



FILE
San Francisco County Superior Court

JUN - 5 2020

CLERK OF THE COURT
By: [Signature]
Deputy Clerk

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
DEPARTMENT 613

JOHN R. SWITZER, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff,

v.

W.R. HAMBRECHT & CO., LLC,
ARCIMOTO, INC., MARK FROHNMAYER,
DOUGLAS M. CAMPOLI, THOMAS
THURSTON, TERRY BECKER, JEFFERSON
CURL and DOES 1-25, inclusive,

Defendants.

Lead Case No. CGC-18-564904
(Consolidated with Case No. CGC-18-565324)

JUDGMENT

AND CONSOLIDATED ACTION

On June 5, 2020, this Court granted final approval to the class settlement and entered its Order Granting Final Approval of Class Action Settlement (Final Approval Order).¹

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. The Class is defined as:

All Persons who purchased Arcimoto common stock in Arcimoto's IPO between June 22, 2017 and September 21, 2017. Excluded from the Class are Defendants and their families,

¹ All defined terms shall have the same meaning as set forth in the Parties' Amended Stipulation of Settlement dated August 2, 2019 (the "Stipulation").

1 the officers, directors and affiliates of Defendants at all relevant times, members of their
2 immediate families and their legal representatives, heirs, successors or assigns, and any
entity in which Defendants have or had a controlling ownership interest during the Class
Period; and any Person who timely and validly request exclusion from the Class.

3 2. The Court finds that Ricki M. Kobernik and Seth Bradley properly excluded themselves
4 from the Settlement Class and are not to be considered members of the Settlement Class. They shall not be
5 bound by this settlement or this Judgment.


6 3. The Class Representatives and each Class Member who have not properly excluded
7 themselves shall take nothing from their complaint in this action except as set forth in (i) the Final Approval
8 Order; (ii) Stipulation; and (iii) the Order Granting Motion for an Award of Attorneys' Fees and Costs, also
9 filed June 5, 2020.

10 4. Pursuant to the Stipulation, section 664.6 of the California Code of Civil Procedure, and rule
11 3.769(h) of the California Rules of Court, this Court retains jurisdiction over Class Representatives, each
12 Class Member who has not properly excluded themselves, and defendants, to enforce the terms of the
13 Stipulation, the Final Approval Order, and this Judgment.

14 5. Notice of entry of this Judgment shall be given to the Settlement Class by posting it on the
15 Claim Administrator's website for a period of at least 60 days from the date judgment is entered. It shall
16 not be necessary to send notice of the entry of this Judgment to the Settlement Class by any other means.

17 IT IS SO ORDERED.

18
19 Dated: June 5, 2020



20 ANDREW Y.S. CHENG
21 Judge of the Superior Court
22
23
24
25
26
27
28

CERTIFICATE OF ELECTRONIC SERVICE
(CCP 1010.6(6) & CRC 2.260(g))

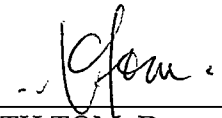
I, KEITH TOM, a Deputy Clerk of the Superior Court of the County of San Francisco, certify that I am not a party to the within action.

On June 5, 2020, I electronically served the ATTACHED DOCUMENT(S) via File&ServeXpress on the recipients designated on the Transaction Receipt located on the File&ServeXpress website.

Dated: June 5, 2020

T. Michael Yuen, Clerk

By: _____


KEITH TOM, Deputy Clerk