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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

MARY PERKS, et al.,  
Plaintiffs,  
v.  
ACTIVEHOURS, INC.,  
Defendant.

Case No. 19-cv-05543-BLF

**JUDGMENT**

For the reasons set forth in this Court’s Final Approval Order, in the above-captioned matter as to the following class of persons:

All consumers who incurred an overdraft fee or insufficient funds event fee that a bank attributed to an Earnin withdrawal, beginning on September 3, 2015 through May 28, 2020

JUDGMENT IS HEREBY ENTERED, pursuant to Federal Rule of Civil Procedure 58, as to the above-specified classes of persons, Plaintiffs Mary Perks and Stanley Alexander (“Plaintiffs”), and Defendant Activehours, Inc. (d/b/a “Earnin”) on the terms and conditions of the Settlement Agreement and Release (the “Settlement Agreement”) approved by the Court’s Final Approval Order, dated March 25, 2021.

1. The Court, for purposes of this Final Judgment, adopts the terms and definitions set forth in the Settlement Agreement incorporated into the Final Approval Order.

2. All Released Claims of the Releasing Parties are hereby released as against Earnin and the Released Parties, as defined in the Settlement Agreement.

3. The claims of Plaintiffs and the Settlement Class are dismissed on the merits and with

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Northern District of California

1 prejudice in accordance with the Court's Final Approval Order.

2 4. Attorney's Fees, Payment of Expenses, Service Award, and Settlement Administrator  
3 costs are awarded as set forth in the Final Approval Order.

4 5. The Parties shall bear their own costs and attorneys' fees, except as otherwise set forth  
5 in the Final Approval Order.

6 6. This document constitutes a final judgment and separate document for purposes of  
7 Federal Rule of Civil Procedure 58(a).

8 7. The Court finds, pursuant to Rule 54(a) of the Federal Rules of Civil Procedure, that this  
9 Final Judgment should be entered and that there is no just reason for delay in the entry of this  
10 Final Judgment as to Plaintiffs, the Settlement Class, and Earnin. Accordingly, the Clerk is hereby  
11 directed to enter Judgment forthwith.  
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14 **IT IS SO ORDERED.**  
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16 Dated: March 25, 2021

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BETH LABSON FREEMAN  
19 United States District Judge  
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