

Exhibit C

TO:
FROM:
RE: Legal Notice of Class Action Settlement

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT
Dale Moog v. The Christian Broadcasting Network, Inc., No. 1:24-CV-00501, EDVA

(United States District Court for the Eastern District of Virginia)

**Our Records Indicate You May Be Entitled to a Payment From a Class Action Settlement
Because You had a login to The Christian Broadcasting Network, Inc. Website**

Click [**HERE**] To File a Claim for Payment

Claims Must be Submitted no later than [**Claims Deadline**]

A court authorized this notice. You are not being sued. This is not a solicitation from a lawyer.

This notice is to inform you that a settlement has been reached in a class action lawsuit against Defendant The Christian Broadcasting Network, Inc. (“CBN” or “Defendant”). The class action lawsuit alleges that, from March 28, 2022 through May 28, 2024, CBN disclosed the personally identifiable information (“PII”) of those individuals with a CBN login (such PII being more specifically described as that individual’s Facebook ID) to Meta (i.e., Facebook) via the Meta Pixel in violation of the Video Privacy Protection Act (“VPPA”). The VPPA defines PII to include information which identifies a person as having requested or obtained specific video materials or services from a video tape service provider (i.e., a video tape service provider is defined as any person, engaged in the business, in or affecting interstate or foreign commerce, of rental, sale, or delivery of prerecorded video cassette tapes or similar audio-visual materials). CBN denies that it violated any law but has agreed to the settlement to avoid the uncertainties and expenses associated with continuing the case.

Am I a Class Member? Our records indicate you may be a Settlement Class Member. Settlement Class Members are all persons in the United States who: (1) possessed and used login credentials for any of CBN’s websites, and (2) requested or obtained video content from and/or through any of CBN’s services from March 28, 2022, to and through May 28, 2024.

What Can I Get? If approved by the Court, CBN will create a Settlement Fund of **\$4,000,000.00** for the benefit of the Settlement Class. The Settlement Fund will be distributed to Settlement Class Members who file a timely and complete claim on a *pro rata* basis, after deducting any Court-approved attorneys’ fees and expenses, service award for the class representative, and costs of settlement administration.

The Settlement also requires CBN to suspend operation of the Meta Pixel on any pages on its website that both include video content and have a URL that identifies the video content requested or obtained, unless and until the same is authorized or permitted by law, and/or the VPPA is: (a) amended to expressly permit (and not prohibit) the Released Claims, (b) repealed, or (c) invalidated by a judicial

If you do not want emails about this matter, please unsubscribe [_____].

decision on the use of website pixel technology by the United States Supreme Court or the Fourth Circuit Court of Appeals. Nothing about this provision prevents CBN from seeking to obtain VPPA-compliant consent in the future should it wish to reinstitute use of the Meta Pixel. Likewise, nothing herein shall prohibit the use by CBN of the Meta Pixel where the disclosure of information does not identify specific video materials that a user has requested or obtained, or to engage in the use of other technology that does not violate the VPPA, or has been consented to by the user.

How Do I Get a Payment? You must submit a timely and complete Claim Form **no later than [claims deadline]**. You can file a claim by clicking [[here](#).] Your payment will come by check unless you elect to receive payment electronically by Venmo, CashApp, Zelle, PayPal, etc.

What are My Other Options? You may exclude yourself from the Settlement Class by sending a letter to the settlement administrator no later than [**objection/exclusion deadline**]. If you exclude yourself, you cannot get a settlement payment, but you will keep any rights you may have to sue CBN regarding the issues in the lawsuit. Alternatively, if you remain in the Settlement Class, you may object to the proposed Settlement, and you and/or your lawyer have the right to appear before the Court. Your written objection must be filed no later than [**objection/exclusion deadline**]. Specific instructions about how to exclude yourself from, or object to, the Settlement are available at [www. .com](#). If you file a claim or do nothing, and the Court approves the Settlement, you will be bound by all of the Court's orders and judgments. In addition, your claims against CBN relating to issues in this case will be released.

Who Represents Me? The Court has appointed Allen Carney and Sam Jackson of Carney Bates & Pulliam PLLC, and Nicholas Johnson and James Kauffman of Bailey & Glasser, LLP to represent the Settlement Class. These attorneys are called Class Counsel. You will not be charged for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your expense.

When Will the Court Consider the Proposed Settlement? The Court will hold the Final Approval Hearing at .m. on [] in Courtroom at the Albert V. Bryan U.S. Courthouse, 401 Courthouse Square, Alexandria, VA 22314. The purpose of the hearing will be for the Court to determine whether to approve the Settlement as fair, reasonable, adequate, and in the best interests of the Settlement Class; to consider Class Counsel's request for attorneys' fees and expenses; and to consider the request for a Service Award to the Class Representative. At that hearing, the Court will be available to hear any objections and arguments concerning the fairness of the Settlement.

How Do I Get More Information? This notice contains only a summary of the Settlement and the proceedings to date. Complete copies of public pleadings, Court rulings, and other filings are available for review and copying at the office of the Clerk of the Court for the United States District Court for the Eastern District of Virginia, 401 Courthouse Square, Alexandria, VA 22314 between 8:30 a.m. and 5:00 p.m. Monday through Friday, excluding Court holidays. Additional information is also available at the website maintained for this Action, [www. .com](#), or by contacting the Settlement Administrator at or Class Counsel at .

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANT, OR DEFENDANT'S COUNSEL TO ASK QUESTIONS ABOUT THIS ACTION OR THIS NOTICE. THEY CANNOT ANSWER ANY QUESTIONS OR DISCUSS THE ACTION.

If you do not want emails about this matter, please unsubscribe [].

OBJECT BY [DATE]	Write to the Court explaining why you don't like the Settlement.
GO TO THE HEARING ON [DATE]	Ask to speak in Court about your opinion of the Settlement.
DO NOTHING	You won't get a share of the Settlement benefits and will give up your rights to sue CBN regarding the claims in this case.

BASIC INFORMATION

1. Why was this Notice issued?

A Court authorized this notice because you have a right to know about a proposed Settlement of this class action lawsuit and about all of your options before the Court decides whether to give final approval to the Settlement. This Notice explains the lawsuit, the Settlement, and your legal rights.

The Honorable Patricia Tolliver Giles of the U.S. District Court for the Eastern District of Virginia is overseeing this case. The case is called *Moog v. The Christian Broadcasting Network, Inc.*, Case No. 1:24-cv-00501. The person who has sued is called the Plaintiff. The entity being sued, CBN, is called the Defendant.

2. What is a class action?

In a class action, one or more people called the class representatives (in this case, Plaintiff Dale Moog) sue on behalf of a group or a “class” of people who have similar claims. In a class action, the court resolves the issues for all class members, except for those who exclude themselves from the class.

3. What is this lawsuit about?

This lawsuit claims that CBN violated the Video Privacy Protection Act, 18 U.S.C. § 2710, *et seq.* (“VPPA”). More specifically, Plaintiff alleges that Defendant’s alleged disclosure of Plaintiff’s Facebook ID, which he alleges describes his personally identifiable information (“PII”), as defined under the VPPA, to Meta Platforms, Inc. (formerly known as Facebook) (“Meta”) without informed, written consent by installing the Meta Pixel¹ on its websites, which Plaintiff alleges constituted knowing disclosure to a third party as required by the VPPA. Plaintiff further alleges that he created a free login on Defendant’s webpage by providing a screen name, creating his personal password for the site and providing his email address. Plaintiff alleges that this free login procedure constitutes a subscription under the VPPA. Defendant denies any and all alleged wrongdoing. Defendant contends that Plaintiff has never revealed his Facebook ID to Defendant, and Defendant did not know and does not know Plaintiff’s Facebook ID, or if Plaintiff has a Facebook account or a Facebook ID, or if Plaintiff has allowed Facebook to track his internet activities.

4. Why is there a Settlement?

The Court has not decided whether the Plaintiff or CBN should win this case. Instead, both sides agreed to a Settlement. That way, they avoid the uncertainties and expenses associated with ongoing litigation, and Settlement Class Members will get compensation.

WHO’S INCLUDED IN THE SETTLEMENT?

5. How do I know if I am in the Class?

The Settlement Class is defined as:

All persons in the United States who: (1) possessed and used login credentials for any of CBN’s

¹ The “Meta Pixel” is a piece of code that can be embedded in a website to track user interactions such as pages visited, and to report that information back to Meta (formerly known as Facebook).

websites, and (2) requested or obtained video content from and/or through any of CBN's Services during the period from March 28, 2022, to and through May 28, 2024.

SETTLEMENT BENEFITS

6. What does the Settlement provide?

Monetary Relief: CBN will pay \$4,000,000.00 to create a Settlement Fund.

Prospective Changes: In addition to this monetary relief, the Settlement also requires CBN will suspend operation of the Meta Pixel on any pages on its website that both include video content and have a URL that identifies the video content requested or obtained, unless and until the same is authorized or permitted by law, and/or the VPPA is: (a) amended to expressly permit (and not prohibit) the Released Claims, (b) repealed, or (c) invalidated by a judicial decision on the use of website pixel technology by the United States Supreme Court or the Fourth Circuit Court of Appeals. Nothing about this provision prevents CBN from seeking to obtain VPPA-compliant consent in the future should it wish to reinstitute use of the Meta Pixel. Likewise, nothing herein shall prohibit the use by CBN of the Meta Pixel where the disclosure of information does not identify specific video materials that a user has requested or obtained, or to engage in the use of other technology that does not violate the VPPA, or has been consented to by the user.

A detailed description of the settlement benefits can be found in the Settlement Agreement, available on the Settlement Website www.xxxxxxxxxxxxxxxxxx.com.

7. How much will my payment be?

After deducting any Court-approved attorneys' fees and expenses, service award for the class representative, and costs of settlement administration, the Settlement Fund will be distributed to Settlement Class Members on a *pro rata* basis. This means each Settlement Class Member who submits a valid claim will be paid an equal share from the Net Settlement Fund. The amount of the payments to individual Class Members will depend on the number of valid claims that are filed. Because the final payment amount cannot be calculated before all claims are received and verified, it will not be possible to provide an accurate estimate of the payment amount before the deadline to file claims.

8. When will I get my payment?

The Court will hold a hearing to consider the fairness of the Settlement on [Final Approval Hearing Date]. If the Court approves the Settlement, eligible Settlement Class Members whose claims were approved by the Settlement Administrator will receive their payment within 90 days after the Settlement has been finally approved and/or any appeals process is complete. In submitting their claims, Class Members can choose whether to receive their payment via Venmo, CashApp, Zelle, PayPal, or paper check. All checks will expire and become void unless cashed within 180 days after the date of issuance.

HOW TO GET BENEFITS

9. How do I get a payment?

1-800-000-0000

www.xxxxxxxxxxxxxxxxxx.com

If you are a Settlement Class Member and you want to receive a payment, you **must** complete and submit a Claim Form by **[Claims Deadline]**. Claim Forms can be found and submitted at the Settlement Website, **www.xxxxxxxxxxxxxxxxxx.com**, or by printing and mailing a paper Claim Form, copies of which are available for download at the Settlement Website.

Settlement Class Members are encouraged to submit claims online.

REMAINING IN THE SETTLEMENT

10. What am I giving up if I stay in the Settlement Class?

If the Settlement becomes final, you will give up (or “release”) your rights to sue CBN and certain of its affiliates (Released Parties) regarding the Released Claims, which are described and defined in Paragraphs 1.25 and 1.26 of the Settlement Agreement. Unless you exclude yourself (*see* Question 14), you will release the Released Claims, regardless of whether you submit a claim or not. You may access the Settlement Agreement through the “court documents” link on the website.

The Settlement Agreement describes the Released Claims with specific descriptions, so read it carefully. If you have any questions you may speak to the lawyers listed in Question 12 for free or you may, of course, speak to your own lawyer.

11. What happens if I do nothing at all?

If you do nothing, you will not receive any monetary benefit from this Settlement. Further, if you do not exclude yourself, you will be unable to start a lawsuit or be part of any other lawsuit brought against CBN regarding the Released Claims.

THE LAWYERS REPRESENTING YOU

12. Do I have a lawyer in the case?

The Court has appointed Allen Carney and Sam Jackson of Carney Bates & Pulliam PLLC, and Nicholas Johnson and James Kauffman of Bailey & Glasser, LLP to be the attorneys representing the Settlement Class. They are called “Class Counsel.” After conducting an extensive investigation, they believe that the Settlement Agreement is fair, reasonable, and in the best interests of the Settlement Class. You will not be charged for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your own expense.

13. How will the lawyers be paid?

Class Counsel’s attorneys’ fees, costs, and expenses will be paid from the Settlement Fund in an amount determined and awarded by the Court. Class Counsel is entitled to seek up to one-third of the \$4 million Settlement Fund, but the Court may award less than this amount.

Class Counsel may also seek a Service Award of up to \$5,000.00 for the Class Representative for his service in helping to bring and settle the case. The Service Award will be paid out of the Settlement Fund, but the Court may award less than this amount.

EXCLUDING YOURSELF FROM THE SETTLEMENT

14. How do I get out of the Settlement?

To exclude yourself from the Settlement Class, you must mail or otherwise deliver a letter stating that you wish to be excluded. Your letter must include:

- a. The name and number of this case, *Moog v. The Christian Broadcasting Network, Inc.*, Case No. 1:24-cv-00501;
- b. Your full name and mailing address;
- c. A statement that you wish to be excluded; and
- d. Your handwritten or electronically imaged written signature.

You must mail or deliver your exclusion letter, postmarked no later than **[objection/exclusion deadline]** to:

Settlement Administrator
[insert address]

15. If I don't exclude myself, can I sue the Defendant for the same thing later?

No. Unless you exclude yourself, you give up any right to sue CBN for the Released Claims being resolved by this Settlement.

16. If I exclude myself, can I get anything from this Settlement?

No. If you exclude yourself, you may not submit a Claim Form to receive a monetary benefit.

OBJECTING TO THE SETTLEMENT

17. How do I object to the Settlement?

If you're a Settlement Class Member, you may ask the Court to deny approval by filing an objection. You may object to any aspect of the Settlement, Class Counsel's request for attorneys' fees and expenses, or the request for a Service Award. You can give reasons why you think the Court should not give its approval. The Court will consider your views.

If you choose to make an objection, you must mail or file with the Court a letter or brief stating that you object to the Settlement. Your letter or brief must include the name and number of this case, *Moog v. The Christian Broadcasting Network, Inc.*, Case No. 1:24-cv-00501, as well as the following information:

- a. Your full name and mailing address;
- b. An explanation of any and all of your reasons for your objections, including citations to legal authority and supporting evidence, and attaching any materials you rely on for your objections;
- c. The name and contact information of any and all attorneys representing, advising, or in any way assisting you in connection with your objection;
- d. A statement indicating whether you or your attorney intends to appear at the Final Approval Hearing;

- e. A list of all class action settlements to which you have lodged an objection in the last five years;
- f. Your handwritten or electronically imaged written signature; and
- g. If a Settlement Class Member or any of the objecting lawyers have objected to any class action settlement where the objector or the objecting lawyer asked for or received any payment in exchange for dismissal of the objection, or any related appeal, without any modification to the settlement, then the objection must include a statement identifying each such case by full case caption and amount of payment received. Any challenge to the Settlement Agreement or the Final Judgment shall be pursuant to appeal under the Federal Rules of Appellate Procedure and not through a collateral attack.

You must mail or deliver your written objection, postmarked no later than **objection/exclusion deadline** to:

Clerk of the Court
 United States District Court for the Eastern District of Virginia
 401 Courthouse Square, Alexandria,
 VA 22314

You must also mail or otherwise deliver a copy of your written objection to Class Counsel and CBN’s Counsel at the following addresses:

Class Counsel	CBN’s Counsel
Allen Carney Carney Bates & Pulliam, PLLC One Allied Dr., Ste. 1400 Little Rock, AR 72202 Email: acarney@cbplaw.com	Michael W. Jervis Mullen Coughlin 426 W. Lancaster Ave., Ste. 200 Devon, PA 19333 Email: mjervis@mullen.law

18. What’s the difference between objecting and excluding myself from the Settlement?

Objecting simply means telling the Court that you don’t like something about the Settlement. You can object only if you stay in the Settlement Class. Excluding yourself from the Settlement Class is telling the Court that you don’t want to be part of the Settlement Class. If you exclude yourself, you have no right to object or file a Claim Form because the case no longer affects you.

THE COURT’S FINAL APPROVAL HEARING

19. When and where will the Court decide whether to approve the Settlement?

The Court will hold a Final Approval Hearing at **[time]** on **[date]** in Courtroom __ at the Albert V. Bryan U.S. Courthouse, 401 Courthouse Square, Alexandria, VA 22314. The purpose of the hearing will be for the Court to determine whether to approve the Settlement as fair, reasonable, adequate, and in the best interests of the Class; to consider Class Counsel’s request for attorneys’ fees and

expenses; and to consider the request for a Service Award to the Class Representative. At that hearing, the Court will be available to hear any objections and arguments concerning the fairness of the Settlement.

The hearing may be postponed to a different date or time without notice, so it is a good idea to check [Settlement Website] or call [class counsel contact]. If, however, you timely objected to the Settlement and advised the Court that you intend to appear and speak at the Final Approval Hearing, you will receive notice of any change in the date of such Final Approval Hearing.

20. Do I have to attend the hearing?

No. Class Counsel will answer any questions the Court may have. But, you are welcome to come at your own expense. If you send an objection or comment, you don't have to attend the hearing to talk about it. As long as you filed and mailed your written objection on time, the Court will consider it. You may also retain your own lawyer (at your own expense) to attend, but it's not required.

21. May I speak at the hearing?

Yes. You may ask the Court for permission to speak at the Final Approval Hearing. To do so, you must include in your letter or brief objecting to the Settlement a statement saying that your or your attorney intend to appear at the Final Approval Hearing.

GETTING MORE INFORMATION

22. Where do I get more information?

This Notice contains only a summary of the Settlement and the proceedings to date. More details are in the Settlement Agreement. You can get a copy of the Settlement Agreement at [Settlement Website]. You may also write with questions to the Settlement Administrator, [Insert address]. You can also call the Settlement Administrator at 1-XXX-XXX-XXXX or Class Counsel at [class counsel contact], if you have any questions. Before doing so, however, please read this full Notice carefully. You may also find additional information elsewhere on the case website.

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANT, OR DEFENDANT'S COUNSEL TO ASK QUESTIONS ABOUT THIS ACTION OR THIS NOTICE. THEY CANNOT ANSWER ANY QUESTIONS OR DISCUSS THE ACTION.

