

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Warren v. Pomona Valley Hospital Medical Center
Case No. 243STCV05324
Superior Court of the State of California, County of Los Angeles

**IF YOU ARE A CALIFORNIA RESIDENT WHO VISITED THE PVHMC WEBSITE AND
LOGGED INTO THE PATIENT PORTAL BETWEEN JANUARY 1, 2019, THROUGH
DECEMBER 31, 2022, YOU MAY BE ELIGIBLE TO RECEIVE A SETTLEMENT PAYMENT
FROM A CLASS ACTION SETTLEMENT.**

This Action is titled *Warren v. Pomona Valley Hospital Medical Center*, Case No. 243STCV05324 and is pending in the Superior Court of the State of California, County of Los Angeles. The Person that filed the class action lawsuit is called Plaintiff or Class Representative and sued Pomona Valley Hospital Medical Center, or PVHMC, referred to herein as the Defendant.

The Action arises from Plaintiffs' allegations against PVHMC alleging that its use of the "Facebook Pixel" and similar technology on its public website, located at <https://pvhmc.org> (i.e., the PVHMC Website), violated wiretapping and other statutes, called the Website Usage Disclosure. Defendant denies all claims asserted against it in the Action, all allegations of wrongdoing and liability, and all material allegations in the Complaint filed in the Action. Defendant denies any wrongdoing whatsoever.

Who is a Participating Settlement Class Member? Participating Settlement Class Member means:

All California residents who visited the PVHMC Website and logged into the patient portal between January 1, 2019, through December 31, 2022.

Excluded from the Settlement Class are (1) the Judge(s) presiding over the Action, Class Counsel, and members of their families; (2) PVHMC and its subsidiaries, parent companies, successors, predecessors, and any entity in which PVHMC or its parents, have a controlling interest, and its current or former officers and directors; (3) Persons who properly execute and submit a Request for Exclusion prior to the expiration of the Opt-Out Period; and (4) the successors or assigns of any such excluded Persons.

Participating Settlement Class Members under the Settlement Agreement will be eligible to receive the following:

- ❖ **Pro Rata Cash Fund Settlement Payments:** Each Participating Settlement Class Member will automatically receive a check or electronic payment for a *pro rata* cash fund Settlement Payment.

****Participating Settlement Class Members will have the opportunity to choose an electronic payment for their Settlement Payment by visiting www.PVHMCsettlement.com.**

To obtain more information, visit www.PVHMCsettlement.com or call (833)-630-9966.

Please read this Long Form Notice (“Notice”) carefully. Your legal rights will be affected, and you have a choice to make at this time.

	Summary of Legal Rights	Deadline(s)
Exclude Yourself by Opting Out of the Class	Receive no payment from the Settlement. This is the only option that allows you to keep your right to bring any other lawsuit against Defendant relating to the Website Usage Disclosure.	Mailed and postmarked on or before Tuesday, December 9, 2025.
Object to the Settlement and/or Attend the Final Fairness Hearing	You can write the Court about why you agree or disagree with the Settlement. You can also ask to speak at the Final Fairness Hearing on January 5, 2026, at 10AM PT about the fairness of the Settlement, with or without your own attorney.	Mailed and postmarked on or before Tuesday, December 9, 2025.
Do Nothing	If you do nothing, you will still receive a Settlement Payment from this class action Settlement if approved. If the Settlement becomes final, you will give up your rights to sue Defendant (or any Released Parties) separately for claims relating to the Website Usage Disclosure or to continue to pursue any such claims you have already filed.	N/A

- Your rights and options as a Participating Settlement Class Member – **and the deadlines to exercise your rights** – are explained in this Notice.
- The Court will still have to decide whether to approve the Settlement. Settlement Payments to Participating Settlement Class Members will be made only if the Court approves the Settlement and after any possible appeals are resolved.

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BASIC INFORMATION

1. Why is there a Notice?

The Court authorized this Notice because you have a right to know about the Settlement, and all of your options, before the Court decides whether to grant final approval and make the Settlement final. This Notice explains the nature of the lawsuit that is the subject of the Settlement, the general terms of the Settlement, and your legal rights and options.

The Honorable Timothy P. Dillon of the Superior Court of the State of California, County of Los Angeles is overseeing this case captioned as *Warren v. Pomona Valley Hospital Medical Center*, Case No. 243STCV05324. The Person who brought the lawsuit is called the Class Representative. The entity being sued, Pomona Valley Hospital Medical Center, is called the Defendant.

2. What is the Action about?

The Action arises from Plaintiffs' allegations against PVHMC alleging that its use of the "Facebook Pixel" and similar technology on its public website, located at <https://pvhmc.org> (i.e., the PVHMC Website), violated wiretapping and other statutes, called the Website Usage Disclosure.

Defendant denies any wrongdoing whatsoever. No court or other judicial body has made any judgment or other determination that Defendant has done anything wrong.

3. Why is this a class action?

In a class action, one or more people called Class Representatives sue on behalf of all people who have similar claims. Together, all of these people are called a Settlement Class, and the individuals are called Participating Settlement Class Members. One court resolves the issues for all Participating Settlement Class Members, except for those who exclude themselves from the Settlement Class.

4. Why is there a Settlement?

The Court has not decided in favor of the Plaintiffs or Defendant. Instead, both sides agreed to this Settlement. The Settlement avoids the cost and risk of a trial and related appeals, while providing benefits to Participating Settlement Class Members. The Class Representative appointed to represent the Settlement Class, and the attorneys for the Settlement Class (also referred to as Class Counsel) think the Settlement is best for all Settlement Class Members.

WHO IS IN THE SETTLEMENT?

5. How do I know if I am part of the Settlement?

The Settlement Class means:

All California residents who visited the PVHMC Website and logged into the patient portal between January 1, 2019, through December 31, 2022.

Excluded from the Settlement Class are (1) the Judge(s) presiding over the Action, Class Counsel, and members of their families; (2) PVHMC and its subsidiaries, parent companies, successors, predecessors, and any entity in which PVHMC or its parents, have a controlling interest, and its current or former officers and directors; (3) Persons who properly execute and submit a Request for Exclusion prior to the expiration of the Opt-Out Period; and (4) the successors or assigns of any such excluded Persons.

6. What if I am not sure whether I am included in the Settlement?

If you are not sure whether you are included in the Settlement, you may call **(833)-630-9966** with questions. You may also write with questions to:

PVHMC Website Usage Disclosure Action
c/o Kroll Settlement Administration LLC
P.O. Box 225391
New York, NY 10150-5391

THE SETTLEMENT BENEFITS—WHAT YOU GET IF YOU QUALIFY

7. What does the Settlement provide?

The Settlement provides a Settlement Fund of \$600,000 to be used to pay for: (i) all Administrative Expenses; (ii) any Taxes; (iii) any Service Payments; (iv) any Fee and Expense Award; (v) Settlement Payments and/or Settlement Benefits; and (viii) any other Settlement Benefits.

Participating Settlement Class Members under the Settlement Agreement may receive:

- ❖ **Pro Rata Cash Fund Settlement Payments:** Each Participating Settlement Class Member will automatically receive a check or electronic payment for a *pro rata* cash fund Settlement Payment.

HOW DO YOU RECEIVE SETTLEMENT BENEFITS?

8. How do I get a Settlement Payment?

To receive a Settlement Payment, you do not need to do anything, unless you would like to receive an electronic payment. If you do not request exclusion from the Settlement, you will automatically receive a Settlement Payment.

TO RECEIVE AN ELECTRONIC OR ACH PAYMENT FOR YOUR SETTLEMENT PAYMENT, PLEASE VISIT WWW.PVHMCSETTLEMENT.COM

9. When will I get my Settlement Payment?

The Court will hold a Final Fairness Hearing on **January 5, 2026, at 10 a.m. PT** to decide whether to approve the Settlement. You do not need to attend the Final Fairness Hearing. If the Court approves the Settlement, there may be appeals from that decision and resolving them can take time. Please be patient. Payments will begin after the Settlement has obtained Court approval and the time for all appeals has expired.

10. What am I giving up as part of the Settlement?

Defendant and its affiliates will receive a release from all claims that could have been or that were brought against Defendant relating to the Website Usage Disclosure. Thus, if the Settlement becomes final and you do not exclude yourself from the Settlement, you will be a Participating Settlement Class Member and you will give up your right to sue Defendant and all of its respective past, present, and future parent companies, partnerships, subsidiaries, affiliates, divisions, employees, servants, members, providers, partners, principals, directors, shareholders, and owners, and all of their respective attorneys, heirs,

executors, administrators, insurers, coinsurers, reinsurers, joint ventures, personal representatives, predecessors, successors, transferees, trustees, and assigns, and include, without limitation, any Person related to any such entities who is, was, or could have been named as a defendant in the Action. This release is described in the Settlement Agreement, known as Released Claims, which is available at www.PVHMCsettlement.com. If you have any questions, you can talk to the law firms listed in **Question 16** for free or you can talk to your own lawyer.

EXCLUDING YOURSELF FROM THE SETTLEMENT

If you do not want to be part of the Settlement, then you must take steps to exclude yourself from the Settlement Class. This is sometimes referred to as “opting out” of the Settlement Class.

11. If I exclude myself, can I get a payment from this Settlement?

No. If you exclude yourself, you will not be entitled to receive any benefits from the Settlement.

12. If I do not exclude myself, can I sue the Released Parties for the same thing later?

No. Unless you exclude yourself, you give up any right to sue Defendant and any other Released Parties for any claim that could have been or was brought relating to the Website Usage Disclosure. You must exclude yourself from the Settlement to start your own lawsuit or to be part of any different lawsuit relating to the claims in this case.

13. How do I exclude myself from the Settlement?

To exclude yourself, send a Request for Exclusion or written notice of intent to opt-out that says you want to be excluded from the Settlement in *Warren v. Pomona Valley Hospital Medical Center*, Case No. 243STCV05324. Requests for Exclusion must be in writing and must identify the case name *Warren v. Pomona Valley Hospital Medical Center*, 23STCV05324 (Los Angeles Superior Court); state the name, address and telephone number of the Settlement Class Members seeking exclusion; be physically signed by the Person(s) seeking exclusion; and must also contain a statement to the effect that “I/We hereby request to be excluded from the proposed Settlement Class in *Warren v. Pomona Valley Hospital Medical Center*, 23STCV05324 (Los Angeles County Superior Court).” You must mail your Request for Exclusion to the Settlement Administrator **postmarked by Tuesday, December 9, 2025**, to:

PVHMC Website Usage Disclosure Action
Attn: Request for Exclusion
c/o Kroll Settlement Administration LLC
P.O. Box 225391
New York, NY 10150-5391

Any Person who elects to request exclusion from the Settlement Class shall not (i) be bound by any orders or Judgment entered in the Action, (ii) be entitled to relief under this Agreement, (iii) gain any rights by virtue of this Agreement, or (iv) be entitled to object to any aspect of this Agreement. No Person may request to be excluded from the Settlement Class through “mass” or “class” opt-outs.

OBJECTING TO THE SETTLEMENT

14. How do I object to the Settlement?

You can tell the Court why you agree or disagree with the Settlement by filing an objection. For an objection to be a valid objection under the Settlement, it must be in writing, mailed to the Settlement Administrator, and be **postmarked no later than Tuesday, December 9, 2025**, to the following address:

Settlement Administrator
PVHMC Website Usage Disclosure Action c/o Kroll Settlement Administration LLC P.O. Box 225391 New York, NY 10150-5391

All written objections must include the following:

- i. the case name *Warren v. Pomona Valley Hospital Medical Center*, Case No. 23STCV05324 (Los Angeles Superior Court);
- ii. the Settlement Class Member's full name, current physical mailing address, and telephone number;
- iii. a statement indicating whether the objection applies only to the objector, a subset of the Settlement Class, or the entire Settlement Class;
- iv. the specific grounds for the objection; and
- v. all documents or writings that the Settlement Class Member desires the Court to consider.

15. What is the difference between objecting and asking to be excluded?

Objecting is telling the Court that you do not like the Settlement or parts of it and why you do not think it should be approved. You can object only if you are a Participating Settlement Class Member. Excluding yourself is telling the Court that you do not want to be part of the Settlement Class and do not want to receive any payment from the Settlement. If you exclude yourself, you have no basis to object because you are no longer a Participating Settlement Class Member, and the case no longer affects you.

THE LAWYERS REPRESENTING YOU

16. Do I have a lawyer in this case?

Yes. The Court appointed John J. Nelson of Milberg Coleman Bryson Phillips Grossman, PLLC and Robert Ahdoot of Ahdoot & Wolfson PC as Class Counsel to represent the Settlement Class. If you want to be represented by your own lawyer, you may hire one at your own expense.

17. How will the lawyers be paid?

Class Counsel will file a motion for an award of the Fee and Expense Award of up to 33% (or \$200,000) to be paid from the Settlement Fund and subject to Court approval. Any such award would compensate Class Counsel for investigating the facts, litigating the case, and negotiating the Settlement and will be the only payment to them for their efforts in achieving this Settlement and for their risk in undertaking this representation on a wholly contingent fee basis.

Class Counsel will also ask the Court for Service Payment not to exceed \$3,500 to be awarded and approved by the Court, and be paid from the Settlement Fund, in recognition of the Class Representatives' contributions to this Action.

THE COURT'S FINAL FAIRNESS HEARING

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

The Court may hold a Final Fairness Hearing at **10AM PT on January 5, 2026**, at the Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012, as ordered by the Court. If there are no objections, the Court may rule on final approval without a Final Fairness Hearing. At this hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate. If there are timely and valid objections, the Court will consider them. The Court will also rule on any motion seeking payment of the Fee and Expense Award, as well as the Service Payment. After the hearing, the Court will decide whether to approve the Settlement. We do not know how long these decisions will take. The hearing may be moved to a different date or time without additional notice.

19. Do I have to attend the hearing?

No. Class Counsel will represent the Settlement Class before the Court. You or your own lawyer are welcome to attend at your expense, but you are not required to do so. If you send an objection, you do not have to visit the Court to talk about it. As long as you filed your written objection on time with the Settlement Administrator and mailed it according to the instructions provided in **Question 14**, the Court will consider it.

20. May I speak at the hearing?

You may ask the Court for permission to speak at the Final Fairness Hearing. The Court may hear from any Class Member who attends the Final Fairness Hearing and asks to speak, regardless as to whether the Class Member has submitted an Objection in compliance with Section 14 above.

IF YOU DO NOTHING

21. What happens if I do nothing?

If you do nothing, you will still receive a Settlement Payment from this Settlement. If the Settlement is granted final approval and becomes Final, you will not be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against Defendant or the other Released Parties based on any claim that could have been or that was brought relating to the Website Usage Disclosure.

ADDITIONAL INFORMATION

22. How do I get more information?

This Notice summarizes the Settlement. More details are in the Settlement Agreement itself. A copy of the Settlement Agreement is available at **www.PVHMCsettlement.com**. You may also call the Settlement Administrator with questions at **(833)-630-9966**.

23. What if my contact information changes or I no longer live at my address?

It is your responsibility to inform the Settlement Administrator of your updated information. You may do so at the address below, by calling toll-free (833)-630-9966 or at the Contact section of the Settlement Website.

PVHMC Website Usage Disclosure Action
c/o Kroll Settlement Administration LLC
P.O. Box 225391
New York, NY 10150-5391

**PLEASE DO NOT CONTACT THE COURT, CLERK OF THE COURT OR DEFENDANT FOR
INFORMATION ABOUT THE CLASS ACTION SETTLEMENT**