

*McDowell v. Fontainebleau Florida
Hotel, LLC
Case No. 1:23-CV-22042*

If you received notice from Fontainebleau Florida Hotel indicating that your private information may have been impacted in a data security incident, a proposed class action settlement may affect your rights.

For more information about the proposed settlement, including how to submit a claim, exclude yourself, or submit an objection, please visit
www.FontainebleauDataSettlement.com

or call toll-free **1-866-742-4955**

The United States District Court for the Southern District of Florida authorized this Notice.

This is not a solicitation from a lawyer.

*Fontainebleau Florida Hotel
Litigation Settlement
c/o RG/2 Claims Administration LLC
P.O. Box 59479
Philadelphia, PA 19102-9479*

PRESORTED
FIRST-CLASS MAIL
U.S. POSTAGE PAID
MAG



NUMERIC EQUIVALENT

Postal Service: Please do not mark barcode

Claimant ID: <<Claimant ID>>

<<FirstName>><<LastName>>

<<Address1>>

<<Address2>>

<<City>>, <<State>> <<Zip>>

<<Country>>

Why am I receiving this notice? You are receiving this Notice because Fontainebleau Florida Hotel, LLC (“Fontainebleau” or “Defendant”) records show that your Private Information may have been accessed between August 30 and September 2, 2022, when an unknown and unauthorized criminal actor gained access to Fontainebleau’s network and accessed certain current and former employees’ Private Information that Fontainebleau collected and maintained (the “Data Incident”). If you were impacted by the Data Incident, or received notice from Fontainebleau indicating that your Private Information may have been impacted by the Data Incident, you are included in the Settlement Class, and eligible to receive benefits under this class action settlement.

Settlement Class Member Benefits: Under the Settlement, Fontainebleau will implement various information security improvements, and has agreed to pay for the following benefits if you submit a valid claim by **October 31, 2024**:

- Reimbursement for documented Out-of-Pocket Expenses and Lost Time (up to 3 hours at \$25/hour, for a maximum total of \$75, with attestation, and an additional 3 hours at \$25.00/hour, for a maximum of \$75, with reasonable documentation)—up to \$1,000 per Settlement Class Member;
- Reimbursement for documented actual Extraordinary Losses incurred as a result of the Data Incident—up to \$4,000 per Settlement Class Member; and
- Enrollment in free credit monitoring and identity theft insurance for two years (or one additional year of such service if the Settlement Class Member previously enrolled in the credit monitoring offered by Fontainebleau).

How do I Submit a Claim Form? You must submit a Claim Form, available at www.FontainebleauDataSettlement.com to receive a Settlement benefit. Your Claim Form must be **submitted online, or mailed and postmarked to the Settlement Administrator, by no later than October 31, 2024**. Your unique Login and Password on this Notice will be required to access the online claim form.

Login: «Login»

Password: «Password»

What are my other options? If you **Do Nothing**, you receive no benefits, but will be legally bound by the terms of the Settlement, and you will release your claims against the Released Parties, including Fontainebleau. If you do not want to be legally bound by the Settlement, you must submit a written request for exclusion (“**Opt-Out**”) no later than **September 16, 2024**. If you do not Opt-Out of the Settlement, you can Object to the Settlement no later than **September 16, 2024**.

Do I have a Lawyer in this Case? The Court appointed Mason A. Barney and Tyler J. Bean of Siri & Glimstad as Class Counsel to represent the Settlement Class. Class Counsel will seek Court approval for attorneys’ fees and costs (up to \$300,000), to be paid separately by Fontainebleau. If you want to be represented by your own lawyer, you may hire one at your own expense.

The Court’s Final Approval Hearing. The Court will hold a Final Approval Hearing on **December 9, 2024 at 10:00 am**, to consider whether to approve the Settlement, attorneys’ fees and costs, and Service Awards, and will consider any objections. You or your lawyer may ask to speak at the hearing at your own cost, but you don’t have to.

THIS NOTICE IS ONLY A SUMMARY.

— VISIT www.FontainebleauDataSettlement.com, OR CALL 1-866-742-4955, FOR COMPLETE INFORMATION —