

Exhibit E

A proposed settlement has been reached in a class action lawsuit known as *Thomas Byers et. al. v. OrthoAlaska, LLC.*, Case No. 3:23-cv-00242, filed in the United States District Court, District of Alaska.

What is this Litigation about? This Litigation is known as *Thomas Byers et. al. v. OrthoAlaska, LLC.*, Case No. 3:23-cv-00242, filed in the United States District Court, District of Alaska. The persons who sued are called the Plaintiffs or Settlement Class Representatives and the company they sued, OrthoAlaska, LLC (OrthoAlaska), is known as the Defendant in this case. The Litigation alleges that on or about October 12, 2022, Defendant became aware of a cyber-security incident impacting certain company systems. The Litigation alleges that the Data Incident impacted certain Private Information or PII stored in Defendant's files, including full names and addresses, dates of birth, Social Security Numbers, payment card numbers, driver's license and/or state identification numbers, account and routing numbers, as well as health insurance and medical information, or PHI. Specifically, the information of approximately 161,130 people may have been accessed as a result of this Data Incident.

Who is a Settlement Class Member? You are a Settlement Class Member if you are an individual identified on the Settlement Class List whose PII and/or PHI may have been involved in the Data Incident and you do not timely elect to be excluded from the Settlement Class. Excluded from the Class: (1) the judge presiding over the Litigation, and members of their direct family, (2) Defendant, its subsidiaries, parent companies, successors, predecessors, and any entity in which the Defendant or Defendant's parent companies have a controlling interest and their current or former officers and directors, and (3) Settlement Class Members who submit a valid Request for Exclusion prior to <<the **Opt-Out Deadline**>>.

What are the benefits? The settlement provides the following compensation available to Settlement Class Members with Approved Claims: (a) compensation for Out-of-Pocket Losses and either a (i) cash fund payment or (ii) one (1) year of Privacy Shield services.

How to make a claim? You must file a Claim Form by mail postmarked by <<**Claims Deadline**>>, and mailed to the Settlement Administrator's address below, or online at **www.website.com** by <<**Claims Deadline**>, to receive compensation from the settlement.

What are my other rights?

- **Do nothing:** If you do nothing, you will not receive any compensation and remain in the settlement. You give up your rights to sue OrthoAlaska or any other Released Parties related to the Data Incident.
- **Exclude yourself:** You can get out of the settlement and keep your right to sue OrthoAlaska related to the Data Incident, but you will not receive any compensation from the settlement. You must submit a valid and timely Request for Exclusion to the Settlement Administrator by <<**Opt-Out Deadline**>>
- **Object:** You can stay in the settlement but tell the Court why you think the settlement or parts of it should not be approved. Your written objection must be submitted by <<**Objection Deadline**>>. You may also request to appear at the Final Approval Hearing. Detailed instructions on how to file a Claim Form, exclude yourself, object, or appear at the hearing can be found on the Long Form Notice found on the Settlement Website available at **www.website.com**. The Court

will hold the Final Approval Hearing on <<Date>> at <<Time>> a.m. AKT, to consider whether the proposed settlement is fair, reasonable, and adequate, to consider Settlement Class Counsel's Fee and Expenses Application for Settlement Class Counsel's Fee Award and Expenses not to exceed one-third (1/3) of the Settlement Fund for fees, or \$395,000, plus reimbursement of reasonable case costs and expenses, plus Service Awards of \$2,500 to each Settlement Class Representative and to consider whether and if it should be approved. You may attend the hearing, but you don't have to.

• **More information:** *This is only a summary.* For more information, including a copy of the Settlement Agreement, Long Form Notice, Claim Form, Preliminary Approval Order, the Complaint and other documents, or to change or update your contact information, visit the Settlement Website at www.website.com, or call (XXX) XXX-XXXX. You may also contact the Settlement Administrator at *OrthoAlaska Data Incident Litigation*, c/o Kroll Settlement Administration LLC, PO Box XXXX, New York, NY 10150-XXXX.