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Superior Court - Suffolk
Docket Number 2084CV02119

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NOTIFY

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

SUPERIOR COURT DEPARTMENT
CIVIL ACTION NO. 2084CV02119

MARK CADIGAN and MIKA PYYHKALA, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

THE CONTAINER STORE, INC.,

Defendant.

(~~PROPOSED~~)

ORDER APPROVING CLASS ACTION SETTLEMENT

WHEREAS, Plaintiffs Mark Cadigan and Mika Pyyhkala, on behalf of themselves and all others similarly situated ("Plaintiffs"), and Defendant The Container Store, Inc. ("Defendant") (collectively, the "Parties"), have submitted to the Court a Joint Motion for Final Approval of Class Action Settlement (the "Motion") seeking final class certification of the Damages Settlement Class, approval of the Parties' Class Settlement Agreement ("Agreement"), approval of Class Counsel's request for attorneys' fees and costs, and approval of the proposed incentive awards to the named Plaintiffs;

On August 12, 2026, this Court preliminarily approved the Agreement as fair and reasonable, certified a class consisting of a Damages Settlement Class, approved the issuance of notice of the Agreement to Damages Class Members, and scheduled a hearing on final approval for October 29, 2026 (the "Preliminary Approval Order");

Notice was sent to the Damages Class Members and the Massachusetts IOLTA Committee pursuant to the terms of the Preliminary Approval Order;

This Court has reviewed the Motion, and the exhibits thereto, including the Agreement,

and all memoranda, arguments, and papers submitted by all interested parties, and held a hearing on October 29, 2026, at which time the Parties and all other interested persons were heard concerning the proposed settlement; and

Based on the papers filed with the Court and the presentations made to the Court by the Parties and by other interested persons at the hearing, it appears to the Court that the Agreement is fair, adequate, and reasonable pursuant to Mass. R. Civ. P. 23;

IT IS HEREBY ORDERED THAT:

1. The Agreement and the settlement contained therein are approved as fair, reasonable, and adequate. The Court hereby certifies a Damages Settlement Class defined as all legally blind individuals in the Commonwealth of Massachusetts who made purchases at any The Container Store location in the Commonwealth of Massachusetts at any time from July 20, 2011 through August 13, 2026, sought to credit a purchase to a new or existing Loyalty Program account, and encountered a touch screen kiosk or device that lacked non-visual methods for inputting information.

2. The Court has jurisdiction over the subject matter of this litigation and over all parties to this action, including the Damages Settlement Class.

3. The Court has determined that the Notice given to the Damages Settlement Class fully and accurately informed Damages Class Members of all material elements of the proposed settlement, their rights to object, and constituted valid, due, and sufficient notice.

4. Plaintiffs Mark Cadigan and Mika Pyyhkala shall be appointed as the representatives of the Damages Settlement Class for the purposes of implementing the settlement in accordance with the Agreement and Jeremy Y. Weltman, Esq., Adam G. Gutbezahl, Esq., and Riley L. Grinkis Tully, Esq. of Ruberto, Israel & Weiner, P.C. and Jana Eisinger, Esq. of the Law

Office of Jana Eisinger, PLLC are appointed as Class Counsel.

5. The Court grants final approval to the settlement of this action in accordance with the terms of the Agreement and finds that the settlement is fair, reasonable, and adequate in all respects.

6. The Court orders the Parties to the Agreement to perform their obligations thereunder including, but not limited to, Defendant's payment of the Gross Settlement Amount in accordance with the terms of the Agreement.

7. The Court approves payment to Class Counsel for attorneys' fees, costs, and expenses in the amount of Four Hundred Ninety-Five Thousand Dollars ($495,000.00) from the Gross Settlement Amount with payment made as provided in the Agreement.

8. The Court approves the incentive payment to Plaintiff Mark Cadigan of Twenty-Seven Thousand Five Hundred Dollars ($27,500.00) and Plaintiff Mika Pyyhkala of Twenty-Seven Thousand Five Hundred Dollars ($27,500.00) from the Gross Settlement Amount with payment made as provided in the Agreement.

9. The Court approves The Carroll Center for the Blind as the *cy pres* recipient of any residual funds resulting from the Settlement and orders payment of any residual to The Carroll Center for the Blind in accordance with the terms of the Agreement.

DATED: 11/4/2026

Hann, J.

Associate Justice of the Superior Court