

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

KINNIE MA INDIVIDUAL RETIREMENT  
ACCOUNT, *et al.*,

Plaintiffs,

v.

ASCENDANT CAPITAL, LLC, *et al.*,

Defendants.

Case No. 1:19-CV-1050-ADA

**JUDGMENT PURSUANT TO FED.  
R. CIV. P. 54(b)**

WHEREAS, this matter came before the Court for hearing on November 24, 2025, regarding Plaintiffs' Motion for Final Approval ("Motion") of the Stipulation and Agreement of Settlement, dated December 3, 2024 (the "Stipulation"), between Plaintiffs<sup>1</sup> in this action and a related action, *DeLuca, et al. v. GPB Holdings, LP, et al.*, No. 1:19-CV-10498-LAK-JW (S.D.N.Y.) (the "*DeLuca* Action"), individually and on behalf of all others similarly situated, and certain Defendants in those actions, namely, CohnReznick LLP, Crowe LLP, Margolin Winer & Evens LLP, RSM US LLP, and WithumSmith+Brown, PC (the "Settling Defendants"), reflecting a settlement between Plaintiffs and Settling Defendants (the "Settlement");

WHEREAS, having considered the Motion, the exhibits and declarations attached thereto, and all other filings and argument related to the Motion, the Court finally approved the

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<sup>1</sup> "Plaintiffs" are the Plaintiffs in this action (Kinnie Ma IRA, Jeffery S. Gramm IRA, Stacy Greasor IRA, Victor Wade IRA, Kazue Bell, Dean Crooks, Corri Rene Eden, Catherine Kominos, Karen Loch, Robert A. Stone Living Trust, Shirley Stone Living Trust, Stanley S. and Millicent R. Barasch Living Trust, Loretta Dehay) and the Plaintiffs in the *DeLuca* Action (Barbara DeLuca, Drew R. Naylor, Peggy Rollo, Peter Beddia, Michael Oles, Robert Ricci, and James Staples, as Trustee of the 616 Moved Trust).


Settlement for the reasons set forth in the accompanying Order finally approving the Settlement (“Final Approval Order”);

**NOW, THEREFORE**, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure and consistent with the terms of this Court’s Final Approval Order, **IT IS HEREBY ORDERED, ADJUDGED, and DECREED**:

1. **Defined Terms.** Unless otherwise noted, capitalized terms herein shall have the same meaning accorded to them in the Final Approval Order and the Stipulation.
2. **Final Approval.** All provisions and findings of the Final Approval Order, which the Court entered on November 24, 2025 are **APPROVED** and are expressly incorporated herein.
3. **Dismissal of Claims Against Settling Defendants.** All claims against Settling Defendants asserted in this Action are hereby dismissed with prejudice according to the terms of the Stipulation and the Final Approval Order, without fees or costs to any of the Plaintiffs, the Settlement Class, or the Settling Defendants, except as otherwise provided in the Final Approval Order or the Court’s order addressing Plaintiffs’ motion for an award of attorneys’ fees, expenses, and service awards.
4. **Entry of Final Judgment.** The Court finds that it is in the best interests of the Settlement Class Members that the Settlement proceeds be disbursed as soon as possible, and because the Settlement resolves all claims as to the Settling Defendants, the Court expressly finds that, pursuant to Fed. R. Civ. P. 54(b), there is no just reason for delay, and orders that Judgment as provided herein be entered as to fewer than all parties, namely the Settling Defendants, and fewer than all claims in the action, namely all claims asserted against the Settling Defendants.

Accordingly, the Clerk of the Court is expressly directed to immediately enter this Judgment pursuant to Fed. R. Civ. P. 54(b).

SO ORDERED this 24th day of November, 2025.

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**ALAN D ALBRIGHT**  
United States District Judge