

# Exhibit D

**A proposed Settlement has been reached in a class action lawsuit known as *Sanguinetti et al. v. Nevada Restaurant Services, Inc.*, Case No. 2:21-cv-01768-RFB-DJA (“Lawsuit”), filed in the United States District Court for the District of Nevada.**

- **What is this about?** This Lawsuit arises out of Plaintiffs’ allegations of unauthorized access to Nevada Restaurant Services, Inc.’s (“NRS”) systems and certain files containing sensitive and/or personal information including, but not limited to, name, date of birth, Social Security Number, driver’s license number or state ID number, passport number, financial account and/or routing number, health insurance information, treatment information, biometric data, medical records, taxpayer identification number, and/or credit card number and/or expiration date, which occurred on or before January 16, 2021 (the “Data Incident”).
- **Who is a Settlement Class Member?** You are a Settlement Class Member if you were mailed written notification by NRS indicating that your personal and/or financial information was impacted in the Data Incident occurring on or before January 16, 2021.
- **What are the benefits?** The Settlement generally provides the following benefits with certain conditions: **Documented Out-of-pocket Expense Reimbursement:** Up to \$350 for documented out-of-pocket expenses; **Lost Time Reimbursement:** Reimbursement for up to four (4) hours of lost time spent dealing with the Data Incident (\$35 per hour); **Documented Extraordinary Loss Reimbursement:** Reimbursement for extraordinary losses, not to exceed \$10,000 per Settlement Class Member for documented monetary losses; **Credit Monitoring:** Settlement Class Members will be offered a 36 month membership of credit monitoring and identity-theft protection with at least \$1 million in fraud protection; **Alternative Cash Payment:** Settlement Class Members may elect to receive a payment of \$50 in lieu of receiving the above described benefits. If the amount of Alternative Cash Payments claimed exceeds \$150,000, the amount paid to each Settlement Class Member will be reduced *pro rata* such that the amount paid equals not more than \$150,000; and **Information Security Improvements:** NRS will also provide various information security enhancements. You must file a claim by [INSERT DATE] by mail or online at [INSERT WEBSITE] to receive benefits from the Settlement.
- **What are my other rights? Do Nothing:** If you do nothing, you remain in the Settlement. You give up your rights to sue but you will not get any money; you must submit a claim to get any money; **Exclude yourself:** You can get out of the Settlement and keep your right to sue about the claims in this Lawsuit, but you will not get any money from the Settlement. You must exclude yourself by [INSERT]; **Object:** You can stay in the Settlement but tell the Court why you think the Settlement should not be approved. Objections must be submitted by [INSERT]. Detailed instructions on how to file a claim, get additional credit monitoring, exclude yourself, or object are on the Settlement Website below.
- **Final Fairness Hearing.** The Court will hold the Final Fairness Hearing at [INSERT] to consider whether the proposed Settlement is fair, reasonable, and adequate, to consider Attorneys’ Fees, Costs, and Expenses in the total amount of \$400,000 and a Class Representative service award of \$2,500 to each named Plaintiff in this litigation, and to consider whether and if it should be approved. You may attend this hearing, but are not required to. The date may change without further notice to the class, so please check the settlement website or the Court’s PACER site to confirm that the date has not been changed.
- **This notice summarizes the proposed settlement.** For the precise terms of the settlement, please see the settlement agreement available at [INSERT], by contacting class counsel at

[INSERT], by accessing the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.nvd.uscourts.gov>, or by visiting the office of the Clerk of the Court for the District of Nevada, 333 Las Vegas Blvd South, Las Vegas, NV 89101, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.