



GRANTED WITH MODIFICATIONS

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Transaction ID 80103051
Case No. 2023-0694-PAF



IBIT A

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

TIMOTHY MCCANTS, LAURENȚIU
OVIDIU CERNAHOSCHI, and THOMAS
JOSEPH, on behalf of themselves and all
similarly situated stockholders,

Plaintiffs,

v.

GEOFFREY STRONG, OLIVIA
WASSENAAR, WILSON HANDLER,
CHRISTINE HOMMES, JOSEPH ROMEO,
JAN WILSON, JOHN STICE, BARRY
EDINBURG, SPARTAN ACQUISITION
SPONSOR II LLC, APOLLO GLOBAL
MANAGEMENT, INC., AP SPARTAN
ENERGY HOLDINGS II, L.P. FTV-
SUNLIGHT, INC., and TIGER CO-INVEST B
SUNLIGHT BLOCKER, LLC,

Defendants.

C.A. No. 2023-0694-PAF

[PROPOSED] AMENDED SCHEDULING ORDER WITH RESPECT TO NOTICE AND SETTLEMENT HEARING

WHEREAS, the Parties¹ have made application, pursuant to Court of
Chancery Rule 23(e), for an Order approving the proposed settlement of the claims
in the above-captioned action (the “Action”) in accordance with the Stipulation

¹ Unless otherwise defined, all capitalized terms used herein are intended to have the same meaning and definition as set forth in the Amended Stipulation and Agreement of Settlement, Compromise and Release entered into by the parties on July 14, 2026 (the “Stipulation” or “Settlement”).

entered into by the parties on July 14, 2026, and for a dismissal of the Action with prejudice upon the terms and conditions set forth in the Stipulation;

WHEREAS, the Stipulation contemplates certification by this Court of a class in the Action, solely for purposes of settlement;

WHEREAS, the Court has read and considered the Stipulation and the accompanying documents; and

WHEREAS, all parties have consented to the entry of this Order;

NOW, THEREFORE, IT IS HEREBY ORDERED this ____ day of _____, 2026 that:

1. Except for terms defined herein, the Court adopts and incorporates the definitions in the Stipulation for purposes of this Order.

2. For purposes of the Stipulation only, and pending the Settlement Hearing (defined below), the Action is provisionally certified as a non-opt-out class action pursuant to Court of Chancery Rule 23, on behalf of all Persons who held shares of Spartan Acquisition Corp. II (“Spartan”) Class A common stock as of July 6, 2021 (“Redemption Deadline”), either of record or beneficially, and who did not redeem all of their shares, including their successors in interest who obtained their shares by operation of law, but excluding the Excluded Persons.

3. For purposes of Settlement only, Timothy McCants, Laurențiu Ovidiu Cernahoschi, and Thomas Joseph (“Plaintiffs”), shall be provisionally certified as

the representatives of the Class, and Levi & Korsinsky LLP and Ashby & Geddes, P.A. (“Plaintiffs’ Counsel”) shall be designated class counsel.

4. A hearing (the “Settlement Hearing”) shall be held on _____, 2026, at _____.m., in the Leonard L. Williams Justice Center, 500 N. King St., Wilmington, Delaware, 19801, to:

(a) Determine whether the provisional class action certification herein should be made final;

(b) Determine whether the Settlement and the proposed Plan of Allocation should be approved by the Court as fair, reasonable, adequate, and in the best interests of the Class;

(c) Determine whether an Order and Final Judgment should be entered pursuant to the Stipulation;

(d) Consider Plaintiffs’ Counsel’s application for an award of attorneys’ fees and expenses, including the application for service awards to Plaintiffs;

(e) Hear and determine any objections to the Settlement, the proposed Plan of Allocation, Plaintiffs’ Counsel’s application for an award of attorneys’ fees and expenses, or the application for any service award to Plaintiffs; and

(f) Rule on such other matters as the Court may deem appropriate.

5. The Court reserves the right to adjourn the Settlement Hearing or any adjournment thereof, including the consideration of the application for attorneys' fees, without further notice of any kind other than oral announcement at the Settlement Hearing or any adjournment thereof, and retains jurisdiction over this Action to consider all further applications arising out of or connected with the proposed Settlement.

6. The Court reserves the right to approve the Stipulation and the Settlement, at or after the Settlement Hearing, with such modifications as may be consented to by the Parties and without further notice to the Class, and retains jurisdiction over this Action to consider all further applications arising out of or connected with the proposed Settlement.

7. The Court approves, in form and content, the Amended Notice of Pendency and Proposed Settlement of Stockholder Class Action, Settlement Hearing and Right to Appear (the "Notice") (attached as Exhibit B to the Stipulation), the Claim Form (attached as Exhibit B-1 to the Stipulation), and the Amended Summary Notice ("Summary Notice") (substantially in the form attached as Exhibit D to the Stipulation), and finds that mailing the Notice Package, publishing the Summary Notice on a national wire service, posting the Notice, Summary Notice, the Stipulation of Settlement and all exhibits thereto, and the Class Action Complaint on the Settlement Administrator's website, and posting the Summary Notice on Levi

& Korsinsky, LLP's website, substantially in the manner and form set forth in this Order meets the requirements of Court of Chancery Rule 23 and due process, is the best notice practicable under the circumstances, and shall constitute due and sufficient notice to all persons entitled thereto.

8. The Court approves Epiq Systems, Inc. as the Settlement Administrator to provide notice to the Class and administer the Settlement, including the allocation and distribution of the Settlement Fund.

(a) Within 30 days of the entry of this Order, the Settlement Administrator shall mail, or cause to be mailed, by first class U.S. mail or other mail service if mailed outside the U.S., postage prepaid, the Notice Package to each identified Class Member at their last known address. All record holders of stock who held such stock on behalf of beneficial owners and who receive the Notice Package shall be requested to, within 7 calendar days of receipt of the Notice Package either: (a) request from the Claims Administrator sufficient copies of the Notice Package to forward to all such beneficial owners and within 7 calendar days of receipt of those Notice Packages from the Claims Administrator, forward them to all such beneficial owners; or (b) provide a list of the names and addresses of all such beneficial owners to the Claims Administrator and the Claims Administrator is ordered to send the Notice Package promptly to such identified beneficial owners.

Nominees shall also provide email addresses for all such beneficial owners to the Claims Administrator, to the extent they are available. Nominees who elect to send the Notice Package to their beneficial owners shall also be requested to send a statement to the Claims Administrator confirming that the mailing was made and to retain their mailing records for use in connection with any further notices that may be provided in the Action.

(b) Within 30 days of the entry of this Order, Plaintiffs' Counsel or the Settlement Administrator shall cause the Summary Notice to be published on a national wire service, such as PRNewswire or Businesswire, and on the firm website of Levi & Korsinsky, LLP.

(c) Within 30 days of this Order, the Settlement Administrator shall cause the Notice Package to be published on a website to be created for the purposes of dissemination of the Notice Package, and shall further cause the Stipulation of Settlement and all exhibits thereto and Plaintiffs' Second Amended Class Action Complaint to be published there as well. The Summary Notice shall direct the reader to the website created by the Settlement Administrator for further information.

(d) Any and all Notice and Administration Costs shall be paid from the Settlement Fund, regardless of the form or manner of notice approved or directed by the Court and regardless of whether the Court declines to approve

the Settlement or the Effective Date otherwise fails to occur. In no event shall Plaintiffs, the Released Defendant Parties, or any of their attorneys have any liability or responsibility for the Notice and Administration Costs. In the event that the Settlement is terminated pursuant to the terms of this Stipulation, all Notice and Administration Costs actually paid or incurred up to the date of termination shall not be returned or repaid to Defendants or their insurers.

(e) The Settlement Administrator is authorized and directed to prepare any tax returns and any other tax reporting form for or in respect of the Settlement Fund, to pay from the Settlement Fund any Taxes and Tax Expenses owed with respect to the Settlement Fund, and to otherwise perform all obligations with respect to Taxes and Tax Expenses and any reporting or filings in respect thereof without further order of the Court in a manner consistent with the provisions of the Stipulation.

(f) At least 10 business days before the Settlement Hearing provided for in Paragraph 3 of this Order, the Plaintiffs shall file proof, by affidavit, of the delivery of the Notice Package and Summary Notice.

9. Any member of the Class who objects to the class action determination, the Settlement, the Plan of Allocation, the Order and Final Judgment to be entered in the Action, Plaintiffs' Counsel's application for fees and expenses, and/or the

application for service fees to Plaintiffs, or otherwise wishes to be heard (the “Objector”), may appear personally or by counsel at the Settlement Hearing and present evidence or argument that may be proper and relevant; provided, however, that no member of the Class may be heard and no briefs, pleadings, or other documents submitted by or on behalf of any member of the Class shall be considered by the Court, except by order of the Court for good cause shown, unless, not later than 14 days prior to the Settlement Hearing, copies of (a) a written notice of intention to appear, identifying the name, address, and telephone number of the Objector and, if represented, their counsel, (b) proof of membership in the Class, (c) a written statement identifying such person’s objections to any matter before the Court, (d) the grounds for such objections and any reasons for such person’s desiring to appear and be heard, and (e) all documents and writings such person desires the Court to consider, shall be filed with the Court of Chancery and, on or before such filing, served electronically via LexisNexis e-service, by hand, or by overnight mail upon the following counsel:

Tiffany Geyer Lydon, Esquire
Ashby & Geddes, P.A.
500 Delaware Avenue, 8th Floor
Wilmington, DE 19899
Plaintiffs' Counsel

Kevin J. Mangan
Womble Bond Dickerson (US) LLP
1313 North Market Street, Suite 1200
Wilmington, DE 19801
Counsel for Barry Edinburg

Kevin R. Shannon, Esquire
Matthew F. Davis, Esquire
Potter Anderson & Carroon, LLP
1313 North Market St.
Wilmington, DE 19801
Spartan Defendants' Counsel

10. Unless the Court otherwise directs, no member of the Class shall be entitled to object to the Settlement, the Plan of Allocation, the Order and Final Judgment to be entered herein, the award of attorneys' fees and expenses to Plaintiffs' Counsel, or the award of service fees to Plaintiffs, or otherwise to be heard, except by serving and filing written objections as prescribed in Paragraph 9. Any person who fails to object in the manner provided above shall be deemed to have waived the right to object (including any right of appeal) and shall be forever barred from raising such objection in this Action or in any other action or proceeding.

11. Plaintiffs shall file and serve their opening brief in support of the Settlement and application for attorneys' fees and expenses no later than 28 days prior to the Settlement Hearing. Any objections to the application for attorneys' fees and expenses shall be filed and served no later than 14 days prior to the Settlement Hearing. If any objections to the Settlement are received or filed, Plaintiffs and/or Defendants may file and serve a brief response to those objections no later than seven

(7) days prior to the Settlement Hearing.

12. If the Court approves the Settlement provided for in the Stipulation following the Settlement Hearing, judgment shall be entered substantially in the form attached as Exhibit C to the Stipulation.

13. In the event that: (a) the Court declines, in any material respect, to enter the Order and Final Judgment provided for in the Stipulation and any one of the Parties hereto fails to consent to the entry of another form of order in lieu thereof; (b) the Court disapproves the Settlement proposed in the Stipulation, including any amendments thereto agreed upon by all of the parties; or (c) the Court approves the Settlement proposed in the Stipulation or any amendment thereto approved by all of the parties, but such approval is reversed or substantially modified on appeal and such reversal or modification becomes final by a lapse of time or otherwise; then, in any of such events, the Stipulation, the Settlement proposed in the Stipulation (including any amendments thereto), the provisional Class certification herein, any actions taken or to be taken with respect to the Settlement proposed in the Stipulation, and the Order and Final Judgment to be entered shall be of no further force or effect, shall be null and void, and shall be without prejudice to any of the Parties hereto, who shall be restored in all respects to their respective positions existing immediately prior to the execution of the settlement memorandum of understanding on August 19, 2025, except for the obligation of the Defendants or

their insurers to pay for any expenses incurred in connection with the Notice and administration provided for by this Scheduling Order. For purposes of this provision, a disallowance, modification, or reversal of the fees and/or expenses sought by Plaintiffs' Counsel shall not be deemed a disapproval, modification, or reversal of the Settlement or the Order and Final Judgment.

14. The Stipulation, and any negotiations, statements, or proceedings in connection therewith, shall not be construed or deemed evidence of, a presumption, concession, or admission by any Released Person or any other person of any fault, flaw, liability, or wrongdoing as to any facts or claims alleged or asserted in the Action or otherwise, or that Plaintiffs or Plaintiffs' Counsel, the Class, or any present or former stockholders of the Company, or any other person, has suffered any damage attributable in any manner to any Released Party. The Stipulation, and any negotiations, statements, or proceedings in connection therewith, shall not be offered or admitted in evidence or referred to, interpreted, construed, invoked, or otherwise used by any person for any purpose in the Action or otherwise, except as may be necessary to enforce or obtain Court approval of the Settlement.

15. All proceedings in the Action, other than such proceedings as may be necessary to carry out the terms and conditions of the Settlement, are hereby stayed and suspended until further order of this Court. Pending final determination of whether the Settlement should be approved, Plaintiffs and all members of the Class,

and any of them, are hereby barred and enjoined from asserting, commencing, prosecuting, assisting, instigating, or in any way participating in the commencement or prosecution of any action asserting any Released Plaintiffs' Claims, either directly, representatively, derivatively, or in any other capacity.

16. The Court may, for good cause, extend any of the deadlines set forth in this Order without further notice to Class members.

Paul A. Fioravanti, Jr.,
Vice Chancellor

This document constitutes a ruling of the court and should be treated as such.

Court: DE Court of Chancery Civil Action

Judge: Paul A Fioravanti

File & Serve

Transaction ID: 80029503

Current Date: Jul 22, 2026

Case Number: 2023-0694-PAF

Case Name: CONF ORD/ Timothy McCants, et al. v. Geoffrey Strong, et al.

Court Authorizer: Paul A Fioravanti Jr

Court Authorizer

Comments:

The settlement hearing will be held on October 7, 2026 at 9:15 a.m. at the Leonard L. Williams Justice Center.

/s/ Judge Paul A Fioravanti Jr