

PROOF OF CLAIM AND RELEASE FORM

IF YOU PURCHASED, SOLD, HELD, OR OTHERWISE TRANSACTED IN NFTS IN A DRAFTKINGS ACCOUNT FROM AUGUST 11, 2021 THROUGH AND INCLUSIVE OF THE DATE OF ENTRY OF THE JUDGMENT (THE “SETTLEMENT CLASS PERIOD”), INCLUDING, WITHOUT LIMITATION, MARKETPLACE NFTS, YOU ARE A “SETTLEMENT CLASS MEMBER” AND YOU MAY BE ENTITLED TO SHARE IN THE SETTLEMENT PROCEEDS. (EXCLUDED FROM THE SETTLEMENT CLASS ARE: (i) DEFENDANTS; (ii) DRAFTKINGS’ OFFICERS AND DIRECTORS DURING THE CLASS PERIOD; (iii) THE IMMEDIATE FAMILY OF DEFENDANTS AND THEIR LEGAL REPRESENTATIVES, HEIRS, SUCCESSORS, OR ASSIGNS; AND (iv) ANY ENTITY IN WHICH DEFENDANTS HAVE OR HAD A CONTROLLING INTEREST. ALSO EXCLUDED FROM THE SETTLEMENT CLASS ARE THOSE PERSONS WHO ARE FOUND BY THE COURT TO HAVE TIMELY AND VALIDLY SUBMITTED A REQUEST FOR EXCLUSION FROM THE SETTLEMENT CLASS THAT IS ACCEPTED BY THE COURT.)

IF YOU ARE A SETTLEMENT CLASS MEMBER, IN ORDER TO SHARE IN THE DISTRIBUTION OF THE NET SETTLEMENT FUND, **YOU MUST COMPLETE AND SUBMIT THIS PROOF OF CLAIM AND RELEASE FORM (“CLAIM FORM”) ONLINE USING THE ELECTRONIC VERSION OF THIS CLAIM FORM HOSTED AT WWW.DRAFTKINGSNFTSETTLEMENT.COM, SUBMIT IT VIA EMAIL TO INFO@DRAFTKINGSNFTSETTLEMENT.COM, OR MAIL IT BY FIRST-CLASS MAIL TO P.O. BOX 173039, MILWAUKEE, WI 53217. IF SUBMITTED ONLINE OR VIA EMAIL, IT MUST BE SUBMITTED NO LATER THAN JULY 21, 2025. IF SUBMITTED BY FIRST-CLASS MAIL, IT MUST BE POSTMARKED NO LATER THAN JULY 21, 2025.**

YOUR FAILURE TO SUBMIT YOUR CLAIM BY JULY 21, 2025, WILL SUBJECT YOUR CLAIM TO REJECTION AND MAY PRECLUDE YOU FROM RECEIVING ANY MONEY IN CONNECTION WITH THE SETTLEMENT OF THIS ACTION. IF YOU ARE A SETTLEMENT CLASS MEMBER AND DO NOT SUBMIT A PROPER CLAIM FORM, YOU WILL NOT SHARE IN THE SETTLEMENT BUT YOU NEVERTHELESS WILL BE BOUND BY THE SETTLEMENT (INCLUDING ITS RELEASE OF CLAIMS), THE COURT’S ORDER, AND FINAL JUDGMENT UNLESS YOU EXCLUDE YOURSELF. SUBMISSION OF A CLAIM FORM DOES NOT GUARANTEE THAT YOU WILL SHARE IN THE PROCEEDS OF THE SETTLEMENT.

**QUESTIONS? CALL (877) 883-9186 OR VISIT
WWW.DRAFTKINGSNFTSETTLEMENT.COM.**

CLAIMANT'S STATEMENT

1. I (We) purchased or acquired DraftKings NFTs during the Settlement Class Period. (Do not submit this Proof of Claim and Release Form if you did not purchase DraftKings NFTs during the Settlement Class Period.)
2. By submitting this Proof of Claim and Release Form, I (we) believe in good faith that I am (we are) a Settlement Class Member(s) as defined above and in the Notice of Pendency and Proposed Settlement of Class Action, Settlement Hearing, and Right to Appear (the "Notice"), or am (are) acting for such person(s); that I am (we are) not a Defendant in the Action or anyone excluded from the Settlement Class; that I (we) have read and understand the Notice; and that I (we) believe that I am (we are) entitled to receive a share of the Net Settlement Fund, as defined in the Notice; that I (we) elect to participate in the proposed Settlement described in the Notice; and that I (we) have not filed a request for exclusion. (If you are acting in a representative capacity on behalf of a Settlement Class Member [e.g., as an executor, administrator, trustee, or other representative], you must submit evidence of your current authority to act on behalf of that Settlement Class Member. Such evidence would include, for example, letters testamentary, letters of administration, or a copy of the trust documents.)
3. I (We) consent to the jurisdiction of the Court with respect to all questions concerning the validity of this Claim Form ("Claim Form"). I (We) understand and agree that my (our) claim may be subject to investigation and discovery under the Federal Rules of Civil Procedure, provided that such investigation and discovery shall be limited to my (our) status as a Settlement Class Member(s) and the validity and amount of my (our) claim. No discovery shall be allowed on the merits of the Action or Settlement in connection with processing of the Claim Form.
4. I (We) have provided the identification number assigned by the Settlement Administrator.
5. I (We) understand that the information contained in this Claim Form is subject to such verification as the Settlement Administrator may request or as the Court may direct, and I (we) agree to cooperate in any such verification. (The information requested herein is designed to provide the minimum amount of information necessary to process most simple claims. The Settlement Administrator may request additional information as required to calculate your Recognized Loss efficiently and reliably. In some cases, the Settlement Administrator may condition acceptance of the claim based upon the production of additional information.)
6. Upon occurrence of the Court's approval of the Settlement, as detailed in the Notice, I (we) agree and acknowledge that my (our) signature(s) hereto shall effect and constitute a full and complete release, remise, and discharge by me (us) and my (our) heirs, joint tenants, tenants in common, beneficiaries, executors, administrators, predecessors, successors, attorneys, insurers, and assigns (or, if I am (we are) submitting this Claim Form on behalf of a corporation, a partnership, estate, or one or more other persons, by it, him, her, or them, and by its, his, hers, or their heirs, executors, administrators, predecessors, successors, and assigns) of each of the "Released Defendant Parties" or "Released Plaintiff Parties" of all "Released Claims," as those terms are defined in the Stipulation of Settlement, dated February 26, 2025 ("Stipulation").

**QUESTIONS? CALL (877) 883-9186 OR VISIT
WWW.DRAFTKINGSNFTSETTLEMENT.COM**

7. Upon the occurrence of the Court's approval of the Settlement, as detailed in the Notice, I (we) agree and acknowledge that my (our) signature(s) hereto shall effect and constitute a covenant by me (us) and my (our) heirs, joint tenants, tenants in common, beneficiaries, executors, administrators, predecessors, successors, attorneys, insurers, and assigns (or, if I am (we are) submitting this Claim Form on behalf of a corporation, a partnership, estate, or one or more other persons, by it, him, her, or them, and by its, his, hers, or their heirs, executors, administrators, predecessors, successors, and assigns) to permanently refrain from prosecuting or attempting to prosecute any Released Claims against any of the Released Defendant Parties or Released Plaintiff Parties.
8. I (We) acknowledge that "Released Defendant Parties" and "Released Plaintiff Parties" have the meanings laid out in the Stipulation.
9. I (We) acknowledge that "Released Claims" has the meaning laid out in the Stipulation.
10. I (We) acknowledge that "Unknown Claims" has the meaning laid out in the Stipulation.
11. I (We) acknowledge that the inclusion of "Unknown Claims" in the definition of claims released pursuant to the Stipulation was separately bargained for and is a material element of the Settlement of which this release is a part.

I. CLAIMANT INFORMATION

Beneficial Owner Name

Address1 (street name and number)

Address2 (apartment, unit, or box number)

City

State

Zip Code

<input type="text"/>	<input type="text"/>	<input type="text"/>
----------------------	----------------------	----------------------

Foreign Country (only if not USA)

Last four digits of Social Security Number or Taxpayer Identification Number

Telephone Number (home)

Telephone Number (work)

<input type="text"/>	<input type="text"/>
----------------------	----------------------

Email address

Unique ID Number Assigned by Settlement Administrator
(Number found on notice email or notice postcard):

II. FORM OF PAYMENT

Settlement payments may be sent to you digitally via email. Please provide a current, valid email address and mobile phone number on your Claim Form. If the email address or mobile phone number you include with your submission becomes invalid for any reason, it is your responsibility to provide accurate contact information to the Settlement Administrator to receive a payment. When you receive the email and/or mobile phone text notifying you of your Settlement payment, you will be provided with a number of digital payment options, such as PayPal or a virtual debit card, to immediately receive your Settlement payment. At that time, you will also have the option to request a paper check.

**QUESTIONS? CALL (877) 883-9186 OR VISIT
WWW.DRAFTKINGSNFTSETTLEMENT.COM.**

III. CERTIFICATION

I (We) submit this Proof of Claim and Release Form under the terms of the Settlement Stipulation described in the Notice. I (We) also submit to the jurisdiction of the United States District Court for the District of Massachusetts with respect to my (our) claim as a Settlement Class Member(s) and for purposes of enforcing the release and covenant not to sue set forth herein. I (We) further acknowledge that I am (we are) bound by and subject to the terms of any judgment that may be entered in this Action. I (We) have not submitted any other claim covering the same purchases or acquisitions of DraftKings NFTs during the Settlement Class Period and know of no other Person having done so on my (our) behalf.

I (We) certify that I am (we are) NOT subject to backup withholding under the provisions of Section 3406(a)(1)(c) of the Internal Revenue Code because: (a) I am (we are) exempt from backup withholding; or (b) I (we) have not been notified by the I.R.S. that I am (we are) subject to backup withholding as a result of a failure to report all interest or dividends; or (c) the I.R.S. has notified me (us) that I am (we are) no longer subject to backup withholding.

NOTE: If you have been notified by the I.R.S. that you are subject to backup withholding, please strike out the language that you are not subject to backup withholding in the certification above.

UNDER THE PENALTIES OF PERJURY UNDER THE LAWS OF THE UNITED STATES, I (WE) CERTIFY THAT ALL OF THE INFORMATION I (WE) PROVIDED ON THIS PROOF OF CLAIM AND RELEASE FORM IS TRUE, CORRECT, AND COMPLETE.

Signature of Claimant (If this claim is being made on behalf of Joint Claimants, then each must sign):

(Signature)

(Signature)

(Capacity of person(s) signing, e.g. beneficial purchaser(s), executor, administrator, trustee, etc.)
Check here if proof of authority to file is enclosed.
(See Item 2 under Claimant’s Statement)

Date: _____

**THIS PROOF OF CLAIM AND RELEASE FORM MUST BE SUBMITTED BY
JULY 21, 2025, TO RECEIVE CASH BENEFITS FROM THIS SETTLEMENT.**

A Claim Form shall be deemed to have been submitted when it is actually received by the Settlement Administrator. The Settlement Administrator will acknowledge receipt of your Claim Form by emailing confirmation if the claim was submitted electronically or mailing confirmation if the claim was submitted by First-Class Mail. Your claim is not deemed filed until you receive such an acknowledgement.

You should be aware that it will take a significant amount of time to process fully all of the Claim Forms and administer the Settlement. This work will be completed as promptly as time permits, given the need to investigate and tabulate each Claim Form. Please notify the Settlement Administrator of any change in email address or mailing address.

**QUESTIONS? CALL (877) 883-9186 OR VISIT
WWW.DRAFTKINGSNFTSETTLEMENT.COM.**