificia		
From	То	OSI Common Stock	OSI Bond
August 21, 2013*	December 5, 2017	\$35.34	\$217.19
December 6, 2017	February 1, 2018	\$10.90	\$54.57

<sup>&</sup>lt;sup>7</sup> This includes (1) purchases of OSI common stock as the result of the exercise of a call option, and (2) purchases of OSI common stock by the seller of a put option as a result of the buyer of such put option exercising that put option.

)SI Common S	tock 90-Day Look-B		TABLE 2 I Bond 90 through N	-Day Look-Back	Value by Sale/Dispo	sition Date
Sale Date	OSI Common Stock Average Closing Price Between February 2, 2018 and Date Shown	OSI Bond Average Closing Price Between February 2, 2018 and Date Shown		Sale Date	OSI Common Stock Average Closing Price Between February 2, 2018 and Date Shown	OSI Bond Average Closing Price Between February 2, 2018 and Date Shown
2/2/2018	\$54.60	\$864.44	-	3/20/2018	\$63.30	\$888.39
2/5/2018	\$54.90	\$860.46		3/21/2018	\$63.43	\$888.39
2/6/2018	\$56.01	\$860.54		3/22/2018	\$63.48	\$889.67
2/7/2018	\$56.99	\$865.41		3/23/2018	\$63.51	\$889.67
2/8/2018	\$57.13	\$868.66		3/26/2018	\$63.55	\$889.67
2/9/2018	\$57.43	\$867.63		3/27/2018	\$63.55	\$889.67
2/12/2018	\$57.80	\$866.90	-	3/28/2018	\$63.55	\$889.67
2/13/2018	\$58.05	\$869.47	-	3/29/2018	\$63.60	\$890.65
2/14/2018	\$58.31	\$871.62		4/2/2018	\$63.56	\$891.36
2/15/2018	\$58.68	\$871.62		4/3/2018	\$63.58	\$892.00
2/16/2018	\$59.08	\$871.62		4/4/2018	\$63.58	\$892.00
2/20/2018	\$59.41	\$874.30		4/5/2018	\$63.60	\$892.63
2/21/2018	\$59.77	\$876.61		4/6/2018	\$63.58	\$893.01
2/22/2018	\$60.03	\$876.61		4/9/2018	\$63.57	\$893.01
2/23/2018	\$60.30	\$878.12		4/10/2018	\$63.59	\$893.41
2/26/2018	\$60.56	\$878.12		4/11/2018	\$63.62	\$894.02
2/27/2018	\$60.78	\$878.12		4/12/2018	\$63.68	\$894.95
2/28/2018	\$60.91	\$878.12		4/13/2018	\$63.74	\$895.48
3/1/2018	\$60.97	\$878.12		4/16/2018	\$63.80	\$896.44
3/2/2018	\$61.09	\$879.60		4/17/2018	\$63.90	\$897.60
3/5/2018	\$61.23	\$880.54		4/18/2018	\$64.00	\$898.40
3/6/2018	\$61.43	\$882.00		4/19/2018	\$64.07	\$898.40
3/7/2018	\$61.67	\$883.85		4/20/2018	\$64.15	\$898.40
3/8/2018	\$61.90	\$883.85		4/23/2018	\$64.22	\$899.29
3/9/2018	\$62.16	\$883.85		4/24/2018	\$64.28	\$899.29
3/12/2018	\$62.39	\$883.85		4/25/2018	\$64.34	\$900.19
3/13/2018	\$62.59	\$883.85		4/26/2018	\$64.40	\$900.89
3/14/2018	\$62.76	\$885.29		4/27/2018	\$64.39	\$900.89
3/15/2018	\$62.89	\$885.29		4/30/2018	\$64.38	\$900.89
3/16/2018	\$63.05	\$886.90		5/1/2018	\$64.41	\$901.39
3/19/2018	\$63.18	\$886.90		5/2/2018	\$64.44	\$902.00

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Longo, et al. v. OSI Systems, Inc., et al.

c/o A.B. Data, Ltd.

#### P.O. Box 173136

#### Milwaukee, WI 53217

#### Toll-Free Number: 1-877-999-1997

### Email: info@OSISystemsSecuritiesSettlement.com Website: <u>www.OSISystemsSecuritiesSettlement.com</u>

#### PROOF OF CLAIM AND RELEASE FORM

To be eligible to receive a share of the Net Settlement Fund in connection with the Settlement of this Action, you must complete and sign this Proof of Claim and Release Form ("Claim Form") and mail it by First-Class Mail to the above address, or submit it online at www.OSISystemsSecuritiesSettlement.com, postmarked (or received) no later than May 11, 2022.

Failure to submit your Claim Form by the date specified will subject your claim to rejection and may preclude you from being eligible to receive any money in connection with the Settlement.

Do not mail or deliver your Claim Form to the Court, the Parties to the Action, or their counsel.

### SUBMIT YOUR CLAIM FORM ONLY TO THE CLAIMS ADMINISTRATOR AT THE ADDRESS SET FORTH ABOVE OR ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>.

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#### PART I – GENERAL INSTRUCTIONS

1. It is important that you carefully read the Notice of (I) Pendency of Class Action and Proposed Settlement; (II) Final Approval Hearing; and (III) Motion for Attorneys' Fees and Litigation Expenses ("Notice") that accompanies this Claim Form, including the proposed Plan of Allocation set forth in the Notice ("Plan of Allocation"). The Notice describes the proposed Settlement, how Settlement Class Members are affected by the Settlement, and the manner in which the Net Settlement Fund will be distributed to eligible Settlement Class Members if the Settlement and Plan of Allocation are approved by the Court. The Notice also contains the definitions of many of the capitalized terms used in this Claim Form. By signing and submitting this Claim Form, you will be certifying that you have read and that you understand the Notice, including the terms of the Releases described therein and provided for herein.

2. To recover under the Settlement, you must have purchased or otherwise acquired OSI common stock or 1.25% convertible senior notes due 2022 (together, "OSI Securities") between August 21, 2013 and February 1, 2018, inclusive, and were damaged thereby. Certain persons and entities are excluded from the Settlement Class by definition as set forth in  $\P$  24 of the Notice.

3. By submitting this Claim Form, you are making a request to share in the Settlement proceeds. IF YOU ARE NOT A SETTLEMENT CLASS MEMBER (as set forth in ¶ 24 of the Notice), OR IF YOU SUBMITTED A REQUEST FOR EXCLUSION FROM THE SETTLEMENT CLASS, DO NOT SUBMIT A CLAIM FORM AS YOU MAY NOT, DIRECTLY OR INDIRECTLY, PARTICIPATE IN THE SETTLEMENT. THUS, IF YOU ARE EXCLUDED FROM THE SETTLEMENT CLASS, ANY CLAIM FORM THAT YOU SUBMIT, OR THAT MAY BE SUBMITTED ON YOUR BEHALF, WILL NOT BE ACCEPTED.

4. Submission of this Claim Form does not guarantee that you will share in the proceeds of the Settlement. The distribution of the Net Settlement Fund will be governed by the Plan of Allocation set forth in the Notice, if it is approved by the Court, or by such other plan of allocation as the Court approves.

5. Use the Schedules of Transactions in Part III and Part IV of this Claim Form to supply all required details of your transaction(s) in and holdings of OSI Securities. Please provide all of the requested information with respect to your holdings, purchases,

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acquisitions, and sales of OSI Securities, whether such transactions resulted in a profit or a loss. Failure to report all transaction and holding information during the requested time period may result in the rejection of your claim.

6. <u>Please note</u>: Only OSI Securities purchased or otherwise acquired during the Class Period (*i.e.*, the period between August 21, 2013 and February 1, 2018, inclusive) are eligible under the Settlement. However, pursuant to the "90-day Look-Back Period" (described in the Plan of Allocation set forth in the Notice), your sales of OSI Securities during the period from February 2, 2018 through and including the close of trading on May 2, 2018 will be used to calculate your loss under the Plan of Allocation. Therefore, in order for the Claims Administrator to be able to calculate your claim, your transactions during the 90-day Look-Back Period must also be provided. Failure to report all transaction and holding information during the requested time period may result in the rejection of your claim.

7. You are required to submit genuine and sufficient documentation for all of your transactions in and holdings of OSI Securities set forth in the Schedules of Transactions in Part III and Part IV of this Claim Form. Documentation may consist of copies of brokerage confirmation slips or monthly brokerage account statements, or an authorized statement from your broker containing the transactional and holding information found in a broker confirmation slip or account statement. The Parties and the Claims Administrator do not independently have information regarding your investments in OSI Securities. IF SUCH DOCUMENTS ARE NOT IN YOUR POSSESSION, PLEASE OBTAIN COPIES OF THE DOCUMENTS OR EQUIVALENT DOCUMENTS FROM YOUR BROKER. FAILURE TO SUPPLY THIS DOCUMENTATION MAY RESULT IN THE REJECTION OF YOUR CLAIM. DO NOT SEND ORIGINAL DOCUMENTS. Please keep a copy of all documents that you send to the Claims Administrator. Also, do not highlight any portion of the Claim Form or any supporting documents.

8. If your OSI Securities were owned jointly, all joint owners must sign this Claim Form and their names must appear as "Claimants" in Part II of this Claim Form. The complete name(s) of the beneficial owner(s) must be entered. If you purchased or otherwise acquired OSI Securities during the Class Period and held the shares in your name, you are the beneficial owner as well as the record owner. If you purchased or otherwise acquired OSI Securities during the Class Period and the OSI Securities were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial owner of these shares, but the third party is the record owner. The beneficial owner, not the record owner, must sign this Claim Form.

9. You must submit a separate Claim Form for each separate legal entity or separately managed account. Generally, one Claim Form should be submitted on behalf of one legal entity and include all holdings and transactions made by that entity on one Claim Form. However, if a single person or legal entity had multiple accounts that were separately managed, separate Claim Forms should be submitted for each such account (*e.g.*, an individual should not combine his or her IRA transactions with transactions made solely in the individual's name). The Claims Administrator reserves the right to request information on all the holdings and transactions in OSI Securities made on behalf of a single beneficial owner.

10. Agents, executors, administrators, guardians, and trustees must complete and sign the Claim Form on behalf of persons represented by them, and they must:

- (a) expressly state the capacity in which they are acting;
- (b) identify the name, account number, last four digits of the Social Security Number (or Taxpayer Identification Number), address, and telephone number of the beneficial owner of (or other person or entity on whose behalf they are acting with respect to) the OSI Securities; and
- (c) furnish herewith evidence of their authority to bind to the Claim Form the person or entity on whose behalf they are acting. (Authority to complete and sign a Claim Form cannot be established by stockbrokers demonstrating only that they have discretionary authority to trade securities in another person's accounts.)

11. By submitting a signed Claim Form, you will be swearing to the truth of the statements contained therein and the genuineness of the documents attached thereto.

12. If the Court approves the Settlement, payments to eligible Authorized Claimants pursuant to the Plan of Allocation (or such other plan of allocation as the Court approves) will be made after any appeals are resolved, and after the completion of all claims processing. The claims process will take substantial time to complete fully and fairly. Please be patient.

13. **PLEASE NOTE:** As set forth in the Plan of Allocation, each Authorized Claimant shall receive his, her, or its *pro rata* share of the Net Settlement Fund. If the prorated payment to any Authorized Claimant calculates to less than \$10.00, it will not be included in the calculation, and no distribution will be made to that Authorized Claimant.

If you have questions concerning the Claim Form, or need additional copies of the Claim Form or a copy of the Notice, 14. contact the Claims Administrator, A.B. Data, Ltd., at the above address. by email at you may info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997, or you can visit www.OSISystemsSecuritiesSettlement.com, where copies of the Claim Form and Notice are available for downloading.

15. **NOTICE REGARDING ELECTRONIC FILES:** Certain claimants with large numbers of transactions may request, or may be requested, to submit information regarding their transactions in electronic files. To obtain the *mandatory* electronic filing

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requirements and file layout, you may visit the website for the Settlement, <u>www.OSISystemsSecuritiesSettlement.com</u>, or you may email the Claims Administrator's electronic filing department at info@OSISystemsSecuritiesSettlement.com. Any file that is not in accordance with the required electronic filing format will be subject to rejection. No electronic files will be considered to have been properly submitted unless the Claims Administrator issues an email to you to that effect. Do not assume that your file has been received until you receive this email. If you do not receive such an email within 10 days of your submission, you should contact the Claims Administrator's electronic filing department at info@OSISystemsSecuritiesSettlement.com to inquire about your file and confirm it was received.

#### **IMPORTANT - PLEASE NOTE:**

YOUR CLAIM, IF MAILED, IS NOT DEEMED SUBMITTED UNTIL YOU RECEIVE AN ACKNOWLEDGEMENT POSTCARD. THE CLAIMS ADMINISTRATOR WILL ACKNOWLEDGE RECEIPT OF YOUR CLAIM FORM BY MAIL WITHIN 60 DAYS. IF YOU DO NOT RECEIVE AN ACKNOWLEDGEMENT POSTCARD WITHIN 60 DAYS, CALL THE CLAIMS ADMINISTRATOR TOLL FREE AT 1-877-999-1997.

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### PART II - CLAIMANT IDENTIFICATION

Please complete this PART II in its entirety. The Claims Administrator will use this information for all communications regarding this Claim Form. If this information changes, you MUST notify the Claims Administrator in writing at the address above.

Beneficial Owner's First Name Beneficial Owner's Last Name
Co-Beneficial Owner's First Name Co-Beneficial Owner's Last Name
Entity Name (if Beneficial Owner is not an individual)
Representative or Custodian Name (if different from Beneficial Owner(s) listed above)
Address 1 (street name and number)
Address 2 (apartment, unit, or box number)
City State Zip Code
Country
Last four digits of Social Security Number or Taxpayer Identification Number
Telephone Number (home) Telephone Number (work)
Account Number (where securities were traded) <sup>1</sup>
Claimant Account Type (check appropriate box)
Individual (includes joint owner accounts) 🛛 Pension Plan 🗆 Trust
Corporation

<sup>&</sup>lt;sup>1</sup> If the account number is unknown, you may leave blank. If filing for more than one account for the same legal entity you may write "multiple." Please see ¶ 9 of the General Instructions above for more information on when to file separate Claim Forms for multiple accounts.

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### PART III – SCHEDULE OF TRANSACTIONS IN OSI COMMON STOCK

Please be sure to include proper documentation with your Claim Form as described in detail in Part I – General Instructions,  $\P$  7, above. Do not include information regarding securities other than OSI common stock. Information regarding OSI Bonds should be entered in Part IV – Schedule of Transactions in OSI Bonds.

1 HOLDINGS AS OF	AUGUST 21 2013 - St	te the total number of sh	ares of OSI common stock	Confirm Proof of Holding				
held as of the opening of	Position Enclosed							
"0."	0							
2. PURCHASES/ACQUISITIONS BETWEEN AUGUST 21, 2013 AND FEBRUARY 1, 2018, INCLUSIVE - Separately list								
each and every purchase/acquisition (including free receipts) of OSI common stock from after the opening of trading on August 21,								
2013 through and including the close of trading on February 1, 2018. (Must be documented.)								
Date of Purchase/	Number of Shares	Purchase/Acquisition	Total Purchase/	Confirm Proof of				
Acquisition	Purchased/	Price Per Share	Acquisition Price	Purchases/				
(List Chronologically)	Acquired		(excluding taxes,	Acquisitions Enclosed				
(Month/Day/Year)			commissions, and fees)					
/ /		\$	\$	0				
1 1		\$	\$	0				
1 1		\$	\$	0				
1 1		\$	\$	O.				
/ /		\$	\$	0				
3. PURCHASES/ACQUISITIONS BETWEEN FEBRUARY 2, 2018 AND MAY 2, 2018, INCLUSIVE - State the total number								
of shares of OSI common stock purchased/acquired (including free receipts) from after the opening of trading on February 2, 2018								
through and including	the close of trading on	May 2, 2018. (Must	be documented.) If no	ne, write "zero" or "0." <sup>2</sup>				
through and including the close of trading on May 2, 2018. (Must be documented.) If none, write "zero" or "0." <sup>2</sup>								
4. SALES BETWEEN AUGUST 21, 2013 AND MAY 2, 2018, INCLUSIVE – Separately list each and IF NONE, CHECK								
every sale/disposition (in	er the opening of trading on	HERE						
August 21, 2013 through	0							
Date of Sale	Number of	Sale Price	Total Sale Price	Confirm Proof				
(List Chronologically)	Shares Sold	Per Share	(excluding taxes,	of Sales Enclosed				
(Month/Day/Year)	Silares Dold		commissions, and fees)					
(monun Dayr i cal)	1							
1 1		\$	\$	- 0				

/ /	\$	\$	. 0
/ /	\$	\$	С
/ /	 \$	\$	0
/ /	\$	\$	'
5. HOLDINGS AS OF of the close of trading	Confirm Proof of Holding Position Enclosed		

# IF YOU NEED ADDITIONAL SPACE, ATTACH THE REQUIRED INFORMATION ON SEPARATE, NUMBERED SHEETS IN THE SAME FORMAT AS ABOVE AND PRINT YOUR NAME AND THE LAST FOUR DIGITS OF YOUR SOCIAL SECURITY OR TAXPAYER IDENTIFICATION NUMBER AT THE TOP OF EACH ADDITIONAL SHEET. IF YOU ATTACH SEPARATE SHEETS, CHECK THIS BOX: □

<sup>&</sup>lt;sup>2</sup> Please note: Information requested with respect to your purchases/acquisitions of OSI common stock from after the opening of trading on February 2, 2018 through and including the close of trading on May 2, 2018 is needed in order to perform the necessary calculations for your claim; purchases/acquisitions during this period, however, are not eligible transactions and will not be used to calculate Recognized Loss Amounts pursuant to the Plan of Allocation.

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 63 of 112 Page ID #:5257

### PART IV – SCHEDULE OF TRANSACTIONS IN OSI BONDS

Please be sure to include proper documentation with your Claim Form as described in detail in Part I – General Instructions,  $\P$  7, above. Do not include information regarding securities other than OSI Bonds. Information regarding OSI common stock should be entered in Part III – Schedule of Transactions in OSI Common Stock.

1. HOLDINGS AS OF I opening of trading on Fe	Confirm Proof of Holding Position Enclosed			
list each and every purchas through and including the	se/acquisition (including	FEBRUARY 16, 2017 A free receipts) of OSI Bond uary 1, 2018. (Must be doo	s from after the opening of the	<b>INCLUSIVE</b> – Separately ading on February 16, 2017
Date of Purchase/ Acquisition (List Chronologically) (Month/Day/Year)	Number of Bonds Purchased/ Acquired	Purchase/Acquisition Price Per Bond	Total Purchase/ Acquisition Price (excluding taxes, commissions, and fees)	Confirm Proof of Purchases/ Acquisitions Enclosed
/ /		\$	\$	ţ
/ /		\$	\$	· · · · · · · · · · · · · · · · · · ·
/ /		\$	\$	U U
1 1		\$	\$	;
1 1		\$	\$	3
of OSI Bonds purchased/ac the close of trading on May <b>4. SALES BETWEEN FI</b> and every sale/disposition February 16, 2017 through a	VE – State the total number 2018 through and including IF NONE, CHECK HERE			
Date of Sale (List Chronologically) (Month/Day/Year)	Number of Bonds Sold	Sale Price Per Bond	Total Sale Price (excluding taxes, commissions, and fees)	Confirm Proof of Sales Enclosed
/ /		\$	\$	( ,
/ /		\$	\$	0
/ /	· · · ·	\$	\$	<u></u>
/ /		\$	\$	·;
/ /		\$	\$	.,
5. HOLDINGS AS OF M trading on May 2, 2018. (N				Confirm Proof of Holding Position Enclosed

# IF YOU NEED ADDITIONAL SPACE, ATTACH THE REQUIRED INFORMATION ON SEPARATE, NUMBERED SHEETS IN THE SAME FORMAT AS ABOVE AND PRINT YOUR NAME AND THE LAST FOUR DIGITS OF YOUR SOCIAL SECURITY OR TAXPAYER IDENTIFICATION NUMBER AT THE TOP OF EACH ADDITIONAL SHEET. IF YOU ATTACH SEPARATE SHEETS, CHECK THIS BOX: □

<sup>3</sup> OSI Bonds were issued on February 16, 2017.

<sup>&</sup>lt;sup>4</sup> **Please note**: Information requested with respect to your purchases/acquisitions of OSI Bonds from after the opening of trading on February 2, 2018 through and including the close of trading on May 2, 2018 is needed in order to perform the necessary calculations for your claim; purchases/acquisitions during this period, however, are not eligible transactions and will not be used to calculate Recognized Loss Amounts pursuant to the Plan of Allocation.

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 64 of 112 Page ID #:5258

#### #.5258

### PART V - RELEASE OF CLAIMS AND SIGNATURE

### YOU MUST ALSO READ THE RELEASE AND CERTIFICATION BELOW AND SIGN ON PAGE 7 OF THIS CLAIM FORM.

I (we) hereby acknowledge that, pursuant to the terms set forth in the Stipulation and Agreement of Settlement dated as of October 22, 2021, without further action by anyone, upon the Effective Date of the Settlement, I (we), on behalf of myself (ourselves) and my (our) heirs, executors, administrators, predecessors, successors, and assigns in their capacities as such, shall be deemed to have, and by operation of law and of the Judgment, or Alternate Judgment, if applicable, shall have, fully, finally, and forever compromised, settled, released, resolved, relinquished, waived, and discharged all of Lead Plaintiff's Released Claims (as defined in  $\P 29$  of the Notice) against the Released Defendants' Parties (as defined in  $\P 30$  of the Notice), and shall permanently and forever be barred, enjoined, and estopped from prosecuting, attempting to prosecute, or assisting others in the prosecution of any or all of the Lead Plaintiff's Released Claims against any of the Released Defendants' Parties.

### CERTIFICATION

By signing and submitting this Claim Form, the claimant(s) or the person(s) who represent(s) the claimant(s) agree(s) to the release above and certifies (certify) as follows:

- 1) that I (we) have read and understand the contents of the Notice and this Claim Form, including the Releases provided for in the Settlement and the terms of the Plan of Allocation;
- 2) that the claimant(s) is a (are) member(s) of the Settlement Class, as defined in the Notice, and is (are) not excluded by definition from the Settlement Class as set forth in the Notice;
- 3) that the claimant(s) has (have) not submitted a request for exclusion from the Settlement Class;
- 4) that I (we) own(ed) the OSI Securities identified in the Claim Form and have not assigned the claim against the Released Defendants' Parties to another, or that, in signing and submitting this Claim Form, I (we) have the authority to act on behalf of the owner(s) thereof;
- 5) that the claimant(s) has (have) not submitted any other Claim covering the same purchases/acquisitions of OSI Securities and knows (know) of no other person having done so on the claimant's (claimants') behalf;
- 6) that the claimant(s) submit(s) to the jurisdiction of the Court with respect to claimant's (claimants') Claim and for purposes of enforcing the Releases set forth herein;
- 7) that I (we) agree to furnish such additional information with respect to this Claim Form as Lead Counsel, the Claims Administrator, or the Court may require;
- 8) that the claimant(s) waive(s) the right to trial by jury, to the extent it exists, agree(s) to the determination by the Court of the validity or amount of this Claim and waives any right of appeal or review with respect to such determination;
- 9) that I (we) acknowledge that the claimant(s) will be bound by and subject to the terms of any judgment(s) that may be entered in the Action; and
- 10) that the claimant(s) is (are) NOT subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code. If the IRS has notified the claimant(s) that he/she/it/they is (are) subject to backup withholding, please strike out the language in the preceding sentence.

I (WE) CERTIFY THAT ALL OF THE INFORMATION PROVIDED BY ME (US) ON THIS CLAIM FORM IS TRUE, CORRECT, AND COMPLETE, AND THAT THE DOCUMENTS SUBMITTED HEREWITH ARE TRUE AND CORRECT COPIES OF WHAT THEY PURPORT TO BE.

Signature of claimant

Print claimant name here

Signature of joint claimant, if any

Print joint claimant name here

If the claimant is other than an individual, or is not the person completing this form, the following also must be provided:

Signature of person signing on behalf of claimant

Print name of person signing on behalf of claimant here

Capacity of person signing on behalf of claimant, if other than an individual, *e.g.*, executor, president, trustee, custodian, etc. (Must provide evidence of authority to act on behalf of claimant – see ¶ 10 on page 2 of this Claim Form.)

-

Date

Date

Date

### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 65 of 112 Page ID #:5259

- **REMINDER CHECKLIST**
- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Former I be deemed to have been submitted when actually received by the Claims Administrator.

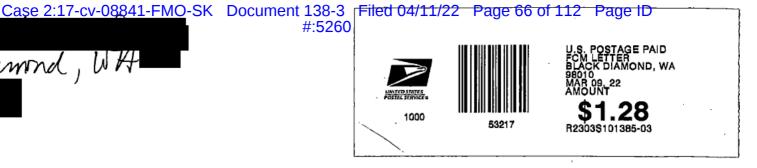
You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.





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Exclusions C/O AB Dotw, Hd. P.O Box 173001 Milwarker, WI 53217

Ex. B Pg. 68

# **EXCLUSION REQUEST 8**



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1 HOLDINGS AS OF FEBRUARY 16, $2017^2$ – State the total number of OSI Bonds held as of the opening of trading on February			
1. HOLDINGS AS OF FEBRUARY 16, 2017 <sup>2</sup> – State the total number of OSI Bonds held as of the opening of trading on February 16, 2017. (Must be documented.) If none, write 200 of 1, 138-3 Filed 04/11/22 Page 69 of 112 Page ID			
2. PURCHASES/ACQUISITIONS BETWEEN FEBRUARY 16, 2017 AND FEBRUARY 1, 2018, INCLUSIVE – Separately			
list each and every purchase/acquisition (including free receipts) of OSI Bonds from after the opening of trading on February 16, 2017			
through and including the close of trading on F	ebruary 1, 2018. (Must be documented.)		
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition	
(List Chronologically)	Acquired	Price Per Bond	
(Month/Day/Year)			
/ /		\$	
/ /		\$	
/ /		\$	
/ /		\$	
3. SALES BETWEEN FEBRUARY 16, 2	2017 AND FEBRUARY 1, 2018, INCLUSIV	E – Separately list each and every	
sale/disposition (including free deliveries) of O	SI Bonds from after the opening of trading on Feb	ruary 16, 2017 through and including	
the close of trading on February 1, 2018. (Must be documented.)			
Date of Sale	Number of	Sale Price	
(List Chronologically)	Bonds Sold	Per Bond	
(Month/Day/Year)			
1 1		\$	
/ /		\$	
/ 1		\$	
1 1		\$	

<sup>2</sup> OSI Bonds were issued on February 16, 2017.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 70 of 112 Page ID #:5264 DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be <u>irrevocably</u> excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

SIGNATURE

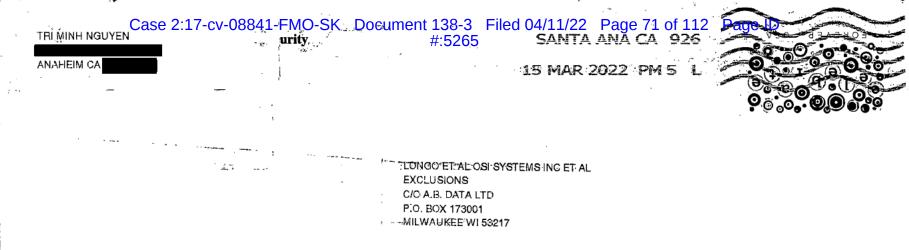
If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. EXCLUSIONS c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

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Ex. B Pg. 72



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Pg. 73

## 53217-801201

# **EXCLUSION REQUEST 9**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 73 of 112 Page ID #:5267



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Ex. B Pg. 75 Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 74 of 112 Page ID #:5268

## UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

v.

OSI SYSTEMS, INC., et al.,

Defendants.

Plaintiffs,

### **EXCLUSION REQUEST FORM<sup>1</sup>**

# This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: *Longo, et al. v. OSI Systems, Inc., et al.*, A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

#### **INSTRUCTIONS**

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28*, 2022. Exclusion Request Forms received after that date will not be accepted.

Name:	JEOM	PARK	
Address:			, Irvine, CA.
Telephone	e Number:		
Email Ad	dress (optional):		

Ex. B Pg. 76

This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 75 of 112 Page ID #:5269

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

please attach additional forms of additional siles		· · · · · · · · · · · · · · · · · · ·
	OSI COMMON STOCK	
1. HOLDINGS AS OF AUGUST 21, 2013 – on August 21, 2013. (Must be documented.) I	State the total number of shares of OSI commons f none, write "zero" or "0."	on stock held as of the opening of trading
2. PURCHASES/ACQUISITIONS BETWE	EEN AUGUST 21, 2013 AND FEBRUARY	1. 2018. INCLUSIVE – Separately list
each and every purchase/acquisition (including	free receipts) of OSI common stock from af	ter the opening of trading on August 21,
2013 through and including the close of trading	g on February 1, 2018. (Must be documented.	)
Date of Purchase/Acquisition	Number of Shares Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Share
(Month/Day/Year)		
<i>I I</i>		\$
1 1		\$
		\$
		\$
2 GALES DETWIEN AUCUST 21 20	13 AND FEBRUARY 1, 2018, INCLUS	
3. SALES BETWEEN AUGUST 21, 20 sale/disposition (including free deliveries) of 0 including the close of trading on February 1, 20	OSI common stock from after the opening of	trading on August 21, 2013 through and
Date of Sale	Number of	Sale Price
(List Chronologically)	Shares Sold	Per Share
(Month/Day/Year)	Shares Sold	T OF Share
	· · ·	\$
		\$
1 1	····	
		\$
Please provide all of the following information transactions than will fit on this Form, please at	for your OSI 1.25% convertible senior notes d tach additional forms or additional sheets cont	ue 2022 ("OSI Bonds"). If you have more taining the required information:
	OSI BONDS	
1. HOLDINGS AS OF FEBRUARY 16, 201 16, 2017. (Must be documented.) If none, wri		as of the opening of trading on February
2. PURCHASES/ACQUISITIONS BETWE		RY 1, 2018, INCLUSIVE – Separately
list each and every purchase/acquisition (includ	ling free receipts) of OSI Bonds from after the	opening of trading on February 16, 2017
through and including the close of trading on F		
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)		
		\$
		\$ \$
/ /		\$
3. SALES BETWEEN FEBRUARY 16, 2	2017 AND FEBRUARY 1, 2018, INCLUS	SIVE – Separately list each and every
sale/disposition (including free deliveries) of O		February 16, 2017 through and including
the close of trading on February 1, 2018. (Must		
Date of Sale	Number of	Sale Price
(List Chronologically)	Bonds Sold	Per Bond
(Month/Day/Year)		
/ /		\$
		\$
/ /		\$
/ /		<u> </u>
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OSI Bonds were issued on February 16, 2017.

OSI Systems Securities Settlement c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 76 of 112 Page ID #:5270



#### COURT APPROVED NOTICE REGARDING

In re OSI Systems Securities Settlement

U.S. POSTAGE PAID FARMINGDALE, NY PERMIT NO. 225

PRESORTED FIRST CLASS

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#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

Jace	3/16/2022
SIGNATURE	DATE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. **EXCLUSIONS** c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.



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# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 77 of 112 Page ID #:5271

# **REMINDER CHECKLIST**

- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

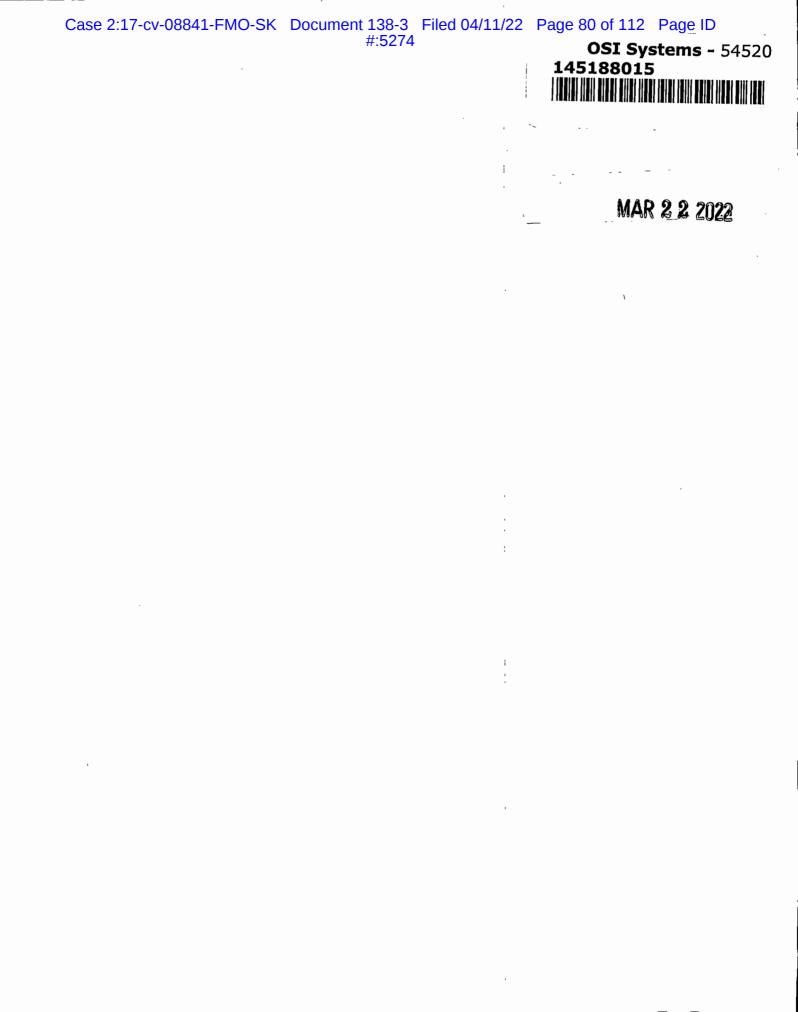
You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.



Longo, et al. V. OSI Systems Ine, et al Exclusions 9/0 A.B. Data, Ltd P.O. Box 173001 Mil Waykee, WI 5347

> 532i7-80i20i վիորոխումինինիրդինանդիններ**եպիթ**// Pg. 80

# **EXCLUSION REQUEST 10**



Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 81 of 112 Page ID #:5275

OSI Systems Securities Settlement c/o A.B. Data. Ltd. P.O. Box 173136 Milwaukee, WI 53217

#### COURT APPROVED NOTICE REGARDING

In re OSI Systems Securities Settlement

PRESORTED FIRST CLASS **U.S. POSTAGE PAID** FARMINGDALE, NY PERMIT NO. 225

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#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

Therese R-Roth 3-16 SIGNATURE DATE
---------------------------------------

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. EXCLUSIONS c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

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# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 82 of 112 Page ID #:5276

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

	OSI COMMON STOCK	
1. HOLDINGS AS OF AUGUST 21, 2013 – on August 21, 2013. (Must be documented.) I	State the total number of shares of OSI common f none, write "zero" or "0."	stock held as of the opening of trading
	<b>EEN AUGUST 21, 2013 AND FEBRUARY 1,</b> g free receipts) of OSI common stock from after t on February 1, 2018. (Must be documented)	
Date of Purchase/Acquisition	Number of Shares Purchased/	
(List Chronologically) (Month/Day/Year)	Acquired	Purchase/Acquisition Price Per Share
/ /		\$
/ /		\$
		\$
1 1		\$
sale/disposition (including free deliveries) of C including the close of trading on February 1, 20		ding on August 21, 2013 through and
Date of Sale (List Chronologically)	Number of Shares Sold	Sale Price Per Share
(Month/Day/Year)		<u>е</u>
		\$
1 1	· · · · · · · · · · · · · · · · · · ·	\$
- / /	· · · · · · · · · · · · · · · · · · ·	\$
1 1		\$
	for your OSI 1.25% convertible senior notes due 2 tach additional forms or additional sheets contain	
	OSI BONDS	
1. HOLDINGS AS OF FEBRUARY 16, 201 16, 2017. (Must be documented.) If none, write	7 <sup>2</sup> – State the total number of OSI Bonds held as te "zero" or "0."	of the opening of trading on February
2. PURCHASES/ACQUISITIONS BETWE list each and every purchase/acquisition (includ through and including the close of trading on F	<b>CEN FEBRUARY 16, 2017 AND FEBRUARY</b> ing free receipts) of OSI Bonds from after the ope ebruary 1, 2018. (Must be documented.)	<b>7 1, 2018, INCLUSIVE</b> – Separately ening of trading on February 16, 2017
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically) (Month/Day/Year)	Acquired	Price Per Bond
1 1		\$
		\$
//		\$
/ /		\$
	<b>2017 AND FEBRUARY 1, 2018, INCLUSIV</b> SI Bonds from after the opening of trading on Feb be documented.)	
Date of Sale	Number of	Sale Price
(List Chronologically)	Bonds Sold	Per Bond
(Month/Day/Year)		
/ /	· · · · · · · · · · · · · · · · · · ·	\$
/ /	· · · · · · · · · · · · · · · · · · ·	\$
/ /		\$
		\$
		1 · · · · · · · · · · · · · · · · · · ·

OSI Bonds were issued on February 16, 2017.

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Longo, et al. v. 651 Systems, Inc. et el. Exclusions Vo A. B. Data, Itd. P. O. Boy 173001 Milwaukee, WI 53217

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# **EXCLUSION REQUEST 11**

OSI Systems - 54520 145188016

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Ex. B Pg. 87 Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 86 of 112 Page ID #:5280

### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### EXCLUSION REQUEST FORM<sup>1</sup>

# This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: Longo, et al. v. OSI Systems, Inc., et al., A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

### **INSTRUCTIONS**

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28*, 2022. Exclusion Request Forms received after that date will not be accepted.

Name: <u>Toseph Knovel</u>	
Address: Tampa, FL	
Telephone Number:	
Email Address (optional):	

<sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

> Ex. B Pg. 88

OSI BONDS

1. HOLDINGS AS OF PEBRUARY 06,51017 DOSIMER HONOTOLE BRING be Folder Devide Brendig of 2 rading of 1 Peruary 16, 2017. (Must be documented.) If none, write "zero" or "0."#:5281

2. PURCHASES/ACQUISITIONS BETWEEN FEBRUARY 16, 2017 AND FEBRUARY 1, 2018, INCLUSIVE – Separately list each and every purchase/acquisition (including free receipts) of OSI Bonds from after the opening of trading on February 16, 2017 through and including the close of trading on February 1, 2018. (Must be documented.)

Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)		
/ / /		\$
/ /		\$
/ /		\$
/ /		\$
sale/disposition (including free deliveries) of C	<b>2017 AND FEBRUARY 1, 2018, INCLUS</b> OSI Bonds from after the opening of trading on I at be documented.)	February 16, 2017 through and including
sale/disposition (including free deliveries) of C the close of trading on February 1, 2018. (Mus	OSI Bonds from after the opening of trading on I st be documented.)	February 16, 2017 through and including Sale Price
sale/disposition (including free deliveries) of C the close of trading on February 1, 2018. (Mus Date of Sale	OSI Bonds from after the opening of trading on I	February 16, 2017 through and including
sale/disposition (including free deliveries) of C the close of trading on February 1, 2018. (Mus	OSI Bonds from after the opening of trading on I st be documented.) Number of	February 16, 2017 through and including Sale Price
sale/disposition (including free deliveries) of C the close of trading on February 1, 2018. (Mus Date of Sale (List Chronologically)	OSI Bonds from after the opening of trading on I st be documented.) Number of	February 16, 2017 through and including Sale Price
sale/disposition (including free deliveries) of C the close of trading on February 1, 2018. (Mus Date of Sale (List Chronologically)	OSI Bonds from after the opening of trading on I st be documented.) Number of	February 16, 2017 through and including Sale Price Per Bond
sale/disposition (including free deliveries) of C the close of trading on February 1, 2018. (Mus Date of Sale (List Chronologically)	OSI Bonds from after the opening of trading on I st be documented.) Number of	February 16, 2017 through and including Sale Price Per Bond \$

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## Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 88 of 112 Page ID #:5282

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#### **DECLARATION**

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be <u>irrevocably</u> excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. EXCLUSIONS c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above. Pg. 90

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 89 of 112 Page ID #:5283 REMINDER CHECKLIST

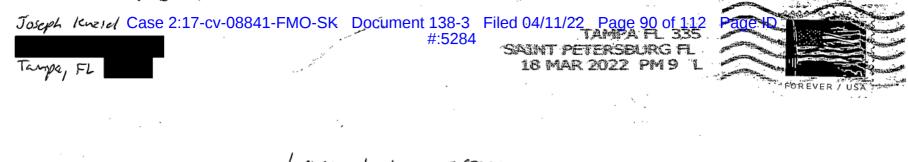
- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.



Longo, et al. v. OSISYSters, Inc., et al. EXCLUSIONS C/O A.B. Date, Ltd. P.O. Box 173001 Milwaukce, WI 53217

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# **EXCLUSION REQUEST 12**

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 92 of 112 Page ID #:5286

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OSI Systems - 54520 145188017

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Ex. B Pg. 94

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 93 of 112 Page ID #:5287

# UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

## **EXCLUSION REQUEST FORM<sup>1</sup>**

# This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: Longo, et al. v. OSI Systems, Inc., et al., A.B. Data, Ltd., P.O. Box 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

#### INSTRUCTIONS

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28*, 2022. Exclusion Request Forms received after that date will not be accepted.

Name:	<u> </u>
Address:	ANTO FE NIM
Telephone Number:	
Email Address (optional):	_

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 94 of 112 Page ID #:5288

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

blease attach additional forms of additional sho	OSI COMMON STOCK	
1 HOLDINGS AS OF AUCUST 21 2012	State the total number of shares of OSI common	stock held as of the opening of trading
an Amount 21 2013 (Must be documented)	f none, write Zero or 0.	
	DEN ALCHER 21 2012 AND FERDIARV 1	. 2018. INCLUSIVE – Separately list
2. PURCHASES/ACQUISITIONS BETWI	g free receipts) of OSI common stock from afte	r the opening of trading on August 21,
each and every purchase/acquisition (including	g on February 1, 2018. (Must be documented.)	1 0 -
2013 through and including the close of tradin	Number of Shares Purchased/	Purchase/Acquisition
Date of Purchase/Acquisition	Acquired	Price Per Share
(List Chronologically) (Month/Day/Year)	Acquired	
(Month/Day/Year)		\$
		\$
		\$
		\$
3. SALES BETWEEN AUGUST 21, 20 sale/disposition (including free deliveries) of including the close of trading on February 1, 2	<b>D13 AND FEBRUARY 1, 2018, INCLUSIN</b> OSI common stock from after the opening of the 2018. (Must be documented.)	
Date of Sale	Number of	Sale Price
(List Chronologically)	Shares Sold	Per Share
(Month/Day/Year)		
/ /		\$
		\$
		\$
		\$
		2022 ("OSI Bonds") If you have more
Please provide all of the following information transactions than will fit on this Form, please a	for your OSI 1.25% convertible senior notes du attach additional forms or additional sheets conta	aining the required information:
	OSI BONDS	Cut fing on Fohmomy
16 2017 (Must be documented) If none, w	17 <sup>2</sup> – State the total number of OSI Bonds held rite "zero" or "0."	
	THE FEDDUARY 16 2017 AND FERRIAL	<b>RY 1, 2018, INCLUSIVE</b> – Separately
list each and every purchase/acquisition (Incl)	iding free receipts) of OSI Bolius from after the	opening of trading on February 16, 2017
through and including the close of trading on	February 1, 2018. (Must be documented.)	
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)		
		\$
		\$
		\$
		\$
sale/disposition (including free deliveries) of	, 2017 AND FEBRUARY 1, 2018, INCLUS OSI Bonds from after the opening of trading on up the documented )	\$ SIVE – Separately list each and every
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Me	USI Bonds from after the opening of trading of ist be documented.)	\$ SIVE – Separately list each and every
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale	USI Bonds from after the opening of trading of use of use be documented.)	\$ SIVE – Separately list each and every February 16, 2017 through and including
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale (List Chronologically)	USI Bonds from after the opening of trading of ist be documented.)	\$ SIVE – Separately list each and every February 16, 2017 through and including Sale Price
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale	USI Bonds from after the opening of trading of use of use be documented.)	\$ SIVE – Separately list each and every February 16, 2017 through and including Sale Price Per Bond
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale (List Chronologically)	USI Bonds from after the opening of trading of use of use be documented.)	\$         SIVE – Separately list each and every         February 16, 2017 through and including         Sale Price         Per Bond         \$
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale (List Chronologically)	USI Bonds from after the opening of trading of use of use be documented.)	\$         SIVE – Separately list each and every         February 16, 2017 through and including         Sale Price         Per Bond         \$         \$
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale (List Chronologically)	USI Bonds from after the opening of trading of use of use be documented.)	\$         SIVE – Separately list each and every         February 16, 2017 through and including         Sale Price         Per Bond         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$         \$
sale/disposition (including free deliveries) of the close of trading on February 1, 2018. (Mu Date of Sale (List Chronologically)	USI Bonds from after the opening of trading of use of use be documented.)	\$         SIVE – Separately list each and every         February 16, 2017 through and including         Sale Price         Per Bond         \$         \$

OSI Bonds were issued on February 16, 2017.

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#:5289

**OSI Systems Securities Settlement** c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

#### **COURT APPROVED NOTICE REGARDING**

In re OSI Systems Securities Settlement

PRESORTED FIRST CLASS **U.S. POSTAGE PAID** FARMINGDALE, NY PERMIT NO. 225

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լուրույին, ներկերին կերկերին, որ ներկերին, ներկերին, ներկերին, ներկերին, ներկերին, ներկերին, ներկերին, ներկերի \*\*\*\*\*\*\*\*\*\*AUTO\*\*MIXED AADC 117 ROBERT G WILSON (IRA) WFCS AS CUSTODIAN EL CASTILLO #3322 250 EAST ALAMEDA SANTA FE NM 87501-2186

#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

SIGNATURE

DATE

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. **EXCLUSIONS** c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.

> Ex. B Pa. 97

Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22- Page 96 of 112 Page ID
#:5290 OSI Systems - 54520 PART II - CLAIMANT IDENTIFICATI( 145188126
Please complete this PART II in its entirety. The Claims Administrator will us regarding this Claim Form. If this information changes, you MUST notify the Claim above.
Beneficial Owner's First Name Beneficial Owner's Last Name
ROBERT WILSON AD 2000
Co-Beneficial Owner's First Name Co-Beneficial Owner's Last Name MAR 2 2 2022
Entity Name (if Beneficial Owner is not an individual)
Representative or Custodian Name (if different from Beneficial Owner(s) listed above)
Address 1 (street name and number)
Address 2 (apartment, unit, or box number)
City State Zip Code
SANTAFE
Country
VSA IIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIII
Last four digits of Social Security Number or Taxpayer Identification Number
Telephone Number (home) Telephone Number (work)
Account Number (where securities were traded) <sup>1</sup>
Claimant Account Type (check appropriate box)
<ul> <li>Individual (includes joint owner accounts)</li> <li>Corporation</li> <li>Estate</li> </ul>
□ IRA/401K □ Other (please specify)

If the account number is unknown, you may leave blank. If filing for more than one account for the same legal entity you may write "multiple." Please see ¶ 9 of the General Instructions above for more information on when to file separate Claim Forms for multiple accounts.

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 97 of 112 Page ID #:5291

# PART III - SCHEDULE OF TRANSACTIONS IN OSI COMMON STOCK

Please be sure to include proper documentation with your Claim Form as described in detail in Part I – General Instructions,  $\P$  7, above. Do not include information regarding securities other than OSI common stock. Information regarding OSI Bonds should be entered in Part IV – Schedule of Transactions in OSI Bonds.

1. HOLDINGS AS OF A	AUGUST 21, 2013 – S	tate the total number of sh	ares of OSI common stock	Confirm Proof of Holding
"0."	rading on August 21, 2	013. (Must be documented	d.) If none, write "zero" or	Position Enclosed
	<u> </u>			0
2. PURCHASES/ACQU	ISITIONS BETWEEN	N AUGUST 21, 2013 ANI	D FEBRUARY 1, 2018, IN	CLUSIVE – Separately list
each and every purchase/a	equisition (including fr	ee receipts) of OSI commo	on stock from after the opening	ng of trading on August 21,
2013 through and includin	g the close of trading or	February 1, 2018. (Must	be documented.)	
Date of Purchase/	Number of Shares	Purchase/Acquisition	Total Purchase/	Confirm Proof of
Acquisition	Purchased/	Price Per Share	Acquisition Price	Purchases/
(List Chronologically)	Acquired		(excluding taxes,	Acquisitions Enclosed
(Month/Day/Year)			commissions, and fees)	
/ /		\$	\$	0
1 1		\$	\$	0
/ /		\$	\$	0
/ /		\$	\$	0
/ /		\$	\$	0
3. PURCHASES/ACOU	ISITIONS BETWEEN	FEBRUARY 2 2018 AN	D MAY 2, 2018, INCLUSI	VF State the total number
4. SALES BETWEEN AN	ne close of trading o UGUST 21, 2013 AND	n May 2, 2018. (Must	) from after the opening of the t be documented.) If nor $\mathbf{E}$ – Separately list each and er the opening of trading on	IF NONE, CHECK HERE
August 21, 2013 through an	d including the close of the	rading on May 2, 2018 (Mu	st be documented )	O
Date of Sale	Number of	Sale Price	Total Sale Price	Confirm Proof
(List Chronologically)	Shares Sold	Per Share	(excluding taxes,	of Sales Enclosed
(Month/Day/Year)			commissions, and fees)	of Sales Eliciosed
/ /		\$	\$	0
/ /		\$	\$	C .
/ /		\$	\$	0
/ /		\$	\$	0
1 1		\$	\$	0
5. HOLDINGS AS OF M of the close of trading of	IAY 2, 2018 – State the n May 2, 2018. (Mu	total number of shares of states of states of states be documented.) If n	OSI common stock held as one, write "zero" or "0."	Confirm Proof of Holding Position Enclosed

# IF YOU NEED ADDITIONAL SPACE, ATTACH THE REQUIRED INFORMATION ON SEPARATE, NUMBERED SHEETS IN THE SAME FORMAT AS ABOVE AND PRINT YOUR NAME AND THE LAST FOUR DIGITS OF YOUR SOCIAL SECURITY OR TAXPAYER IDENTIFICATION NUMBER AT THE TOP OF EACH ADDITIONAL SHEET. IF YOU ATTACH SEPARATE SHEETS, CHECK THIS BOX: $\Box$

<sup>&</sup>lt;sup>2</sup> **Please note**: Information requested with respect to your purchases/acquisitions of OSI common stock from after the opening of trading on February 2, 2018 through and including the close of trading on May 2, 2018 is needed in order to perform the necessary calculations for your claim; purchases/acquisitions during this period, however, are not eligible transactions and will not be used to calculate Recognized Loss Amounts pursuant to the Plan of Allocation.

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 98 of 112 Page ID #:5292 <u>PART IV – SCHEDULE OF TRANSACTIONS IN OSI BONDS</u>

Please be sure to include proper documentation with your Glaim Form as described in detail in Part I – General Instructions,  $\P$  7, above. Do not include information regarding securities other than OSI Bonds. Information regarding OSI common stock should be entered in Part III – Schedule of Transactions in OSI Common Stock.

1. HOLDINGS AS OF F opening of trading on Fel	EBRUARY 16, 2017 <sup>3</sup> oruary 16, 2017. (Mu	- State the total number of st be documented.) If no		Confirm Proof of Holding Position Enclosed ©
<b>2. PURCHASES/ACQUI</b> list each and every purchase through and including the c	e/acquisition (including	free receipts) of USI Bonds	ND FEBRUARY 1, 2018, 1 from after the opening of tra umented.)	
Date of Purchase/ Acquisition (List Chronologically) (Month/Day/Year)	Number of Bonds Purchased/ Acquired	Purchase/Acquisition Price Per Bond	Acquisition Price (excluding taxes, commissions, and fees)	Confirm Proof of Purchases/ Acquisitions Enclosed
1 1		\$	\$	
/ /		\$	\$	<u>ن</u>
1 1		\$	\$	ڻ 
		\$	\$	0
		\$	\$	3
of OSI Bonds purchased/ac the close of trading on Ma <b>4. SALES BETWEEN F</b>	cquired (including free r y 2, 2018. (Must be down EBRUARY 16, 2017 A (including free deliverie	eccipts) from after the open cumented.) If none, write " <b>ND MAY 2, 2018, INCLUS</b> s) of OSI Bonds from after f trading on May 2, 2018. (M	SIVE – Separately list each the opening of trading on	2018 through and including IF NONE, CHECK HERE
Date of Sale (List Chronologically) (Month/Day/Year)	Number of Bonds Sold	Sale Price Per Bond	Total Sale Price (excluding taxes, commissions, and fees)	Confirm Proof of Sales Enclosed
		\$	\$	()
		\$	\$	· 0
		\$	\$	0
		\$	\$	0
		\$	\$	0
5. HOLDINGS AS OF trading on May 2, 2018.	MAY 2, 2018 – State (Must be documented.)	the total number of OSI Bo If none, write "zero" or "0.	nds held as of the close of	Confirm Proof of Holding Position Enclosed

# IF YOU NEED ADDITIONAL SPACE, ATTACH THE REQUIRED INFORMATION ON SEPARATE, NUMBERED SHEETS IN THE SAME FORMAT AS ABOVE AND PRINT YOUR NAME AND THE LAST FOUR DIGITS OF YOUR SOCIAL SECURITY OR TAXPAYER IDENTIFICATION NUMBER AT THE TOP OF EACH ADDITIONAL SHEET. IF YOU ATTACH SEPARATE SHEETS, CHECK THIS BOX: □

<sup>3</sup> OSI Bonds were issued on February 16, 2017.

<sup>&</sup>lt;sup>4</sup> **Please note**: Information requested with respect to your purchases/acquisitions of OSI Bonds from after the opening of trading on February 2, 2018 through and including the close of trading on May 2, 2018 is needed in order to perform the necessary calculations for your claim; purchases/acquisitions during this period, however, are not eligible transactions and will not be used to calculate Recognized Loss Amounts pursuant to the Plan of Allocation.

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#:5293

# PART V - RELEASE OF CLAIMS AND SIGNATURE

# YOU MUST ALSO READ THE RELEASE AND CERTIFICATION BELOW AND SIGN ON PAGE 7 OF THIS CLAIM FORM.

I (we) hereby acknowledge that, pursuant to the terms set forth in the Stipulation and Agreement of Settlement dated as of October 22, 2021, without further action by anyone, upon the Effective Date of the Settlement, I (we), on behalf of myself (ourselves) and my (our) heirs, executors, administrators, predecessors, successors, and assigns in their capacities as such, shall be deemed to have, and by operation of law and of the Judgment, or Alternate Judgment, if applicable, shall have, fully, finally, and forever compromised, settled, released, resolved, relinquished, waived, and discharged all of Lead Plaintiff's Released Claims (as defined in  $\P 29$  of the Notice) against the Released Defendants' Parties (as defined in  $\P 30$  of the Notice), and shall permanently and forever be barred, enjoined, and estopped from prosecuting, attempting to prosecute, or assisting others in the prosecution of any or all of the Lead Plaintiff's Released Claims against any of the Released Defendants' Parties.

# CERTIFICATION

By signing and submitting this Claim Form, the claimant(s) or the person(s) who represent(s) the claimant(s) agree(s) to the release above and certifies (certify) as follows:

- 1) that I (we) have read and understand the contents of the Notice and this Claim Form, including the Releases provided for in the Settlement and the terms of the Plan of Allocation;
- 2) that the claimant(s) is a (are) member(s) of the Settlement Class, as defined in the Notice, and is (are) not excluded by definition from the Settlement Class as set forth in the Notice;
- 3) that the claimant(s) has (have) not submitted a request for exclusion from the Settlement Class;
- 4) that I (we) own(ed) the OSI Securities identified in the Claim Form and have not assigned the claim against the Released Defendants' Parties to another, or that, in signing and submitting this Claim Form, I (we) have the authority to act on behalf of the owner(s) thereof;
- 5) that the claimant(s) has (have) not submitted any other Claim covering the same purchases/acquisitions of OSI Securities and knows (know) of no other person having done so on the claimant's (claimants') behalf;
- 6) that the claimant(s) submit(s) to the jurisdiction of the Court with respect to claimant's (claimants') Claim and for purposes of enforcing the Releases set forth herein;
- 7) that I (we) agree to furnish such additional information with respect to this Claim Form as Lead Counsel, the Claims Administrator, or the Court may require;
- 8) that the claimant(s) waive(s) the right to trial by jury, to the extent it exists, agree(s) to the determination by the Court of the validity or amount of this Claim and waives any right of appeal or review with respect to such determination;
- 9) that I (we) acknowledge that the claimant(s) will be bound by and subject to the terms of any judgment(s) that may be entered in the Action; and
- 10) that the claimant(s) is (are) NOT subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code. If the IRS has notified the claimant(s) that he/she/it/they is (are) subject to backup withholding, please strike out the language in the preceding sentence.

I (WE) CERTIFY THAT ALL OF THE INFORMATION PROVIDED BY ME (US) ON THIS CLAIM FORM IS TRUE, CORRECT, AND COMPLETE, AND THAT THE DOCUMENTS SUBMITTED HEREWITH ARE TRUE AND CORRECT COPIES OF WHAT THEY PURPORT TO BE.

Signature of claimant Robert G. Wilson	3/12/22
Print claimant name here RUBERT G. WILSON	3/12/22
Signature of joint claimant, if any	Date

Print joint claimant name here

If the claimant is other than an individual, or is not the person completing this form, the following also must be provided:

Signature of person signing on behalf of claimant

Print name of person signing on behalf of claimant here

Capacity of person signing on behalf of claimant, if other than an individual, *e.g.*, executor, president, trustee, custodian, etc. (Must provide evidence of authority to act on behalf of claimant – see ¶ 10 on page 2 of this Claim Form.)

Date

#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 100 of 112 Page ID #:5294 <u>REMINDER CHECKLIST</u>

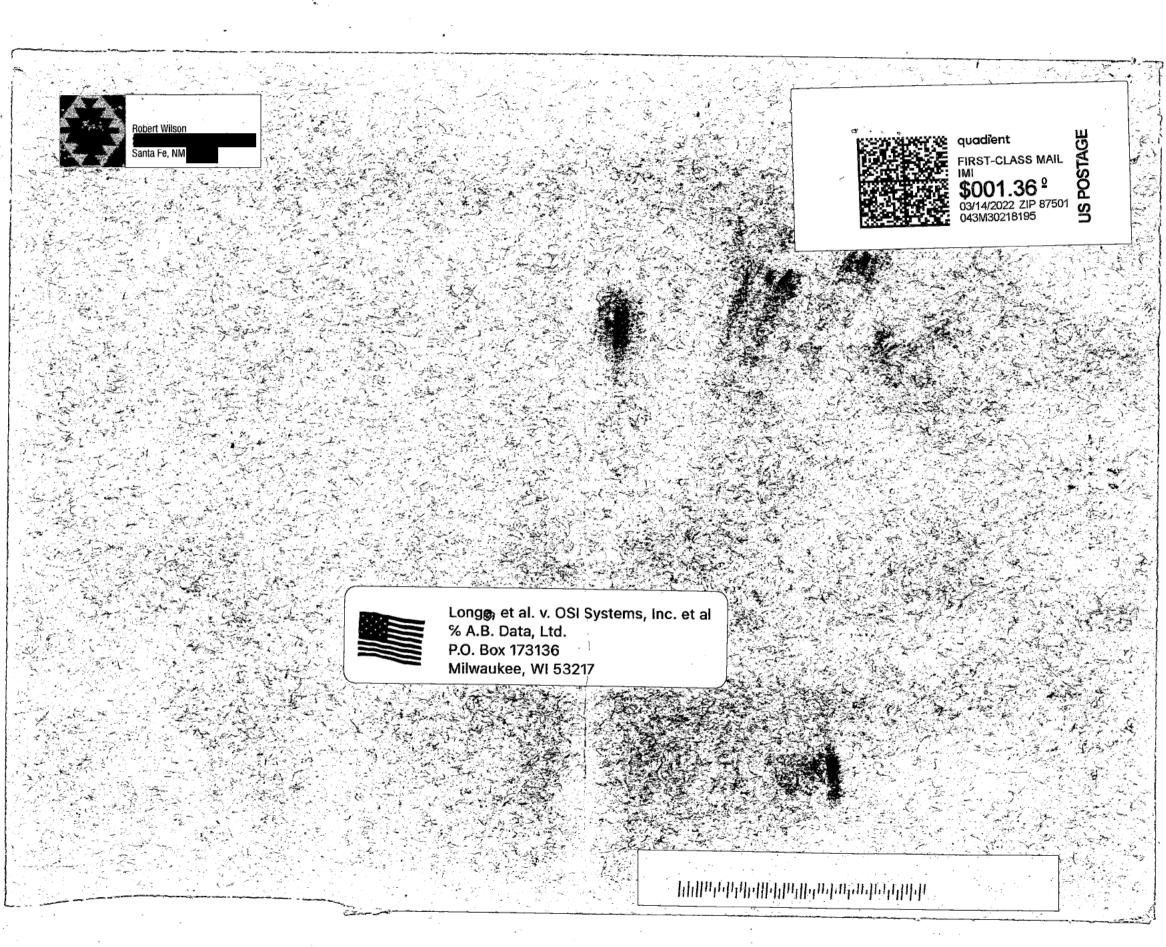
- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only **copies** of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.



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# **EXCLUSION REQUEST 13**

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Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 104 of 112 Page ID #:5298

#### UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION

CORY LONGO, individually and on behalf of all others similarly situated, et al.,

Case No. 2:17-cv-08841-FMO-SKx

Plaintiffs,

v.

OSI SYSTEMS, INC., et al.,

Defendants.

#### EXCLUSION REQUEST FORM<sup>1</sup>

# This is NOT a Claim Form. This Form should <u>only</u> be used if you wish to EXCLUDE yourself from the Settlement Class in this Action. DO NOT use this Form if you wish to remain a part of the Settlement Class and participate in the Settlement.

By completing and submitting this Exclusion Request Form, you are choosing to irrevocably request exclusion from, or "optout" of, the Settlement Class in the above-captioned securities class action ("Action").

By requesting exclusion from the Settlement Class, you will not be eligible to receive any payment from the Settlement, and you cannot object to the Settlement, the Plan of Allocation, and/or Lead Counsel's request for an award of attorneys' fees and Litigation Expenses.

Excluding yourself from the Settlement Class is the only option that may allow you to be part of any other current or future lawsuit against Defendants or any of the other Released Defendants' Parties concerning the claims being released by the Settlement. Please note, however, if you decide to exclude yourself from the Settlement Class, you may be time-barred from asserting the claims covered by the Action by a statute of repose. In addition, Defendants and the other Released Defendants' Parties will have the right to assert any and all defenses they may have to any claims that you may seek to assert.

Once you request exclusion from the Settlement Class, you will receive no further communications regarding this Action, but § for a confirmation that your Exclusion Request Form has been received.

For more information on the Action and the Settlement, please see the Notice accompanying this Exclusion Request Form or contact Lead Counsel: Eli R. Greenstein, Esq. or Stacey M. Kaplan, Esq., Kessler Topaz Meltzer & Check, LLP, One Sansome Street, Suite 1850, San Francisco, CA 94104, 1-415-400-3000, info@ktmc.com; or the Claims Administrator: Longo, et al. v. OSI P.O. Box Systems. Inc., et al., A.B. Data, Ltd., 173136, Milwaukee, WI 53217, 1-877-999-1997, info@OSISystemsSecuritiesSettlement.com.

## INSTRUCTIONS

To exclude yourself from the Settlement Class, you must fully complete and submit this Exclusion Request Form, or mail a written request for exclusion from the Settlement Class that includes all of the requirements set forth in the Notice and requested herein, to the Claim Administrator at *Longo, et al. v. OSI Systems, Inc., et al.*, EXCLUSIONS, c/o A.B. Data, Ltd., P.O. Box 173001, Milwaukee, WI 53217.

This Exclusion Request Form must be fully completed and received by the Claims Administrator *no later than March 28*, 2022. Exclusion Request Forms received after that date will not be accepted.

Ratae Kamirer		
Name:	Santa Rosa, CH	
Address;		
Telephone Number:	·	
Email Address (optional):		

<sup>&</sup>lt;sup>1</sup> This Exclusion Request Form incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated as of October 22, 2021 ("Stipulation"). Unless otherwise specified, all terms with initial capitalization not otherwise defined herein shall have the meanings set forth in the Stipulation, which can be obtained at <u>www.OSISystemsSecuritiesSettlement.com</u>.

# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 105 of 112 Page ID #:5299

Please provide all of the following information for your OSI common stock. If you have more transactions than will fit on this Form, please attach additional forms or additional sheets containing the required information:

please attach additional forms or additional shee	ets containing the required information:	
	OSI COMMON STOCK	
1. HOLDINGS AS OF AUGUST 21, 2013 – on August 21, 2013. (Must be documented.) I	State the total number of shares of OSI common s f none, write "zero" or "0."	tock held as of the opening of trading
each and every purchase/acquisition (including 2013 through and including the close of trading		he opening of trading on August 21,
Date of Purchase/Acquisition	Number of Shares Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Share
(Month/Day/Year)		
/ /		\$
/ /		\$
		\$
/ /	· · · · · ·	\$
	<b>13 AND FEBRUARY 1, 2018, INCLUSIVE</b> OSI common stock from after the opening of trad 018: (Must be documented.)	
Date of Sale	Number of	Sale Price
(List Chronologically)	Shares Sold	Per Share
(Month/Day/Year)		
	·	\$
· · · · · · · · · · · · · · · · · · ·		\$
1 1		\$
/ /		<b>\$</b> ·
	or your OSI 1.25% convertible senior notes due 2 ach additional forms or additional sheets containi	
· · · · · · · · · · · · · · · · · · ·	OSI BONDS	
1. HOLDINGS AS OF FEBRUARY 16, 2017 16, 2017. (Must be documented.) If none, writ	$7^2$ – State the total number of OSI Bonds held as c	of the opening of trading on February
Date of Purchase/Acquisition	Number of Bonds Purchased/	Purchase/Acquisition
(List Chronologically)	Acquired	Price Per Bond
(Month/Day/Year)	_	
/ /		\$
./ /		\$
/ /		\$
/ /		(\$
	<b>2017 AND FEBRUARY 1, 2018, INCLUSIVI</b> SI Bonds from after the opening of trading on Febr be documented.)	E – Separately list each and every
Date of Sale	Number of	Sale Price
(List Chronologically)	Bonds Sold	Per Bond
(Month/Day/Year)	201100 0010	
(1101010 Duy 1 Cur)		<u></u>
1 1		\$
//,		\$
1 1		\$
/ /		\$
· · · · _ · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	

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OSI Bonds were issued on February 16, 2017.

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OSI Systems Securities Settlement c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

#### COURT APPROVED NOTICE REGARDING

In re OSI-Systems Securities Settlement

PRESORTED FIRST CLASS U.S. POSTAGE PAID FARMINGDALE, NY PERMIT NO. 225

28#

00009145 JOB# N68091 - 010

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յիվորեսիներիներությինությիներիների \*\*\*\*\*\*\*AUTO\*\*ALL FOR AADC 940 RAFAEL RAMIREZ DEANNA RAMIREZ JT TEN

SANTA ROSA CA

#### DECLARATION

I declare that I wish to request exclusion from the Settlement Class in Longo, et al. v. OSI Systems, Inc., et al., Case No. 2:17cv-08841-FMO-SKx (C.D. Cal.).

I understand that by submitting this Exclusion Request Form, I will be irrevocably excluded from the Settlement Class in the Action and will not be bound by its outcome. As a result, I will not be able to participate in, or receive any part of, the Settlement or any settlement or any damages that may be awarded by the Court.

SIGNATURE <u>3/12/22</u> DATE
----------------------------------

If you choose to exclude yourself from the Settlement Class in the Action, return your completed Exclusion Request Form to:

Longo, et al. v. OSI Systems, Inc., et al. **EXCLUSIONS** c/o A.B. Data, Ltd. P.O. Box 173001 Milwaukee, WI 53217

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANTS, OR DEFENDANTS' --COUNSEL ABOUT THIS EXCLUSION REQUEST FORM, THE SETTLEMENT, OR THIS ACTION. THEY WILL NOT BE ABLE TO ANSWER YOUR QUESTIONS. All questions should be directed to Lead Counsel or the Claims Administrator as set forth above.



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#### Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 107 of 112 Page ID #:5301

REMINDER CHECKLIST

- 1. Sign the above release and certification. If this Claim Form is being made on behalf of joint claimants, then each joint claimant must sign.
- 2. Attach only copies of acceptable supporting documentation as these documents will not be returned to you.
- 3. Do not highlight any portion of the Claim Form or any supporting documents.
- 4. Keep copies of the completed Claim Form and any supporting documentation for your own records.
- 5. The Claims Administrator will acknowledge receipt of your Claim Form by mail, within 60 days. Your Claim is not deemed submitted until you receive an acknowledgement postcard. If you do not receive an acknowledgement postcard within 60 days, please call the Claims Administrator toll free at 1-877-999-1997. If you submit your Claim electronically, you will receive a confirmatory email within 10 days of your submission.
- 6. If your address changes in the future, please send the Claims Administrator written notification of your new address. If you change your name, inform the Claims Administrator.
- 7. If you have any questions or concerns regarding your Claim, please contact the Claims Administrator at the address below, by email at info@OSISystemsSecuritiesSettlement.com, or by toll-free phone at 1-877-999-1997 or you may visit <u>www.OSISystemsSecuritiesSettlement.com</u>. DO NOT call the Court, Defendants, or Defendants' Counsel with questions regarding your claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, OR SUBMITTED ONLINE AT <u>WWW.OSISYSTEMSSECURITIESSETTLEMENT.COM</u>, **POSTMARKED (OR RECEIVED) NO LATER THAN MAY 11, 2022.** IF MAILED, THE CLAIM FORM SHOULD BE ADDRESSED AS FOLLOWS:

Longo, et al. v. OSI Systems, Inc., et al. c/o A.B. Data, Ltd. P.O. Box 173136 Milwaukee, WI 53217

If mailed, a Claim Form received by the Claims Administrator shall be deemed to have been submitted when posted, if a postmark date on or before May 11, 2022, is indicated on the envelope. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Claims Administrator.

You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Claims Administrator of any change of address.



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Case 2:17-cv-08841-FMO-SK amper Santa Kosa (A)

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Longo, et al. v. Osl Systems, Inc., et al EXCLUSIONS (6 A.B Data. Ltd. P.O Box 173001 Milwarkee, WI 53217 անույներերերիներին անհանդերին անհանդերին անու 53217-801201 Pg. 110

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# **EXCLUSION REQUEST 14**

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# Case 2:17-cv-08841-FMO-SK Document 138-3 Filed 04/11/22 Page 111 of 112 Page ID #:5305

March 26, 2022 Claim Administrator at Longo Et al v. OSI Systems, Inc. Et al., EXCLUSIONS, C/O A.B. Date, Ltd. P.O. Box 173001 Milwaukee, WI 53217

# EXLUDE MYSELF FROM THE OSI SYSTEMS SECURITIES SETTLEME

I want to be excluded from the Class in the following Litigation: Longo, et al, v. OSI Systems, Inc., et al., A.B. Data, Ltd.,

Case No. 2:17-cv-08841-FMO-SKx

On December 6, 2017, | paid \$6,400 for purchased 100 shares common stock OSI Systems, Inc.

hen

Belmont, MA

