

## If Acuity – CHS, LLC. Notified You of a Data Breach, You May be Eligible for Payment from a Class Action Settlement

*Si desea recibir esta notificación en español, llámenos o visite nuestra página web*

A proposed Settlement has been reached in a class action lawsuit known as *Arbuthnot v. CHS, LLC*, Case No. 6:22-cv-658-PGB-DCI (M.D. FL 2022). This lawsuit arises out of a Data Security Incident that was announced by Acuity – CHS, LLC (“Acuity or Defendant”) on or about February 15, 2022. The incident involved an unauthorized person gaining access to certain Acuity systems containing personally identifiable information (“PII”). The PII that was potentially accessed during the Data Security Incident varies but may have included for some persons names and Social Security numbers.

### WHO IS INCLUDED?

You are included in the Settlement as a Settlement Class Member if you were sent Notice of the Data Security Incident that involved Acuity – CHS, LCC on or about February 15, 2022.

### WHAT DOES THE SETTLEMENT PROVIDE?

Settlement Class Members can receive the following benefits from the Settlement: (1) compensation for Out-of-pocket losses and Lost Time up to a maximum of \$500 per Settlement Class Member for documented out-of-pocket expenses, (2) reimbursement for up to three (3) hours of lost time spent dealing with the Data Security Incident (\$20 per hour for a maximum of \$60 per Settlement Class Member), which counts toward the maximum of \$500 per Settlement Class Member for Compensation for Ordinary Losses and (3) for a Settlement Class Member who was the victim of actual documented identity theft reimbursement for extraordinary losses up to \$3,500 for documented expenses. Acuity has also implemented security-related improvements related to its cybersecurity since the Data Security Incident. Settlement Class Members may also claim two (2) years of free credit monitoring services.

**The only way to receive benefits from the proposed Settlement is to file a claim.** Claim Forms may be submitted online or mailed to the Settlement Administrator at: In re: \_\_\_\_\_, c/o \_\_\_\_\_ Settlement Administration, P.O. Box \_\_\_\_\_, \_\_\_\_\_. The deadline to file a claim is \_\_\_\_\_.

### WHAT ARE YOUR OPTIONS?

- **Do nothing.** You will not receive any benefits from the Settlement. You will be legally bound by decisions of the Court, and you give up your right to sue Acuity relating to the claims resolved by this Settlement.
- **Exclude Yourself.** If you do not want to be included in the Settlement, you must submit a written request to the Settlement Administrator, Settlement Class Counsel, and Acuity’s Counsel by **Month 00, 202\_**. You will keep your right to sue Acuity about the claims in this case, but you will not receive settlement benefits. Detailed instructions on how to exclude yourself are found at \_\_\_\_\_.
- **Object/Comment.** You have the right to object to or comment on the Settlement and still get benefits. If you want to object to or tell the Court what you think about the Settlement, you must submit your objection/comment in writing by **Month 00, 202\_**. Detailed instructions on how to object or comment are found at \_\_\_\_\_.

The Court has scheduled a Final Approval Hearing for the Settlement of this case on [Month, day, year] \_\_\_\_\_ to consider: (1) whether to approve the Settlement; (2) any objections; and (3) Plaintiff’s request for an award of attorneys’ fees and costs of up to \$255,000. You may attend the Final Approval Hearing and ask to be heard by the Court, but you do not have to attend.

This is only a summary. For more information about the settlement and benefits, visit \_\_\_\_\_ or call \_\_\_\_\_.