

## **If your Private Information was impacted in the Data Incident involving Imagine360, LLC, on or around January 30, 2023, you may be entitled to Settlement Class Member Benefits from a Settlement.**

*A Court authorized this Notice. This is not a solicitation from a lawyer.*

- A \$475,000.00 Settlement has been reached in a class action lawsuit against Imagine360, LLC (“Defendant”) – a vendor for employee health plans - arising out of a Data Incident on or around January 30, 2023. The Defendant detected unauthorized access to Private Information of individuals that obtained health insurance-related services through Defendant. The Private Information involved in the Data Incident includes names, medical information, health insurance information, and Social Security numbers..
- The Settlement Class includes: All living individuals residing in the United States who received notice of the Data Incident indicating their Private Information may have been impacted in the Data Incident.
- If you are a Settlement Class Member, you can file a Claim Form for the following Settlement Class Member Benefits:

**Cash Payment A – Documented Losses:** You may submit a Claim Form and provide reasonable documentation for losses related to the Data Incident for up to \$5,000.00 per Settlement Class Member.  
**or**

**Cash Payment B – Flat Cash:** Instead of Cash Payment A, without having to provide documentation, you may submit a Claim Form to receive a flat cash payment in an estimated amount of \$75.00.

**and**

**Credit Monitoring:** In addition to Cash Payment A *or* Cash Payment B, you may also submit a Claim Form to receive three years of free Credit Monitoring.

Your Cash Payment may be subject to a pro rata (a legal term meaning equal share) increase or decrease depending upon the total value of all Valid Claims submitted.

**Injunctive Relief:** Defendant is implementing additional security measures following the Data Incident.

**This Notice may affect your rights. Please read it carefully.**

| <b>Your Legal Rights &amp; Options</b> |   | <b>Deadline</b>                                     |
|--|---|---|
| <b>Submit a Claim Form</b>             | The only way to get Settlement Class Member Benefits is to submit a timely and valid Claim Form.  | Submitted or Postmarked by:<br><b>July 31, 2025</b> |
| <b>Exclude Yourself</b>                | Get no Settlement Class Member Benefits. Keep your right to file your own lawsuit against the Released Parties about the legal Released Claims that are released by the Settlement in this lawsuit. | Postmarked by:<br><b>July 16, 2025</b>              |
| <b>Object to the Settlement</b>        | Stay in the Settlement, but tell the Court why you do not agree with the Settlement. You will still be bound by the Settlement if the Court approves it.  | Filed by:<br><b>July 16, 2025</b>                   |
| <b>Do Nothing</b>                      | Get no Settlement Class Member Benefits. Give up your legal rights.   |   |

- These rights and options—**and the deadlines to exercise them**—are explained in this Notice.
- The Court must decide whether to approve the Settlement, attorneys’ fees, costs, and Service Award. No Settlement Class Member Benefits will be provided unless the Court approves the Settlement.

**Questions? Go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call 1-888-836-1042**

## BASIC INFORMATION

### 1. Why is this Notice being provided?

A state court authorized this Notice because you have the right to know about the Settlement of this class action lawsuit and about all of your rights and options before the Court decides whether to grant final approval to the Settlement. This Notice explains the lawsuit, the Settlement, your legal rights, what Settlement Class Member Benefits are available, who is eligible for the Settlement Class Member benefits, and how to get them.

The Honorable Hunter Davis of the Seventeenth Judicial Circuit in and for Broward County, Florida is overseeing this class action. The lawsuit is known as *Collins v. Imagine360, LLC*, Case No. CACE-25-002370 (the “lawsuit”). The individual who filed this lawsuit is called the “Plaintiff” and/or “Class Representative” and the company sued, Imagine360, LLC, is called the “Defendant.”

### 2. What is this lawsuit about?

The Plaintiff filed this lawsuit against Defendant as a result of the unauthorized access to Settlement Class members’ Private Information in the Data Incident. The Private Information involved in the Data Incident includes names, medical information, health insurance information, and Social Security numbers..

The Plaintiff alleges that on or around January 30, 2023, there was unauthorized access to or acquisition of Settlement Class members’ Private Information when a third party unlawfully infiltrated Defendant’s Citrix file-sharing solution. The Plaintiff brought this lawsuit against Defendant.

Defendant denies the legal claims and denies any wrongdoing or liability. The Court has not made any determination of any wrongdoing by Defendant, or that any law has been violated. Instead, the Plaintiff and Defendant have agreed to a settlement to avoid the risk, cost, and time of continuing the lawsuit.

### 3. Why is there a Settlement?

The Plaintiff and Defendant do not agree about the legal claims made in this lawsuit. The lawsuit has not gone to trial, and the Court has not decided in favor of the Plaintiff or Defendant. Instead, the Plaintiff and Defendant have agreed to settle the lawsuit. The Class Representative, Defendant, and their lawyers believe the Settlement is best for the Settlement Class because of the Settlement Class Member Benefits available and the risks and uncertainty associated with continuing the lawsuit.

### 4. Why is this lawsuit a class action?

In a class action, one or more people (called class representatives) sue on behalf of all people who have similar legal claims. Together, all these people are called a class or class members. One court resolves the issues for all class members, except for those class members who timely exclude themselves (opt-out) from the class.

The Class Representative in this lawsuit is Plaintiff Anthony Collins.

**Questions? Go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call 1-888-836-1042**

## WHO IS INCLUDED IN THE SETTLEMENT?

### 5. How do I know if I am included in the Settlement?

You are included in the Settlement Class if you are an individual residing in the United States and you were sent notice of the Data Incident indicating your Private Information may have been impacted in the Data Incident.

### 6. Are there exceptions to being included in the Settlement?

Yes. Excluded from the Settlement Class are: (1) all persons who are directors, officers, and agents of Defendant, or their respective subsidiaries and affiliated companies; (2) governmental entities; and (3) the Judge assigned to the lawsuit, the Judge's immediate family, and Court staff.

### 7. What if I am still not sure whether I am part of the Settlement?

If you are still not sure whether you are a Settlement Class Member, you may go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call toll-free 1-888-836-1042.

## THE SETTLEMENT BENEFITS

### 8. What does this Settlement provide?

If you are a Settlement Class Member and you submit a timely and valid Claim Form, you may be eligible to receive the following Settlement Class Member Benefits:

#### **Cash Payment A – Documented Losses**

You may submit a Claim Form with reasonable documentation for losses related to the Data Incident for up to \$5,000.00 per Settlement Class Member.

Examples of expenses incurred as a result of the Data Incident, include (without limitation) bank fees, long distance phone charges, cell phone charges (only charged by the minute), data charges (only if charged based on the amount of data used), postage, gasoline for local travel and fees for credit reports, credit monitoring, or other identity theft insurance products purchased between January 30, 2023, and the date of the Claim Form Deadline.

Examples of reasonable documentation include (but are not limited to): telephone records, correspondence including emails, or receipts. Personal certifications, declarations, or affidavits from the Settlement Class Member do not constitute reasonable documentation but may be included to provide clarification, context, or support for other submitted reasonable documentation. You will not be reimbursed for expenses if you have been reimbursed for the same expenses by another source.

If you do not submit reasonable documentation supporting a loss, or if your Claim Form is invalid as determined by the Settlement Administrator, and you do not cure your Claim Form, your Claim Form will be denied and your Claim Form for Cash Payment A will instead be processed as if you elected Cash Payment B.

#### **Cash Payment B – Flat Cash Payment**

Instead of selecting Cash Payment A, without having to provide documentation, you may submit a Claim Form to receive a flat cash payment in an estimated amount of \$75.00.

**Questions? Go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call 1-888-836-1042**

### **Credit Monitoring Claims**

In addition to Cash Payment A or Cash Payment B, you may also submit a Claim Form to receive up to three years of free Credit Monitoring.

Your Cash Payment may be subject to a pro rata (a legal term meaning equal share) adjustment increase from the Settlement Fund if the amount of timely and valid Claim Forms does not use the entire Net Settlement Fund. Alternatively, if the amount of timely and valid Claim Forms exceeds the amount of the Net Settlement Fund, your Cash Payment may be subject to a pro rata reduction.

**Injunctive Relief:** Defendant is implementing additional security measures following the Data Incident.

#### **9. What am I giving up to receive Settlement Class Member Benefits or stay in the Settlement Class?**

Unless you exclude yourself (opt-out), you are choosing to remain in the Settlement Class. If the Settlement is approved and becomes final, all Court orders and any judgments will apply to you and legally bind you. You will not be able to sue, continue to sue, or be part of any other lawsuit against the Released Parties about the legal issues in this lawsuit that are released by this Settlement. The specific rights you are giving up are called “Released Claims.”

#### **10. What are the Released Claims?**

Section XIII of the Settlement Agreement describes the Released Claims and the Releases, in necessary legal terminology, so please read these sections carefully. The Settlement Agreement is available at [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com). For questions regarding the Releases or Released Claims and what the language in the Settlement Agreement means, you can also contact Class Counsel listed in Question 19 for free, or you can talk to your own lawyer at your own expense.

## **HOW TO GET BENEFITS FROM THE SETTLEMENT**

#### **11. How do I submit a Claim Form?**

You must submit a timely and valid Claim Form to receive any Settlement Class Member Benefits as described above. Your Claim Form must be submitted online at [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) by **July 31, 2025**, or mailed to the Settlement Administrator at the address on the Claim Form, **postmarked** by **July 31, 2025**. Claim Forms are also available on the Settlement Website at [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or by calling 1-888-836-1042 or by writing to:

*Imagine360 Data Breach Litigation*  
Settlement Administrator  
PO Box 2440  
Portland, OR 97208-2440

#### **12. What happens if my contact information changes after I submit a Claim Form?**

If you change your mailing address or email address after you submit a Claim Form, it is your responsibility to inform the Settlement Administrator of your updated information. You may notify the Settlement Administrator of any changes by writing to:

*Imagine360 Data Breach Litigation*  
Settlement Administrator  
PO Box 2440  
Portland, OR 97208-2440

**Questions? Go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call 1-888-836-1042**

### 13. When will I receive my Settlement Class Member Benefits?

If you file a timely and valid Claim Form, the Settlement Class Member Benefits will be provided after the Settlement is approved by the Court and becomes final.

It may take time for the Settlement to be approved and become final. Please be patient and check [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) for updates.

## EXCLUDE YOURSELF OR OPT-OUT OF THE SETTLEMENT

If you are a Settlement Class member and want to keep any right you may have to sue or continue to sue the Released Parties on your own based about the legal claims in this lawsuit or released by the Released Claims, then you must take steps to get out of the Settlement. This is called excluding yourself from—or “opting-out” of—the Settlement.

### 14. How do I opt-out of the Settlement?

To exclude yourself from the Settlement, you must mail a written request for exclusion, which includes the following:

- 1) Your name, address, telephone number, and email address (if any);
- 2) Your personal physical signature; and
- 3) A statement that you want to be excluded from the Settlement Class, such as “I hereby request to be excluded from the Settlement Class in the *Imagine360 Data Breach Litigation*.”

The exclusion request must be **mailed** to the Settlement Administrator at the following address, and be **postmarked by July 16, 2025**:

*Imagine360 Data Breach Litigation*  
Settlement Administrator  
PO Box 2440  
Portland, OR 97208-2440

**You cannot opt-out (exclude yourself) by telephone or by email.**

“Mass” or “class” requests for exclusion filed by third parties on behalf of a “mass” or “class” of Settlement Class members or multiple Settlement Class members where the opt-out hasn’t been signed by each and every individual Settlement Class member will not be allowed.

### 15. If I opt-out can I still get anything from the Settlement?

No. If you opt-out, you will not be entitled to receive Settlement Class Member Benefits, and you will not be bound by the Settlement or any judgment in this lawsuit. You can only get Settlement Class Member Benefits if you stay in the Settlement and submit a timely and valid Claim Form.

### 16. If I do not opt-out, can I sue the Defendant for the same thing later?

No. Unless you opt-out, you give up any right to sue any of the Released Parties for the legal claims this Settlement resolves and Releases relating to the Data Incident, and you will be bound by all the terms of the Settlement and by all proceedings, orders, and judgments in the lawsuit. You must opt-out of this lawsuit to start or continue with your own lawsuit or be part of any other lawsuit against the Released Parties. If you have a pending lawsuit, speak to your lawyer in that case immediately.

**Questions? Go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call 1-888-836-1042**

## OBJECTING TO THE SETTLEMENT

### 17. How do I tell the Court I do not like the Settlement?

If you are a Settlement Class Member, you can tell the Court you do not agree with all or any part of the Settlement and/or Application for Attorneys' Fees, Costs, and Service Award.

To object, you must file timely written notice with the Court as provided below no later than **July 16, 2025**, and send by U.S. mail to Class Counsel, Defendant's Counsel, and the Settlement Administrator postmarked by or shipped by private courier (such as Federal Express) by **July 16, 2025**, stating you object to the Settlement in *Collins v. Imagine360, LLC*, Case No. CACE-25-002370.

To file an objection, you cannot exclude yourself from the Settlement Class. Your objection must include all of the following information:

- 1) Your full name, address, telephone number, and email address (if any);
- 2) All grounds for the objection, accompanied by any legal support for the objection known to you as the objector or your own lawyer;
- 3) The number of times you have objected to a class action settlement within the five (5) years preceding the date that you file the objection, the caption of each case in which you have made such objection, and a copy of any orders related to or ruling upon your prior objections that were issued by the trial and appellate courts in each listed case;
- 4) The identity of all lawyers representing you in connection with the objection (if any), including any former or current counsel who may be entitled to compensation for any reason related to the objection to the Settlement and/or Application for Attorneys' Fees, Costs, and Service Awards;
- 5) The number of times in which your lawyer or your lawyer's law firm have objected to a class action settlement within the five (5) years preceding the date of the filed objection, the caption of each case in which your lawyer or the firm has made such objection and a copy of any orders related to or ruling upon your lawyer's or the lawyer's law firm's prior objections that were issued by the trial and appellate courts in each listed case in which your lawyer's counsel and/or lawyer's law firm have objected to a class action settlement within the preceding (5) years;
- 6) The identity of all counsel (if any) representing you as an objector, and whether they will appear at the Final Approval Hearing;
- 7) A list of all persons who will be called to testify at the Final Approval Hearing in support of the objection (if any);
- 8) A statement confirming whether you intend to personally appear and/or testify at the Final Approval Hearing; and
- 9) Your signature as the objector (an attorney's signature is not sufficient).

To object, you must file timely written notice with the Court as provided below no later than **July 16, 2025**, and send by U.S. mail to Class Counsel, Defendant's Counsel, and the Settlement Administrator postmarked by or shipped by private courier (such as Federal Express) by **July 16, 2025**, at the following addresses:

| COURT  | CLASS COUNSEL  | DEFENDANT'S<br>COUNSEL   | SETTLEMENT<br>ADMINISTRATOR  |
|--|--|--|--|
| Clerk<br>Circuit Court of<br>Broward County<br>201 SE 6 <sup>th</sup> St.<br>Fort Lauderdale, FL 33301 | Jeff Ostrow<br>Kopelowitz Ostrow P.A.<br>1 West Las Olas Blvd,<br>Suite 500<br>Fort Lauderdale, FL 33301 | Richard Haggerty<br>Mullen & Coughlin<br>309 Fellowship Rd.<br>Suite 200<br>Mt. Laurel, NJ 08054 | Imagine360 Data Breach<br>Litigation<br>Settlement Administrator<br>PO Box 2440<br>Portland, OR 97208-2440 |

**Questions? Go to [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) or call 1-888-836-1042**

If you do not comply with the requirements for objecting as detailed above, you will waive and forfeit any and all rights you may have to appear separately and/or to object to the Settlement and you will be bound by all the terms of the Settlement and by all proceedings, orders, and judgments in the lawsuit.

### **18. What is the difference between objecting and asking to be excluded?**

Objecting is simply telling the Court that you don't like something about the Settlement. You can object only if you stay in the Settlement Class. Opting-out is telling the Court that you don't want to be part of the Settlement Class. If you opt-out, you cannot object because you are no longer part of the Settlement.

## **THE LAWYERS REPRESENTING YOU**

### **19. Do I have a lawyer in the lawsuit?**

Yes. The Court has appointed Jeff Ostrow of Kopelowitz Ostrow P.A and Nicholas A. Colella of Lynch Carpenter, LLP as Class Counsel to represent you and the Settlement Class for the purposes of this Settlement. You may hire your own lawyer at your own cost and expense if you want someone other than Class Counsel to represent you in this lawsuit.

### **20. How will Class Counsel be paid?**

Class Counsel will file a motion asking the Court to award the attorneys' fees of up to 35% of the \$475,000 Settlement Fund, plus reimbursement of costs. Class Counsel will also ask the Court to approve a Service Award for the Class Representative of up to \$2,000 for his efforts in achieving the Settlement. If awarded by the Court, the attorneys' fees and costs, and the Service Award will be paid from the Settlement Fund. The Court may award less than these amounts.

Class Counsel's Application for the Attorneys' Fees, Costs, and Service Award will be made available on the Settlement Website at [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) after it is filed with the Court.

## **THE FINAL APPROVAL HEARING**

The Court will hold a "Final Approval Hearing" to decide whether to approve the Settlement. You may attend and you may ask to speak if you file an objection by the deadline, but you do not have to.

### **21. When and where will the Court decide whether to approve the Settlement?**

The Court will hold a Final Approval Hearing on **August 15, 2025, at 10:00 a.m.** before the Honorable Hunter Davis at the Circuit Court of the Seventeenth Judicial Circuit in and for Broward County, 201 SE 6<sup>th</sup> St., Fort Lauderdale, FL 33301. At this hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate and decide whether to approve the Settlement, Class Counsel's Application for Attorneys' Fees, Costs, and Service Award.

If there are objections that were filed by the deadline, the Court will consider them. If you file a timely objection, and you would like to speak at the hearing, the Court will also listen to you or your lawyer speak at the hearing, if you so request.

**Note:** The date and time of the Final Approval Hearing are subject to change without further notice to the Settlement Class. The Court may also decide to hold the hearing via video conference or by

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telephone. You should check the Settlement Website [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com) to confirm the date and time of the Final Approval Hearing have not changed.

### **22. Do I have to attend the Final Approval Hearing?**

No. Class Counsel will answer any questions the Court may have. However, you are welcome to attend at your own expense. If you file an objection, you do not have to attend the Final Approval Hearing to speak about it. As long as you file your written objection by the deadline, the Court will consider it.

### **23. May I speak at the Final Approval Hearing?**

Yes, as long as you do not exclude yourself (opt-out) and you file a timely written objection requesting to speak at the hearing, you can (but do not have to) participate and speak for yourself at the Final Approval Hearing. This is called making an appearance. You can also have your own lawyer speak for you, but you will have to pay for the lawyer yourself.

If you want to appear, or if you want your own lawyer instead of Class Counsel to speak for you at the hearing, you must follow all of the procedures for objecting to the Settlement listed in Question 17 above—and specifically include a statement whether you or your lawyer will appear at the Final Approval Hearing.

## **GET MORE INFORMATION**

### **24. How do I get more information about the Settlement?**

This Notice summarizes the Settlement. Complete details about the Settlement are provided in the Settlement Agreement. The Settlement Agreement and other related documents are available at [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com). You may get additional information at [www.Imagine360DataSettlement.com](http://www.Imagine360DataSettlement.com), by calling toll-free 1-888-836-1042, or by writing to:

*Imagine360 Data Breach Litigation*  
Settlement Administrator  
PO Box 2440  
Portland, OR 97208-2440

**PLEASE DO NOT TELEPHONE THE COURT OR THE  
COURT'S CLERK OFFICE REGARDING THIS NOTICE.**

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