

**FILED**  
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County of Solano  
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**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**SOLANO COUNTY**

DEON ISSAC, J.A., T.A., and N.C.,  
individually and on behalf of all others  
similarly situated,

*Plaintiffs,*

v.

NORTHBAY HEALTHCARE  
CORPORATION, a Nonprofit Corporation;  
and DOES 1 through 25, inclusive,

*Defendants.*

Case No. FCS059353

Assigned for all purposes to  
Hon. Wendy G. Getty

**~~PROPOSED~~ ORDER  
GRANTING MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT**

Date: October 1, 2025  
Time: 8:30 a.m.  
Dept.: 8

Complaint Filed: 11/29/2022  
Jury Trial Date: None Set

1 On October 1, 2025, the Honorable Wendy G. Getty considered Plaintiffs J.A., T.A., and  
2 N.C.’s<sup>1</sup> Motion for Preliminary Approval of Class Action Settlement (“Preliminary Approval  
3 Motion”), Declarations of David S. Almeida (Plaintiffs’ Counsel), Graham B. LippSmith (Plaintiffs’  
4 Counsel), Brandon M. Wise (Plaintiffs’ Counsel), Meagan Brunner (Settlement Administrator), J.A.  
5 (Plaintiff), T.A. (Plaintiff), and N.C. (Plaintiff); the Settlement Agreement and Release (“Settlement  
6 Agreement”); Notice of Class Action Settlement (“Notice”); and other documents submitted in  
7 support of the Preliminary Approval Motion.

8 David S. Almeida of Almeida Law Group LLC and Jaclyn L. Anderson of LippSmith LLP  
9 appeared for and on behalf of Plaintiffs and the proposed Settlement Class; Casey Douglas of Shook,  
10 Hardy & Bacon L.L.P. appeared on behalf of Defendant NorthBay Healthcare Corporation  
11 (“Defendant” or “NorthBay”).

12 Having considered the Preliminary Approval Motion, the Declarations, and all supporting  
13 legal authorities and documents, the Court orders as follows:

14 **IT IS HEREBY ORDERED THAT:**

- 15 1. The Court grants preliminary approval of the Settlement Agreement.
- 16 2. This Order incorporates by reference the definitions in the Settlement Agreement,  
17 attached as **Exhibit 1** to the Declaration of David S. Almeida in support of Plaintiffs’ Motion for  
18 Preliminary Approval of Class Action Settlement.
- 19 3. All terms defined therein shall have the same meaning in this Order as set forth in the  
20 Settlement Agreement. For settlement purposes only, the Court provisionally certifies the following  
21 Settlement Class: All individuals residing in California whose personal information or health  
22 information was or may have been disclosed to a third party without authorization or consent  
23 through any Tracking Tools on Defendant’s websites or patient portal between November 29, 2020

24  
25 \_\_\_\_\_  
26 <sup>1</sup> Plaintiffs do not seek to preliminarily appoint Plaintiff Deon Issac as a Settlement Class  
27 Representative, and the Court dismissed Mr. Issac as a Class Representative during the hearing on  
28 Plaintiffs’ Motion for Preliminary Approval due to his lack of contact with Settlement Class  
Counsel. For the purposes of the Settlement, the Litigation will be known as *J.A., T.A., and N.C. v.*  
*NorthBay Healthcare Corporation*.

1 and May 14, 2024. Excluded from the Settlement Class are persons who validly and timely exclude  
2 themselves using the procedures set forth in the Settlement Agreement.

3 4. The Court preliminarily appoints named Plaintiffs J.A., T.A., and N.C. as Settlement  
4 Class Representatives.

5 5. The Court preliminarily appoints as Class Counsel David S. Almeida and Elena A.  
6 Belov of Almeida Law Group LLC; Graham B. LippSmith, MaryBeth LippSmith, and Jaclyn L.  
7 Anderson of LippSmith LLP; and Brandon Wise of Peiffer Wolf Carr Kane Conway & Wise LLP.  
8 For purposes of these settlement proceedings, the Court finds Plaintiffs' Counsel adequate,  
9 competent, and capable of performing their responsibilities as Class Counsel.

10 6. The Court preliminarily approves the proposed class Settlement upon the terms and  
11 conditions set forth in the Settlement Agreement. The Court finds, on a preliminary basis, that the  
12 Settlement appears to be within the range of reasonableness of settlement that the Court could  
13 ultimately grant final approval. It appears to the Court, on a preliminary basis, that the Settlement  
14 amount is fair, adequate, and reasonable as to all Settlement Class Members when balanced against  
15 the probable outcome of further litigation relating to liability and damages issues. It further appears  
16 that the Parties have conducted extensive and costly investigation and research, as well as significant  
17 law and motion practice regarding the claims made, such that counsel for the Parties are reasonably  
18 able to evaluate their respective positions at this time. It further appears to the Court that the  
19 Settlement will avoid the Parties incurring substantial additional costs, as well as the delay and risks  
20 that further prosecution of the Litigation would present. It further preliminarily appears that the  
21 Settlement has been reached as the result of intensive, non-collusive, arm's-length negotiations  
22 utilizing an experienced mediator. The Court will further consider the factor of collusion during  
23 Final Approval Hearing. Preliminary approval is not a final finding that the Settlement Agreement is  
24 fair, reasonable, and adequate. Instead, the Court has determined that reasonable cause exists to  
25 submit the proposed Settlement Agreement to Settlement Class Members and to hold a hearing on  
26 the fairness of the proposed settlement and on final approval of the settlement ("Final Approval  
27 Hearing").  
28

1           7.       The Court approves, as to form and content, the revised Class Notice attached hereto  
2 as **Exhibits A and B**. The proposed Class Notice (a) provides the best practicable notice under the  
3 circumstances; (b) is reasonably calculated, under the circumstances, to apprise Settlement Class  
4 Members of the pendency of the action, the terms of the proposed settlement, and of their right to  
5 appear, object to, or exclude themselves from the proposed settlement; (c) is reasonable and constitutes  
6 due, adequate, and sufficient notice to all persons entitled to receive notice; and (d) complies fully with  
7 the requirements of the California Rules of Court, the California Code of Civil Procedure, the  
8 California Civil Code, the Constitution of the State of California, the United States Constitution, and  
9 any other applicable law.

10           8.       The Court directs the dissemination of the Class Notice by e-mail and first-class mail  
11 to the Settlement Class Members in accordance with the schedule and procedures set forth in the  
12 Settlement Agreement. Any Claim Form shall be submitted to the Settlement Administrator rather  
13 than filed with the Court.

14           9.       The Court hereby preliminarily approves the definition and disposition of proposed  
15 Settlement benefits, including a \$15.00 Cash Payment to Settlement Class Members who submit a  
16 timely and valid Claim Form; individual enrollment codes for a one-year subscription to CyEx  
17 Privacy Shield Pro, which is a privacy protection service designed to enhance data security and limit  
18 online tracking, for each Settlement Class Member; Service Awards of \$1,250 each for Plaintiffs  
19 J.A., T.A., and N.C. to be paid by Defendant; payment of attorneys' fees of up to \$345,000; and  
20 payment of Class Counsel's reasonable Litigation Expenses. Defendant shall also pay the reasonable  
21 Settlement Administration costs.

22           10.      The Court hereby directs that any residual funds under \$10,000 should go to  
23 CommuniCare+OLE, a network of federally qualified health centers with sites in Solano, Napa, and  
24 Yolo Counties that offer comprehensive medical care regardless of ability to pay, insurance status, or  
25 immigration status. If there is more than \$10,000 remaining, the residual funds will be used to  
26 purchase additional online privacy protection services.

1           11.     The Court appoints Simpluris, Inc. (“Simpluris”) as the Settlement Administrator and  
2 approves payment of Settlement Administration costs by Defendant separate and apart from other  
3 Settlement benefits for services to be rendered by Simpluris on behalf of the Class. Concurrently  
4 with the filing of the motion for final approval, the Settlement Administrator shall prepare and  
5 submit to Class Counsel and Defendant’s Counsel a declaration attesting to the completion of the  
6 Notice Program as set forth in the Settlement Agreement, including an explanation of efforts to  
7 resend any Class Notice returned undeliverable and the total number of opt-outs and objections  
8 received before and after the deadline. The declaration shall also authenticate a copy of every  
9 Exclusion Form and written Objection the Settlement Administrator receives.

10           12.     The Court directs Defendant to provide the Settlement Administrator with the “Class  
11 List,” providing names and last mailing and email addresses known to Defendant for Settlement  
12 Class Members. Defendant shall provide the Class List as referenced herein to the Settlement  
13 Administrator in accordance with the procedure and deadlines set forth in the Settlement Agreement  
14 within ten (10) calendar days of this Order.

15           13.     The Settlement Administrator shall, by using the National Change of Address  
16 database maintained by the United States Postal Service (the “Postal Service”), obtain updates, if  
17 any, to the mailing addresses prior to mailing Notice. Within thirty (30) days following entry of this  
18 Order, the Settlement Administrator shall email and/or mail the Postcard Notice to all Settlement  
19 Class Members for whom a valid email and/or mailing address is available, in accordance with the  
20 procedure and deadlines set forth in the Settlement Agreement.

21           14.     No later than thirty (30) days following entry of this Order, and prior to the mailing of  
22 the Postcard Notice to all Settlement Class Members, the Settlement Administrator will create a  
23 dedicated Settlement Website with the URL/domain name of the website address to be agreed upon  
24 by the Parties in consultation with the Settlement Administrator, in accordance with the terms set  
25 forth in the Settlement Agreement.

26           15.     Settlement Class Members will have ninety (90) days after the Notice Date to submit  
27 a Claim Form either online through the Settlement Website or by mail.

1           16. Any Settlement Class Member who desires to opt out or be excluded from the  
2 Settlement must timely submit a written Request for Exclusion in accordance with the terms stated  
3 in the Class Notice no later than ninety (90) days after the Notice Date. All such persons who  
4 properly and timely exclude themselves from the Settlement shall not be Settlement Class Members  
5 and shall have no rights with respect to the Settlement, no interest in the Settlement benefits, and no  
6 standing to object to the proposed Settlement.

7           17. Any Settlement Class Member who wishes to object to the Settlement must either  
8 serve a written objection on the Settlement Administrator no later than ninety (90) days after the  
9 Notice Date or appear at the Final Approval Hearing to object. Any written Objection should set  
10 forth the factual and legal basis for the objection in a clear and concise manner, and otherwise  
11 comply with the requirements set forth in the Settlement Agreement and Class Notice. The  
12 Settlement Administrator will email a copy of any written Objections to Settlement Class Counsel  
13 and counsel for Defendant within seven (7) days of receipt. Class Counsel will respond to timely,  
14 written Objections by memorandum of law filed with the Court no later than seven (7) days prior to  
15 the Final Approval Hearing. Class Members who fail to submit a written Objection still have the  
16 right to appear in Court at the Final Approval Hearing to state their objections. Absent good cause  
17 found by the Court, any Class Member who fails to make their objection in the manner provided for  
18 in this Order shall be deemed to have waived such objection and shall forever be foreclosed from  
19 making any objection to or appeal the fairness, reasonableness, or adequacy of the Settlement as  
20 incorporated in the Settlement Agreement, or to an Attorneys' Fees and Expenses Award, or Service  
21 Awards to Plaintiffs.

22           18. Class Counsel will file a Motion for Final Approval and applications for the requested  
23 Service Awards and Attorneys' Fees and Expenses Award on or before February 17, 2026.

24           19. A Final Approval Hearing shall be held with the Court on March 5, 2026 at 8:30 a.m.,  
25 in Department 8 of the Superior Court of California, Solano County, located at 580 Texas Street,  
26 Fairfield, California 94533, to determine (1) whether the proposed Settlement is fair, reasonable, and  
27 adequate and whether the Court should grant final approval of the Settlement; (2) the amount of any  
28

Attorneys' Fees and Expense Award to Settlement Class Counsel; (3) the amount for third party administration costs; and (4) the amount of any Service Awards to Plaintiffs J.A., T.A., and N.C. The Settlement Administrator shall provide Notice of any continuance of the Final Approval Hearing to any Settlement Class Members who have submitted a written Objection to the Settlement.

20. In the event the Settlement does not become effective in accordance with the terms of the Settlement, or the Settlement is not finally approved, is terminated, cancelled, or fails to become effective for any reason, this Order shall be rendered null and void and shall be vacated, and the Parties shall revert to their respective positions as of the commencement of the Litigation. In any such circumstance, the Parties will be free to assert any claim or defense that could have been asserted at the outset of the Litigation.

**IT IS SO ORDERED.**

DATED: 11/10/2025



Honorable Wendy G. Getty  
Judge of the Superior Court

**APPROVED AS TO FORM:**

/s/ Maveric Searle  
Tammy B. Webb (SBN 227593)  
[tbwebb@shb.com](mailto:tbwebb@shb.com)  
Patrick Gregory (SBN 206121)  
[pgregory@shb.com](mailto:pgregory@shb.com)  
Maveric Searle (Admitted *Pro Hac Vice*)  
[msearle@shb.com](mailto:msearle@shb.com)  
**SHOOK, HARDY & BACON L.L.P.**  
555 Mission Street, Suite 2300  
San Francisco, California 94105  
Tel: (415) 544-1900 | Fax: (415) 391-0281

*Attorneys for Defendant*  
*NORTHBAY HEALTHCARE CORPORATION*

1 **PROOF OF SERVICE**

2 I, the undersigned, declare as follows:

3 I am employed in the Cook County, Illinois. I am over the age of 18 years and not a party to  
4 the within action. I am an employee of or agent for Almeida Law Group, whose business address is  
5 849 West Webster Avenue Chicago, IL 60614.

6 On October 31, 2025, I served the foregoing document(s) **[PROPOSED] ORDER**  
7 **GRANTING MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION**  
8 **SETTLEMENT** to the following parties in this action as follows:

9 ☒ (via FILE & SERVEXPRESS) Based on a court order or an agreement of the parties to accept  
10 service by electronic transmission, I caused the documents to be sent to the persons at their  
11 electronic notification addresses via FILE & SERVEXPRESS. I did not receive, within a  
12 reasonable time after the transmission, any electronic message or other indication that the  
transmission was unsuccessful.

13 TAMMY B. WEBB  
14 [tbwebb@shb.com](mailto:tbwebb@shb.com)  
15 PATRICK GREGORY  
16 [pgregory@shb.com](mailto:pgregory@shb.com)  
17 MAVERIC SEARLE  
18 [msearle@shb.com](mailto:msearle@shb.com)  
19 CASEY DOUGLAS  
20 [cdouglas@shb.com](mailto:cdouglas@shb.com)

21 **SHOOK, HARDY & BACON L.L.P.**  
22 555 Mission Street, Suite 2300  
23 San Francisco, CA 94105  
24 Tel: (415) 544-1900 | Fax: (415) 391-0281

25 *Attorneys for Defendant*  
26 **NORTHBAY HEALTHCARE CORPORATION**

27 I declare under penalty of perjury under the laws of the State of California that the above is  
28 true and correct.

Executed on October 31, 2025 in Newton, New Jersey.

29 /s/ Phoebe Bloom  
30 PHOEBE BLOOM ([phoebe@almeidalawgroup.com](mailto:phoebe@almeidalawgroup.com))



# EXHIBIT A

# NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

*J.A., T.A., and N.C. v. NorthBay Healthcare Corporation*

Case No. FCS059353

Superior Court of Solano County, California

**IF YOU VISITED NORTHBAY HEALTHCARE'S WEBSITE OR PATIENT PORTAL BETWEEN NOVEMBER 29, 2020, AND MAY 14, 2024, A PROPOSED CLASS ACTION SETTLEMENT MAY AFFECT YOUR RIGHTS,**

*A court has authorized this notice. This is not a solicitation from a lawyer.*

*You are not being sued.*

***Please read this Notice carefully and completely.***

- A Settlement has been reached with the NorthBay Healthcare Corporation (“NorthBay” or “Defendant”) in a class action lawsuit. This class action lawsuit is about the way NorthBay allegedly gathered users’ personal information and shared it with third parties like Facebook or Google (the “Pixel Disclosure”).
- The lawsuit is referred to as *J.A., T.A., and N.C. v. NorthBay Healthcare Corporation for the purposes of the settlement*, Case No. FCS059353, pending in the Superior Court of Solano County, California (the “Litigation”).
- NorthBay denies that it did anything wrong, and the Court has not decided who is right.
- The parties have agreed to settle the lawsuit (the “Settlement”) to avoid the costs and risks, disruptions, and uncertainties of continuing the Litigation.
- NorthBay's records indicate that you are a Class Member and entitled to benefits under the Settlement.
- Your rights are affected whether you act or don’t act. ***Please read this Notice carefully and completely.***

SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT		DEADLINE
<b>SUBMIT A CLAIM</b>	<p>You will automatically receive an enrollment code for privacy protection services. However, the only way to receive a cash payment from this Settlement is by submitting a valid and timely Claim Form.</p> <p>The fastest way to submit your Claim Form is online at <a href="http://www.[SettlementWebsite].com">www.[SettlementWebsite].com</a>. If you prefer, you can download the Claim Form from the Settlement Website and mail it to the Settlement Administrator. You may also call or email the Settlement Administrator to receive a paper copy of the Claim Form.</p>	<u>          </u> , 2026
<b>OPT OUT OF THE SETTLEMENT</b>	You can choose to opt out of the Settlement and receive no payment. This option allows you to sue, continue to sue, or be part of another lawsuit against the Defendants related to the legal claims resolved by this Settlement. You can hire your own lawyer at your own expense.	<u>          </u> , 2026
<b>OBJECT TO THE SETTLEMENT AND/OR ATTEND A HEARING</b>	If you do not opt out of the Settlement, you may object to it by writing to the Court about why you don't like the Settlement. You may also ask the Court for permission to speak about your objection at the Final Approval Hearing in person or remotely on March 5, 2026. If you object, you may also file a claim for Settlement benefits.	<u>          </u> , 2026
<b>DO NOTHING</b>	You will automatically receive an enrollment code for privacy protection services. However, unless you opt out of the Settlement, you are automatically part of the Settlement. If you do nothing, you will not receive a cash payment from this Settlement and you will give up the right to sue, continue to sue, or be part of another lawsuit against the Defendant related to the legal claims resolved by this Settlement.	No Deadline

- These rights and options—**and the deadlines to exercise them**—are explained in this Notice.
- The Court in charge of this case still has to decide whether to approve the Settlement.

## WHAT THIS NOTICE CONTAINS

BASIC INFORMATION.....	3
WHO IS IN THE SETTLEMENT.....	4
THE SETTLEMENT BENEFITS .....	4
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THE LAWYERS REPRESENTING YOU .....	6
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## Basic Information

### 1. Why was this Notice issued?

The Superior Court of Solano County, California, authorized this Notice. You have a right to know about the proposed Settlement of this class action lawsuit, and about all of your options, before the Court decides whether to grant final approval of the Settlement. This Notice explains the lawsuit, your legal rights, what benefits are available, and who can receive them.

The lawsuit is referred to as *J.A., T.A., and N.C. v. NorthBay Healthcare Corporation* for settlement purposes, Case No. FCS059353, pending in the Superior Court of Solano County, California. The people that filed this lawsuit are called the “Plaintiffs” (or “Class Representatives”), and the company they sued, NorthBay Healthcare Corporation, is called the “Defendant.”

### 2. What is this lawsuit about?

This class action lawsuit is about the way NorthBay allegedly gathered its Website and Patient Portal users’ personal information and shared it with third parties like Facebook or Google.

### 3. What is a class action?

In a class action, one or more individuals sue on behalf of other people with similar claims. These individuals are called the “Plaintiffs” or “Class Representatives.” Together, the people included in the class action are called a “Class” or “Class Members.” One court resolves the lawsuit for all Class Members, except for those who opt out from the settlement. In this Settlement, the Class Representatives are J.A., T.A., and N.C., and everyone included in this Action are the Class Members.

### 4. Why is there a Settlement?

The Court did not decide whether the Plaintiffs or the Defendants are right. Both sides have agreed to a Settlement to avoid the costs and risks of a trial, and to allow the Class Members to receive benefits from the Settlement. Plaintiffs and their attorneys think the Settlement is best for all Class Members.

## Who is in the Settlement?

## 5. Who is included in the Settlement?

The Court defined the Class as: “All individuals residing in California whose personal information or health information was or may have been disclosed to a third party without authorization or consent through any Tracking Tools on Defendant’s websites or patient portal between November 29, 2020, and May 14, 2024.”

This means that if you are a California resident and visited NorthBay’s Website or Patient Portal between November 29, 2020, and May 14, 2024, you are a Class Member.

## 6. Are there exceptions to being included?

Yes. Excluded from the Class are: (1) the Judge in this case, and the Judge’s family and staff, (2) NorthBay and its officers and directors; and (3) anyone who validly excludes themselves from the Settlement.

If you are not sure whether you are a Class Member, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: [info@\[SettlementWebsite\].com](mailto:info@[SettlementWebsite].com)
- Call toll free, 24/7: 1-XXX-XXX-XXXX
- By mail: NorthBay Pixel Disclosure Settlement, c/o Settlement Administrator, [PO Box Number], Santa Ana, CA 92799-9958.

You may also view the Settlement Agreement at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com).

## The Settlement Benefits

### 7. What does the Settlement provide?

All Class Members are eligible for a one-year subscription to CyEx Privacy Shield Pro. This is a privacy protection service designed to enhance consumer data security and limit online tracking. All Class Members will receive an enrollment code by email or mail. If you are a Class Member but did not receive an enrollment code, please contact the Settlement Administrator.

In addition to privacy protection services, all Class Members may submit a claim for a one-time \$15.00 cash payment. No documentation or proof is required to claim the cash payment.

If you have questions about these benefits, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: [info@\[SettlementWebsite\].com](mailto:info@[SettlementWebsite].com)
- Call toll free, 24/7: 1-XXX-XXX-XXXX
- By mail: NorthBay Pixel Disclosure Settlement, c/o Settlement Administrator, [PO Box Number], Santa Ana, CA 92799-9958.

### 8. What claims am I releasing if I stay in the Class?

If you stay in the Class, you won’t be able to be part of any other lawsuit against NorthBay about the issues that this Settlement covers. The “Release” section of the Settlement Agreement (Section XIV) describes

the legal claims that you give up if you remain in the Class. The Settlement Agreement is available at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com).

## **Submitting a Claim Form for a Settlement Payment**

### **9. How do I submit a claim for a Settlement cash benefit?**

The fastest way to submit your Claim Form is online at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com). If you prefer, you can download a printable Claim Form from the website and mail it to the Settlement Administrator at:

NorthBay Pixel Disclosure Settlement  
c/o Settlement Administrator  
[PO Box Number]  
Santa Ana, CA 92799-9958

You may also contact the Settlement Administrator to request a Claim Form by telephone, toll free, at 1-XXX-XXX-XXXX, by email info@[\[SettlementWebsite\].com](mailto:[SettlementWebsite].com), or by U.S. mail at the address above.

### **10. Are there any important Settlement deadlines?**

If you are submitting a Claim Form online, you must do so by [Claims Deadline]. If you are submitting a claim by U.S. mail, the completed and signed Claim Form must be postmarked no later than [Claims Deadline].

### **11. When will the Settlement benefits be issued?**

The Court will hold a final approval hearing on March 5, 2026 (*see* **Question 18**). If the Court approves the Settlement, there may be appeals. We do not know if appeals will be filed, or how long it will take to resolve them if they are filed.

Settlement payments will be distributed if the Court grants final approval, and after any appeals are resolved.

## **The Lawyers Representing You**

### **12. Do I have a lawyer in the case?**

Yes; the Court appointed attorneys at LippSmith LLP; Peiffer Wolf Carr Kane Conway & Wise LLP; and Almeida Law Group LLC, to represent you and other Class Members (“Class Counsel”). Their information is available at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com).

### **13. Should I get my own lawyer?**

You will not be charged for Class Counsel’s services. If you want your own lawyer, you may hire one at your expense.

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

Class Counsel will ask the court to approve up to \$345,000.00 in attorney fees and to be reimbursed for reasonable Litigation Expenses, which will be paid by NorthBay separate and apart from benefits paid for the Settlement Class relief.

Class Counsel will also ask for Service Award Payments of \$1,250.00 for each of the Class Representatives. Service Award Payment will also be paid by NorthBay separate and apart from benefits paid for the Settlement Class relief.

## **Excluding Yourself from the Settlement**

### **15. How do I opt out of the Settlement?**

If you do not want to be part of the Settlement, you must formally exclude yourself from the Settlement. This is called a Request for Exclusion and is sometimes also called “opting out.” If you opt out, you will not receive a Settlement payment, but you will keep any rights you may have to sue NorthBay on your own about the legal issues in this case.

If you exclude yourself, you are telling the Court that you do not want to be part of the Settlement. You will not be eligible to receive any Settlement benefits if you exclude yourself.

The deadline to exclude yourself from the Settlement is **[Opt-Out Deadline]**.

To be valid, your Request for Exclusion must have the following information:

- (1) the name of the Action: *J.A., T.A., and N.C. v. NorthBay Healthcare Corporation*, Case No. FCS059353, pending in the Superior Court of Solano County, California;
- (2) your full *name*, mailing address, telephone number, and email address;
- (3) personal *signature*; and
- (4) the words “Request for Exclusion” or a clear and similar statement that you do not want to participate in the Settlement.

You may only exclude yourself—not any other person.

Mail your Request for Exclusion to the Settlement Administrator at:

NorthBay Pixel Disclosure Settlement  
ATTN: Exclusion Request  
**[PO Box Number]**  
Santa Ana, CA 92799-9958

Your Request for Exclusion must be submitted, postmarked, or emailed by **[Opt-Out Deadline]**.

## **Commenting on or Objecting to the Settlement**

### **16. How do I tell the Court if I like or do not like the Settlement?**

If you are a Class Member and do not like part or all of the Settlement, you can object to it. Objecting means telling the Court your reasons for why you think the Court should not approve the Settlement. The Court will consider your views.

You cannot object if you have excluded yourself from the Settlement (*see* **Question 15**)

You should provide the following information for the Court to consider your Objection:

- (1) the name of the Action: *J.A., T.A., and N.C. v. NorthBay Healthcare Corporation*, Case No. FCS059353, pending in the Superior Court of Solano County, California;

- (2) your full name, mailing address, telephone number, and email address;
- (3) information that proves that you are a Class Member (such as a notice you have received);
- (4) whether the Objection applies only to you, or to other Class Members, as well;
- (5) a clear description of all the reasons you object, including any legal support you may have for your Objection;
- (6) if you have hired your own lawyer to represent you at the Final Approval Hearing, provide their name and contact information;
- (7) if you or your lawyer have objected in any other cases in the past three years, list the names, courts, and civil action numbers for each of those cases;
- (8) whether or not you or your lawyer would like to speak at the Final Approval Hearing;
- (9) if you plan on calling witnesses or submitting documents at the Final Approval Hearing, provide a full list of both; and
- (10) your signature (or, if you have hired your own lawyer, your lawyer's signature).

For your written Objection to be valid, it must meet each of these requirements.

To be considered by the Court, you must file your complete Objection with the Clerk of Court by **[OBJECTION DATE]**. You must also send a copy to the Settlement Administrator.

Clerk of the Court	Settlement Administrator
Clerk of the Court 580 Texas Street Fairfield, California 94533	NorthBay Pixel Disclosure Settlement ATTN: Objections <b>[PO Box Number]</b> Santa Ana, CA 92799-9958

**Any Settlement Class Member who fails to timely file an Objection pursuant to the requirements set forth above or otherwise as ordered by the Court, shall still have the right to appear in Court at the Final Approval Hearing to state his, her, or their objection.** The Court address is Department 8 of the Superior Court of Solano County, California, at 580 Texas Street, Fairfield, California 94533.

You may also appear to state your objection by remote means during the Final Approval Hearing using the Zoom link information below:

<https://solano-courts-cagov.zoomgov.com/j/1619704645?pwd=aUwyYUFUcU5Eazl6SEkrcmcrRnRLUT09>  
Meeting ID: 161 970 4645  
Passcode: 675002

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One tap mobile  
+16692545252,,1619704645#,,, \*675002# US (San Jose)  
+16692161590,,1619704645#,,, \*675002# US (San Jose)

## 17. What is the difference between objecting and excluding?

Objecting is telling the Court that you do not like something about the Settlement. You can object to the Settlement only if you do not exclude yourself from the Settlement. Excluding yourself from the Settlement



is opting out and stating to the Court that you do not want to be part of the Settlement. If you opt out of the Settlement, you cannot object to it because the Settlement no longer affects you.

## **The Court's Final Approval Hearing**

### **18. When is the Court's Final Approval Hearing?**

The Court will hold a final approval hearing on **March 5, 2026 at 8:30 a.m. Pacific Time**, in Department 8 of the Superior Court of Solano County, California, at 580 Texas Street, Fairfield, California 94533.

The Court will decide whether to approve the Settlement. The Court will also decide how and what amount Class Counsel should be paid, and whether to award Service Award Payments to the Class Representatives. The Court will also consider any objections to the Settlement.

If you are a Class Member, you or your lawyer may ask permission to speak at the hearing at your own cost (*See Question 16*). Any Settlement Class Member who fails to timely file a written Objection pursuant to the requirements set forth above or otherwise as ordered by the Court, shall still have the right to appear in Court at the Final Approval Hearing to state his, her, or their objection.

The date and time of this hearing may change without further notice. Please check [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com) for updates. You may also access the Court's online services to check the case status by visiting <https://portal.solano.courts.ca.gov/> and may check the Court's calendar using the case number by visiting <https://solano.courts.ca.gov/online-services/court-calendar>.

### **19. Do I have to come to the Final Approval Hearing?**

No. Class Counsel will answer any questions the Court may have. You may attend at your own expense if you wish, but you do not have to.

If you file an objection, you do not have to come to the Final Approval Hearing to talk about it; the Court will consider it as long as it was filed on time. You may also pay your own lawyer to attend, but you do not have to.

## **If I Do Nothing**

### **20. What happens if I do nothing at all?**

You will automatically receive an enrollment code for privacy protection services. However, if you do nothing, you will not receive a cash payment from this Settlement.

You will also give up the rights described in **Question 8**.

## **Getting More Information**

### **21. How do I get more information?**

This Notice is a summary of the proposed Settlement. The full Settlement Agreement and other related documents are available at the Settlement Website, [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com).

If you have additional questions, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: [info@\[SettlementWebsite\].com](mailto:info@[SettlementWebsite].com)
- Call toll free, 24/7: 1-[XXX-XXX-XXXX](tel:1-XXX-XXX-XXXX)

- By mail: NorthBay Pixel Disclosure Settlement, c/o Settlement Administrator, [PO Box Number], Santa Ana, CA 92799-9958.

You can also contact Class Counsel, whose information is listed on the Settlement Website.

You can obtain copies of publicly filed documents by visiting the office of the Clerk of the Court, 580 Texas Street, Fairfield, California 94533.

**DO NOT CONTACT THE COURT OR CLERK OF COURT REGARDING THIS  
SETTLEMENT**

# **EXHIBIT B**

NorthBay Pixel Disclosure Settlement  
c/o Settlement Administrator  
P.O. Box [PO Box Number]  
Santa Ana, CA 92799-9958

***J.A., T.A., and N.C. v. NorthBay Healthcare Corporation***

Case No. FCS059353

**IF YOU VISITED NORTHBAY HEALTHCARE'S  
WEBSITE OR PATIENT PORTAL BETWEEN  
NOVEMBER 29, 2020, AND MAY 14, 2024,  
A PROPOSED CLASS ACTION SETTLEMENT  
MAY AFFECT YOUR RIGHTS,  
AND ENTITLE YOU TO A CASH PAYMENT.**

For more information about the proposed class action settlement, including how to submit a claim, exclude yourself, or submit an objection, please visit [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com) or call toll-free 1-XXX-XXX-XXXX

*A court has authorized this Notice.*

*This is not a solicitation from a lawyer.*

*You are not being sued.*

First-Class  
Mail  
US Postage  
Paid  
Permit # \_\_\_\_

«Barcode»

Postal Service: Please do not mark barcode

Claim #: XXX- «LoginID» - «MailRec»

«First1» «Last1»

«Addr1» «Addr2»

«City», «St» «Zip»

«Country»

### Why am I receiving this notice?

A Settlement has been reached with NorthBay Healthcare Corporation ("NorthBay") in a class action lawsuit. This case is about the way NorthBay allegedly gathered users' personal information and shared it with third parties like Facebook or Google (the "Pixel Disclosure"). NorthBay denies that it did anything wrong, and the Court has not decided who is right. The parties have agreed to settle the lawsuit ("Settlement") to avoid the risks, disruption, and uncertainties of continued litigation. A copy of the Settlement is available at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com).

### Who is included in the Settlement?

If you are a California resident and visited NorthBay's website or patient portal between November 29, 2020, and May 14, 2024, you are a Class Member.

The Court has appointed experienced attorneys to represent the Class. Their information is available at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com).

### What are the Settlement benefits?

All Class Members are eligible for a one-year subscription to CyEx Privacy Shield Pro. This is a privacy protection service designed to enhance consumer data security and limit online tracking.

**YOUR ENROLLMENT CODE IS: «[EnrollmentCode](#)»**

You may also file a claim to receive a one-time \$15 cash payment.

Visit [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com) to submit your claim. To receive a paper copy and submit by US Mail, call **1-XXX-XXX-XXXX**, or email your request to [info@\[SettlementWebsite\].com](mailto:info@[SettlementWebsite].com). **Claims must be submitted online, mailed, or emailed by [\[Claims Deadline\]](#).**

### What if I don't want to participate in the Settlement?

If you do not want to be part of the Settlement, you must exclude yourself by **[\[Opt-Out Deadline\]](#)** or you will not be able to sue NorthBay for the claims made in *this* lawsuit. If you exclude yourself, you cannot get benefits from this Settlement. If you want to object to the Settlement, you may file an objection by **[\[Objection Deadline\]](#)**. The Settlement Agreement, available at [www.\[SettlementWebsite\].com](http://www.[SettlementWebsite].com), explains how to exclude yourself or object.

### When will the Court approve the Settlement?

The Court will hold a hearing on **March 5, 2026 at 8:30 a.m.** at 580 Texas Street, Fairfield, California 94533, to consider whether to approve the Settlement. The Court will also consider Class Counsel's request for a costs award, attorneys' fees of up to \$345,000, and \$1,250 for each Class Representative. You may attend the hearing at your own cost, but you do not have to.

**THIS NOTICE IS ONLY A SUMMARY.  
VISIT [WWW.\[SETTLEMENTWEBSITE\].COM](http://WWW.[SETTLEMENTWEBSITE].COM)  
OR SCAN THIS QR CODE  
FOR COMPLETE INFORMATION.**

