

UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE

ALTSHARES EVENT-DRIVEN ETF and  
THE ARBITRAGE FUND, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

ENGAGESMART, INC., ROBERT P.  
BENNETT, DEBORAH A. DUNNAM,  
MATTHEW G. HAMILTON, CASSANDRA  
HUDSON, DAVID MANGUM, PRESTON  
MCKENZIE, RAPH OSNOSS, DIEGO  
RODRIGUEZ, PAUL G. STAMAS, SCOTT  
SEMEL, GENERAL ATLANTIC, L.P. and  
VISTA EQUITY PARTNERS  
MANAGEMENT, LLC,

Defendants.

Case No. 24-cv-1083-RGA

CLASS ACTION

~~REOPENED~~ **ORDER GRANTING THE MOTION OF THE ENGAGESMART  
INVESTORS FOR APPOINTMENT AS LEAD PLAINTIFF  
AND APPROVAL OF SELECTION OF COUNSEL**

Having considered the Motion of AltShares Event-Driven ETF, The Arbitrage Fund and the Hilary L. Shane Revocable Trust (together, the “EngageSmart Investors”) for Appointment as Lead Plaintiff and Approval of Selection of Counsel (the “Motion”), the opening brief in support of the Motion, the declaration of Michael J. Farnan in support thereof and all other pleadings and argument submitted to this Court, and good cause appearing therefor,

**IT IS HEREBY ORDERED THAT:**

1. The EngageSmart Investors’ Motion is **GRANTED**.
2. The EngageSmart Investors are **APPOINTED** to serve as Lead Plaintiff pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3)(B), as

amended by the Private Securities Litigation Reform Act of 1995, in the above-captioned action and all related actions consolidated pursuant to paragraph 4 of this Order.


3. The EngageSmart Investors' selection of Counsel is **APPROVED**, and Saxena White P.A. and Entwistle & Cappucci LLP are **APPOINTED** to serve as Lead Counsel for the Class, and Farnan LLP is **APPOINTED** to serve as Liaison Counsel for the Class. <sup>2/</sup>

4. Pursuant to Rule 42(a) of the Federal Rules of Civil Procedure, any pending, previously or subsequently filed, removed or transferred actions that are related to the claims asserted in the above-captioned action are **CONSOLIDATED** for all purposes.

5. This Action shall be captioned "*In re EngageSmart, Inc. Securities Litigation*" and the file shall be maintained under C.A. 24-cv-1083-RGA

**IT IS SO ORDERED.**

Dated: Feb. 12, 2025

  
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HONORABLE RICHARD G. ANDREWS  
UNITED STATES DISTRICT JUDGE

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1/ I have reviewed the recently-filed declarations. (D.I. 25; D.I. 26). They easily convince me that the choice of lead counsel should be approved. Further, while having multiple lead counsel is not my preference, I am convinced that it is justified in this case. (See D.I. 24).