

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Donald Vickery, et al. v. Family Health Center, Inc.

Case No. 2024-0404-NO

and

Janet Walker v. Family Health Center, Inc.

Case No. 2024-0407-CZ

Ninth Judicial Circuit in and for Kalamazoo County, Michigan

IF YOUR PRIVATE INFORMATION WAS INVOLVED IN THE JANUARY 25, 2024, FAMILY HEALTH CENTER DATA INCIDENT, 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 Family Health Center, Inc. (“FHC” or “Defendant”) in two class action lawsuits that have been combined. These lawsuits concern the cyberattack on FHC’s computer systems that occurred on or about January 25, 2024 (the “Data Incident”). Certain files that contained private information were potentially accessible. These files may have contained personal information such as name, address, Social Security number, and/or medical information. The impacted information varied from person to person.
- The lawsuits are captioned *Donald Vickery, et al. v. Family Health Center, Inc.*, Case No. 2024-0404-NO, and *Janet Walker v. Family Health Center, Inc.*, Case No. 2024-0407-CZ, pending in the Ninth Judicial Circuit in and for Kalamazoo County, Michigan (the “Actions”).
- FHC denies that it did anything wrong, and the Court has not decided who is right.
- The parties have agreed to settle the lawsuits (the “Settlement”) to avoid the costs and risks, disruptions, and uncertainties of continuing the litigation.
- FHC’s records indicate that you are a Class Member, and entitled to benefits under the Settlement. You may have received a previous notice directly from FHC.
- 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
SUBMIT A CLAIM	The only way to receive benefits from this Settlement is by submitting a valid and timely Claim Form. The fastest way to submit your Claim Form is online at www.FHCDDataSettlement.com. 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.	October 8, 2025
OPT OUT OF THE SETTLEMENT	You can choose to opt out of the Settlement and receive no payment. This option allows you to be part of another lawsuit against Defendant related to the legal claims resolved by this Settlement. You can hire your own lawyer at your own expense.	September 8, 2025
OBJECT TO THE SETTLEMENT AND/OR ATTEND A HEARING	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. If you object, you may also file a claim for Settlement benefits.	September 8, 2025
DO NOTHING	Unless you opt out of the Settlement, you are automatically part of the Settlement. If you do nothing, you will not receive benefits from this Settlement and you will give up the right to be part of another lawsuit against 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 finally approve the Settlement.

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION	3
WHO IS IN THE SETTLEMENT	4
THE SETTLEMENT BENEFITS	4
SUBMITTING A CLAIM FORM FOR SETTLEMENT BENEFITS	6
THE LAWYERS REPRESENTING YOU	6
EXCLUDING YOURSELF FROM THE SETTLEMENT	7
COMMENTING ON OR OBJECTING TO THE SETTLEMENT	7
THE COURT’S FINAL APPROVAL HEARING	8
IF I DO NOTHING	9
GETTING MORE INFORMATION	9

Basic Information

1. Why was this Notice issued?

The Ninth Judicial Circuit in and for Kalamazoo County, Michigan, authorized this Notice. You have a right to know about the proposed Settlement of these class action lawsuits, 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 Actions captioned *Donald Vickery, et al. v. Family Health Center, Inc.*, Case No. 2024-0404-NO, and *Janet Walker v. Family Health Center, Inc.*, Case No. 2024-0407-CZ, are pending in the Ninth Judicial Circuit in and for Kalamazoo County, Michigan. The people that filed these Actions are called the “Plaintiffs” (or “Class Representatives”) and the entity they sued, Family Health Center, Inc., is called the “Defendant.”

2. What are these lawsuits about?

These Actions allege that on or about January 25, 2024, cybercriminals engaged in a cyberattack on FHC’s computer systems, and certain files that contained private information were potentially accessible. These files may have contained personal information such as name, address, Social Security number, and/or medical information. The impacted information varied person to person.

3. What is a class action?

In a class action, one or more individuals sue on behalf of other people who are alleged to have 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 Donald Vickery, Janet Walker, Alexis Alexander, William Adams, Malcolm Humphrey, and Lavonne Stevens, and everyone included in these Actions are the Class Members.

4. Why is there a Settlement?

The Court did not decide whether the Plaintiffs or the Defendant 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 has defined the Class as: “all persons in the United States whose Private Information was potentially accessible as a result of the Data Incident, including those who were sent notice of the Data Incident.”

6. Are there exceptions to being included?

Yes. Excluded from the Class are: (1) the Judge in these Actions, and the Judge’s family and staff, (2) the governing board members of FHC, 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@FHCDDataSettlement.com
- Call toll free, 24/7: **1- (833) 360-6849**
- By mail: **FHC Data Incident Settlement, c/o Settlement Administrator, PO Box 25226, Santa Ana, CA 92799**

You may also view the Settlement Agreement at www.FHCDDataSettlement.com.

The Settlement Benefits

7. What does the Settlement provide?

FHC will establish a Settlement Fund of up to \$850,000.00. The Settlement Fund will first be used to pay the costs of administering the Settlement, court-approved attorneys’ fees and costs, Service Awards for the Plaintiffs, and benefits for Class Members.

You are not limited to one benefit. You may file a claim for each benefit that you qualify for.

BENEFITS

Credit Monitoring Services. All Class Members are eligible to receive two (2) years of Credit Monitoring Services. These services include credit monitoring, dark web monitoring, identity theft insurance coverage for up to \$1,000,000, and fully managed identity recovery services. You may claim Credit Monitoring Services together with either of the Cash Payment options.

Cash Payment A – Documented Losses. If you incurred actual, documented out-of-pocket losses due to the Data Incident, you may file a claim for reimbursement. The maximum amount of this reimbursement is \$5,000.00.

This benefit covers expenses like:

1. bank, credit card, and debit card fees;
2. overdraft, declined payment, and returned check fees;
3. cost to replace your driver's license, Social Security number, or other types of identification;
4. fees for credit reports or credit monitoring; and
5. losses from identity theft.

You must submit documentation, such as receipts, to verify the costs you incurred. You may submit "self-prepared" documents to clarify or support other submitted documentation, but self-prepared documents by themselves are not sufficient to file a valid claim.

You may claim Cash Payment A together with Credit Monitoring Services.

Cash Payment B – Flat Cash Payment. As an alternative to Cash Payment A, you can instead claim a \$50.00 flat cash payment. You do not need to provide documentation.

You may claim Cash Payment B together with Credit Monitoring Services.

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

- Email: info@FHCDDataSettlement.com
- Call toll free, 24/7: **1- (833) 360-6849**
- By mail: **FHC Data Incident Settlement, c/o Settlement Administrator, PO Box 25226, Santa Ana, CA 92799**

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

Unless you opt out of the Settlement, you won't be able to be part of any other lawsuit against the Defendant about any of the legal claims this Settlement resolves. The "Release" section of the Settlement Agreement (Section XI) describes the legal claims that you give up if you remain in the Class. The Settlement Agreement is available at www.FHCDDataSettlement.com.

Submitting a Claim Form for a Settlement Payment

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

The fastest way to submit your Claim Form is online at www.FHCDDataSettlement.com. If you prefer, you can download the Claim Form from the website and mail it to the Settlement Administrator at:

FHC Data Incident Settlement
c/o Settlement Administrator
PO Box 25226
Santa Ana, CA 92799

You may also contact the Settlement Administrator to request a Claim Form by telephone, toll free, **1-(833) 360-6849**, by email info@FHCDDataSettlement.com, or by U.S. mail at the address above.

10. Are there any important Settlement payment deadlines?

If you are submitting a Claim Form online, you must do so by **October 8th, 2025**. If you are submitting a claim by U.S. mail, the completed and signed Claim Form, including supporting documentation, must be postmarked no later than **October 8th, 2025**.

11. When will the Settlement benefits be issued?

The Court will hold a final approval hearing on **October 17th, 2025 (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 Emily E. Hughes of The Miller Law Firm, Jeff Ostrow of Kopelowitz Ostrow P.A., Nickolas Hagman of Cafferty Clobes Meriwether & Sprengel LLP, and Mariya Weekes of Milberg Coleman Bryson Phillips Grossman PLLC, to represent you and other Class Members (“Class Counsel”).

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 attorneys’ fees of up to 33.33% of the Settlement Amount, plus reimbursement of costs, which will be paid from the Settlement Fund.

Class Counsel will also ask for Service Awards of \$1,500.00 for each of the Class Representatives. Service Awards will be paid from the Settlement Fund.

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 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 FHC on your own about the legal issues in these Actions.

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 **September 8th, 2025**.

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

- (1) the names of the Actions: *Donald Vickery, et al. v. Family Health Center, Inc.*, Case No. 2024-0404-NO, and *Janet Walker v. Family Health Center, Inc.*, Case No. 2024-0407-CZ, pending in the Ninth Judicial Circuit in and for Kalamazoo County, Michigan;
- (2) your full name, mailing address, and telephone number;
- (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:

FHC Data Incident Settlement
ATTN: Exclusion Request
PO Box 25226
Santa Ana, CA 92799

Your Request for Exclusion must be submitted, postmarked, or emailed by **September 8th, 2025**.

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 must provide the following information for the Court to consider your objection:

- (1) the names of the Actions: *Donald Vickery, et al. v. Family Health Center, Inc.*, Case No. 2024-0404-NO, and *Janet Walker v. Family Health Center, Inc.*, Case No. 2024-0407-CZ, pending in the Ninth Judicial Circuit in and for Kalamazoo County, Michigan;
- (2) your full name, mailing address, telephone number, and email address;
- (3) a clear description of all the reasons you object; include any legal support you may have for your objection;
- (4) if you have hired your own lawyer to represent you at the Final Approval Hearing, provide their name and telephone number;
- (5) whether you or your lawyer would like to speak at the Final Approval Hearing;
- (6) if you plan on calling witnesses or submitting documents at the Final Approval Hearing, provide a full list of both;
- (7) your signature (if you have hired your own lawyer, your lawyer’s signature is not sufficient).

For your 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 **September 8th, 2025**. You must also send copies of the objection to Class Counsel, counsel for Defendant, and the Settlement Administrator.

Clerk of the Court	Class Counsel	Counsel for Defendant	Settlement Administrator
Clerk of the Court 9th Circuit Court 330 Eleanor St. Kalamazoo, MI 49007	Emily E. Hughes The Miller Law Firm, P.C. 950 West University Dr. Rochester, MI 48307	David Ross Wilson Elser LLP 1500 K Street, N.W., Suite 330 Washington, D.C. 20005	FHC Data Incident Settlement ATTN: Objections PO Box 25226 Santa Ana, CA 92799

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 **October 17th, 2025 at 9:00am Central Time** in the Ninth Judicial Circuit in and for Kalamazoo County, Michigan, at **330 Eleanor Street, Kalamazoo, MI 49007**.

At the Final Approval Hearing, the Court will decide whether to approve the Settlement. The Court will also decide how Class Counsel should be paid, and whether to award Service Awards to the Class Representatives who brought these Actions on behalf of the Class. 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**).

The date and time of this hearing may change without further notice. Please check **www.FHCDataSettlement.com** for updates.

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?

if you do nothing, you will not receive a benefit 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.FHCDDataSettlement.com**.

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

- Email: **info@FHCDDataSettlement.com**
- Call toll free, 24/7: **1- (833) 360-6849**
- By mail: **FHC Data Incident Settlement, c/o Settlement Administrator, PO Box 25226, Santa Ana, CA 92799**

You can obtain copies of publicly filed documents by visiting the office of the **Clerk of the Court, 330 Eleanor Street, Kalamazoo, MI 49007**.

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