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July 17, 2025

VIA E-FILE AND HAND DELIVERY

The Honorable Nathan A. Cook
Delaware Court of Chancery
Leonard L. Williams Justice Center
500 North King Street, Suite 11400
Wilmington, DE 19801-3734

**Re: *Martel v. Fusion Sponsor LLC*,
C.A. 2024-0329-NAC**

Dear Vice Chancellor Cook:

In light of the Court's ruling in *In re TS Innovation Acquisitions Sponsor LLC S'holder Litig.*, Consol. C.A. No. 2023-0509-LWW, concerning whether personal claims that a stockholder's redemption rights have been impaired continue to travel with the shares post-Merger, and this Court's July 9, 2025 Minute Order (Trans. ID 76612171) in the above-titled action regarding the same, the parties have conferred and have agreed that the following modification to the Stipulation and Agreement

of Settlement, Compromise, and Release (Trans. ID 76070198) (the “Stipulation”), which is reflected in the enclosed Amended [Proposed] Final Order and Judgement is appropriate.

Stipulation, at A.1.b.:

“Class” means a non-opt-out class for settlement purposes only and pursuant to Court of Chancery Rules 23(a), 23(b)(1), and 23(b)(2), consisting of all record and beneficial holders of FAC Class A common stock, who held such stock as of the redemption deadline of September 17, 2021 (“Redemption Deadline”), and who elected not to redeem all or some of their stock, including their heirs, successors-in-interest, and successors, who have obtained shares by operation of law transferees, and assigns, but excluding any Excluded Persons.

Pursuant to the Scheduling Order (Trans. ID 76159755) entered by the Court, the Court may “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.” *Id.* at ¶ 8. Thus, making this modification, which has the effect of eliminating any ambiguity and narrowing the Class definition, does not require further notice to the Class.

Counsel will be prepared to discuss the foregoing at the hearing and are available should Your Honor have any questions.

Respectfully Submitted,

/s/ Kelly L. Tucker

Kelly L. Tucker (#6382)

Words: 275/1,000

Encl.

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