

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF  
WASHINGTON

In re: Fortive Data Security Litigation

No. 2:24-CV-01668-RAJ (W.D. Wash. Jan. 22, 2026) · No. 2:24-CV-01668-RAJ · Decided January 22, 2026

SUMMARY

The United States District Court for the Western District of Washington granted final approval of a class action settlement in In re: Fortive Data Security Litigation. The court certified the settlement class for settlement purposes, approved the notice program and settlement, awarded \$1,000,000 in attorneys’ fees and \$25,425.07 in litigation expenses, and authorized \$3,500 service awards for each class representative. The court entered final judgment dismissing the litigation with prejudice and retained jurisdiction to interpret and implement the settlement.

CASE DETAILS

|                       |                                                                     |
|-----------------------|---------------------------------------------------------------------|
| COURT                 | United States District Court for the Western District of Washington |
| WRITING FOR THE COURT | Richard A. Jones                                                    |
| JURISDICTION          | United States District Court for the Western District of Washington |
| DECIDED               | January 22, 2026                                                    |
| DOCKET                | 2:24-CV-01668-RAJ                                                   |
| DISPOSITION           | approved                                                            |
| PROCEDURAL POSTURE    | Final approval of class action settlement.                          |
| PRECEDENTIAL VALUE    | unpublished                                                         |

TOPICS

- class actions
- attorney fees
- damages
- consumer protection
- civil procedure

PRACTICE AREAS

- consumer protection
- civil procedure

QUESTIONS PRESENTED

- Whether the proposed class action settlement is fair, reasonable, and adequate under Rule 23.
- Whether the requested attorneys' fees and costs are reasonable.
- Whether the notice program satisfied due process and Rule 23 requirements.

## HOLDINGS

1. The Court grants final approval of the Settlement Agreement, finding it fair, reasonable, and adequate under Rule 23.
2. Settlement Class Counsel's request for attorneys' fees of \$1,000,000 (one-third of the non-reversionary common fund) and litigation expenses of \$25,425.07 is reasonable.

## KEY QUOTATIONS

*“[C]ontinued litigation would be expensive and delay potential recovery further. This is especially true because data breach cases are very complex . . . .”* (¶ 20)

*“Data breach litigation is complex and risky. This unsettled area of law often presents novel questions for courts. And of course, juries always unpredictable.”* (¶ 20)

## FACTUAL BACKGROUND

The case involves a data security incident where the personal information of class members may have been compromised. The parties reached a settlement agreement, which provided for a common fund, service awards to class representatives, and attorneys' fees.

## PROCEDURAL HISTORY

Plaintiffs filed a class action regarding a data security incident. The Court preliminarily approved the settlement, certified a settlement class, and appointed class counsel. After notice and a final approval hearing, the Court considered the unopposed motion for final approval and the motion for attorneys' fees.

## DISPOSITION

approved

## CASES CITED

- In re Anthem Inc. Data Breach Litig., 327 F.R.D. 299 (N.D. Cal. 2018)
- Smith v. Specialty Networks LLC, No. 1:24-cv-286, 2025 WL 1944022 (E.D. Tenn. July 15, 2025)
- In re Netgain Tech., LLC, No. 21-cv-1210, 2025 WL 3063288 (D. Minn. Nov. 3, 2025)