

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

HON. PETER P. SWEENEY

BRETT SMITH, TUAN PENG, and LINWOOD FULLAM,
on behalf of themselves and all others similarly situated,

Plaintiffs,

- against -

ALTERYX, INC.,

Defendant.

Index No. 508999/2021

~~PROPOSED~~ ORDER

2022 JUN 17 AM 10:34

KINGS COUNTY CLERK
FILED

1. This matter came before the Court on June 16, 2022, for hearing on Plaintiffs' Unopposed Motion for Final Approval of Settlement.
2. On February 22, 2022, the Court preliminarily certified the Class, consisting of all individuals employed by Alteryx as Inside Sales Representatives in California during the period November 12, 2016 through February 28, 2021, but excluding Inside Sales Representatives who, on or before February 28, 2021, released Alteryx from wage and hour claims for the same time period ("Class"), for settlement purposes pursuant to Article 9 of the CPLR; preliminarily certified the FLSA Collective, consisting of all individuals employed by Alteryx as Inside Sales Representatives in the United States at any time between November 12, 2017 and February 28, 2021 ("Collective Period"), but excluding Inside Sales Representatives who, on or before February 28, 2021, released Alteryx from wage and hour claims for the same time period ("Collective"); appointed Outten & Golden LLP as Class Counsel; preliminarily approved the settlement; and approved the settlement Notice and directed its distribution.
3. Following preliminary approval, the Settlement Administrator distributed the settlement Notice in accordance with the procedure set forth in the Settlement Agreement and Release ("Settlement Agreement"). There were no objections or opt-outs.

4. The Court now approves the Settlement Agreement and so orders all of its terms. The Court finds that the \$2,065,000 Maximum Gross Settlement Amount is fair, reasonable, and adequate, and reflects a reasonable compromise of contested issues.

5. The Court grants final certification of the Class and Collective.

6. The Court approves the Service Awards in the amount of \$13,000 to Plaintiff Brett Smith, \$10,000 to Plaintiff Tuan Peng, and \$10,000 to Plaintiff Linwood Fullam. The Service Awards are reasonable in light of the time and effort expended by the Named Plaintiffs, the benefit they conferred on the Class, the risk they undertook to prosecute this action, and their general release of claims.

7. The Court approves Plaintiffs' request for one-third of the Maximum Settlement Amount (\$688,333.33) as an award of attorneys' fees. The requested fee is within the range of reasonableness and consistent with the percentage regularly approved in similar settlements.

8. The Court approves Class Counsel's request for \$10,630.40 in out-of-pocket expenses. Class Counsel's expenditures were incidental and necessary to the representation of the Class and Collective, including Plaintiffs' share of the mediator's fees and court filing fees.

9. The Court approves the Settlement Administrator's reasonable costs and expenses in the amount of \$14,913.00 to be paid from the settlement fund.

10. The Settlement Agreement is binding on all Class Members who have not timely opted out of the settlement and all Participating Collective Members who sign and/or cash a Settlement Check. The Court orders dismissal with prejudice of the Released Class Claims, Released Collective Claims, and Released PAGA Claims, in accordance with the terms and provisions of the Settlement Agreement.

11. The Court retains jurisdiction to enter such further Orders as may be appropriate in administering and implementing the terms and provisions of the Settlement Agreement.

It is so ORDERED this 16th day of June, 2022

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P.P.S.

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Exhibit 2