



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

BRAD IHLE, Individually and On)
 Behalf of All Others Similarly)
 Situated,)
)
 Plaintiff,)
)
 v.)
)
 THEODORE J. BROMBACH)
 PATRICK C EILERS, JAMES P.)
 NYGAARD, JR., and XPDI)
 SPONSOR LLC.)
)
)
 Defendants,)

Consolidated
C.A. No. 2023-0759-LWW

**AFFIDAVIT OF CYNTHIA STANISLAUS IN SUPPORT OF
PLAINTIFF’S MOTION FOR ADMINISTRATIVE ORDER**

STATE OF WISCONSIN)
) ss:
COUNTY OF MILWAUKEE)

I, Cynthia Stanislaus, being duly sworn this 5th day of May 2026, hereby
depose and say:

1. I am a Project Manager of A.B. Data, Ltd.’s Class Action
Administration Company (“A.B. Data”). I am over 21 years of age and am not a
party to the above-captioned action (the “Action”). My business address is 600 A.B.
Data Drive, Milwaukee, Wisconsin 53217, and my direct telephone number is
(414) 961-7555.

2. A.B. Data serves as the Settlement Administrator in connection with the Settlement of the above-captioned action (the “Action”).¹ I respectfully submit this Affidavit in order to provide the Court with information regarding the proposed distribution of the Net Settlement Fund to the Eligible Class Members.

3. The following statements are based on my personal knowledge and on information provided by A.B. Data employees working under my supervision, and if called on to do so, I could and would testify competently thereto.

CONFIRMATION OF CLASS SHARES

4. Pursuant to the terms of the Stipulation and its Plan of Allocation, the Net Settlement Fund shall be distributed to Eligible Class Members only after the Effective Date of the Settlement and after: (a) all Notice Costs, all Administration Costs, all Taxes, and any Fee and Expense Award have been paid from the Settlement Fund or reserved; and (b) the Court has entered the Class Distribution Order.

5. The Settlement does not entail a claims process. Instead, subject to the terms approved by the Court, distributions from the Settlement will be paid to Eligible Class Members based upon the data that has been provided to A.B. Data.

¹ Unless otherwise defined herein, all capitalized terms have the meaning set forth in the Stipulation of Settlement dated November 13, 2025 (the “Stipulation”) (Trans. ID 77768254).

This source data is comprised of a report from the Depository Trust Company (“DTC”) (the “DTC Records”)

6. On December 8, 2025 in anticipation of providing Notice of Pendency and Proposed Settlement of Stockholder Class Action, Settlement Hearing, and Right to Appear, A.B. Data received data identifying holders of eligible XPDI Class A common stock and XPDI unit shares. All eligible Class A common stock and XPDI unit shares were held in street name through The Depository Trust Company (“DTC”) in the name of the nominee, Cede & Co. No separate transfer agent or registered holder records reflecting eligible shares outside of Cede & Co. were provided.

7. The DTC Records show each DTC Participant’s holdings of XPDI Class A Common Stock and XPDI unit shareholders as of the redemption deadline on January 14, 2022 (the “Class Distribution Record Date”). The DTC Records contain each DTC Participant’s identification number, name, and the number of shares held by the DTC Participant.

8. The DTC Records contain 85 DTC Participants who collectively held 21,252,867 shares of XPDI Class A Common Stock and 900,056 unit shareholders on record by Cede & Co.

9. Defendants’ Counsel provided a list of excluded persons holding 147 excluded shares along with the name and DTC number of the financial institution

where the excluded shares were held. A.B. Data worked to successfully obtain confirmation for the excluded parties, which will block payment to those parties.

10. Through its processes, A.B. Data has identified 21,252,720 Eligible XPDI Class A Common Stock Shares and 900,056 unit shares.

DISTRIBUTION OF NET SETTLEMENT FUND

11. Subject to the terms approved by the Court, A.B. Data will provide each DTC Participant a *pro rata* payment based on the number of Eligible Shares that, according to the DTC Records, held on the Class Distribution Record Date. A.B. Data will also provide the Excluded Stockholders' names to each DTC Participant. A.B. Data will instruct each DTC Participant to pay Eligible Class Members their *pro rata* share of the total payment provided to that DTC Participant for their Eligible Shares and similarly direct that no shares held by Excluded Stockholders be paid.

12. A.B. Data will then conduct an initial distribution of the Class Amount to DTC Participants of the Net Settlement Fund by Check or Wire.

13. Pursuant to the Settlement, Defendants caused \$14,750,000.00 in cash to be deposited into the Escrow Account. A.B. Data agreed to be the Settlement Administrator in exchange for payment of its fees and out-of-pocket expenses. Through the end of March 2026, A.B. Data's total expected administrative fees and costs for this matter is \$86,528.61, which is comprised of \$64,348.50 of fees and costs incurred as of April 30, 2026, and expected fees and costs in the amount of

\$22,180.11 for the work to be performed in connection with the Initial Distribution of the Net Settlement Amount. After deducting i) the \$2,374,531.82 fee and expense award paid to class counsel; ii) \$86,528.61 in administrative costs; iii) approximately \$7,000.00 in estimated tax withholding and \$30,000.00 in taxes paid, it is expected that the Net Settlement Amount will be \$12,416,291.36 (including accrued interest). In the event the amount paid to A.B. Data is more than the fees and costs incurred following the completion of the settlement administration, A.B. Data will promptly return to the Escrow Account (or other recipient, if the Court orders otherwise) the remaining balance.

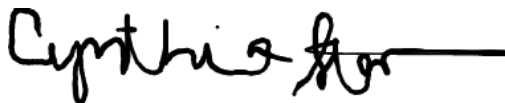
14. In order to encourage Eligible Class Members to promptly deposit their payments, and to avoid or reduce future expenses relating to uncashed checks, all Initial Distribution checks will bear a notation: “DEPOSIT PROMPTLY; VOID AND SUBJECT TO REDISTRIBUTION IF NOT NEGOTIATED WITHIN 120 DAYS OF DISTRIBUTION.”

15. All Eligible Class Members that do not deposit their Initial Distribution checks within the time allotted will irrevocably forfeit all recovery from the Settlement.

16. If there is any balance in the Account after six (6) months following the date of the Initial Distribution, A.B. Data will make further payments consistent with the Plan of Allocation.

17. The Class Amount is to be distributed on a *pro rata* basis to all Eligible Class Members. The Initial Distribution should consist of a payment of approximately \$0.56 per Eligible Share.

Executed this 5th day of May, 2026.



Cynthia Stanislaus

Sworn to and subscribed before me this 5th day of May, 2026.



Amy Gerow

Amy Gerow
Online Notary Public
Wisconsin
Milwaukee
Commission #: 237378
Commission Expires: 2028-08-09

Notarized online using audio-video communication

My Commission Expires: August 9, 2028



Digitally Certified Document

Full name	Amy Gerow
Commission ID	237378
Country	US
State	WI
County	Milwaukee



As part of Pactima's Digital Certification program, the identity of the notary listed above was verified and validated. The various validations included knowledge-based authentication, identity verification, and more. This certification was done based the PACTIMA_ISSUED_V1 PKI standard. To confirm the validity of this document contact Pactima's Compliance team via compliance@pactima.com.