

**COURT OF COMMON PLEAS
CLERMONT COUNTY, OHIO**

**PHYLLIS RICE, MARTIN CREUTZ,
BONNIE COGSWELL, KATHY
VALENTINE, and TIFFANY CALLAHAN II,**
*individually and
on behalf of all others similarly situated,*

Plaintiffs,

v.

**CARESPRING HEALTH CARE
MANAGEMENT, LLC,**

Defendant.

Case No. 2024 CVH 01199

JUDGE VICTOR M. HADDAD

**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT FOR PERSONS WHOSE
PRIVATE INFORMATION WAS IMPACTED IN A DATA INCIDENT CARESPRING
HEALTH CARE MANAGEMENT, LLC
EXPERIENCED IN OCTOBER 2023**

**All persons to whom Carespring Health Care Management, LLC (“Carespring”) sent
written notice that their Private Information was potentially impacted in the Data Incident
involving Carespring in October 2023 may benefit from this class action settlement.**

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

**THIS IS A NOTICE OF A SETTLEMENT OF A CLASS ACTION LAWSUIT.
THIS IS NOT A NOTICE OF A LAWSUIT AGAINST YOU.**

PLEASE READ THIS NOTICE CAREFULLY.

YOUR LEGAL RIGHTS ARE AFFECTED EVEN IF YOU DO NOTHING.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT

SUBMIT A CLAIM BY April 16, 2026	If you submit a Claim Form by April 16, 2026 , your Claim Form will be considered for two years of free credit monitoring and identify fraud insurance and, if requested, monetary recovery.
EXCLUDE YOURSELF FROM THE SETTLEMENT BY March 17, 2026	You will receive no benefits, but you will retain your legal claims against the Defendant.
OBJECT BY March 17, 2026	Write to the Class Counsel and/or the Court about why you do, or do not, like the settlement. You must remain in the Settlement Class to object to the Settlement.
GO TO A HEARING ON April 28, 2026	Ask to speak in Court about the fairness of the settlement.

1. What is this notice?

This is a court-authorized notice of a proposed settlement (the “Settlement”) in a class action lawsuit, *Rice, et al., v. Carespring Health Care Management, LLC*, Case No. 2024 CVH 01199 pending in the Court of Common Pleas of Clermont County, Ohio (the “Court”). The Settlement would resolve the Litigation brought on behalf of all individuals to whom Carespring sent written notice that their Private Information was potentially impacted in the Data Incident involving Carespring that occurred in October 2023 (the “Data Incident”). The Court has granted preliminary approval of the Settlement Agreement and has conditionally certified the Settlement Class for purposes of settlement only. This notice explains the nature of the class action lawsuit, the terms of the Settlement Agreement, and the legal rights and obligations of members of the Settlement Class. Please read the instructions and explanations below so that you can better understand your legal rights.

2. Why did I get this notice?

You are receiving this notice because you were identified by Carespring as a person whose information may have been accessed without authorization by an unknown individual in or around October 2023.

3. What is the Litigation about?

Plaintiffs allege that a targeted cyberattack and data incident occurred on Carespring’s network in October 2023, resulting in the unauthorized access of protected health information (“PHI”) and

personally identifiable information (“PII”) within Carespring’s network. Plaintiffs allege that Carespring failed to adequately protect the information of the potentially affected individuals, and asserts various claims, including negligence, negligence per se, breach of implied contract, and unjust enrichment. Carespring contests these claims and denies any wrongdoing.

4. Why is this a class action?

A class action is a lawsuit in which individuals called “Class Representatives” bring a single lawsuit on behalf of other people who have similar claims. All of these people together are a “Class” or “Class Members.” When a Class Action is settled, the settlement, which must be approved by the court, resolves the issues for all Settlement Class Members, except for those who validly exclude themselves from the Settlement.

5. Why is there a settlement?

To resolve this matter without the expense, delay, and uncertainties of litigation, the Parties reached a settlement that resolves all claims by Settlement Class Members related to the Data Incident. If approved by the Court, the Settlement Agreement requires Carespring to provide, at no cost to Settlement Class Members, credit monitoring services, and compensation to Class Members who submit Valid Claims. The Settlement Agreement is not an admission of wrongdoing by Carespring and does not imply that there has been, or would be, any finding that Carespring violated the law.

The Court already has preliminarily approved the Settlement Agreement. Nevertheless, because the settlement of a class action determines the rights of all members of the class, the Court overseeing this lawsuit must give final approval to the Settlement Agreement before it can be effective. The Court has conditionally certified the Settlement Class for settlement purposes only, so that members of the Settlement Class can be given this notice and the opportunity to exclude themselves from the Settlement Class, and to voice their support or opposition to final approval of the Settlement Agreement. If the Court does not give final approval to the Settlement Agreement, or if it is terminated by the Parties, the Settlement Agreement will be void, and the Litigation will proceed as if there had been no Settlement and no certification of the Settlement Class.

6. How do I know if I am a part of the settlement?

You are a member of the Settlement Class if you were sent written notice by Carespring that your Private Information was potentially impacted in the Data Incident involving Carespring that occurred in October 2023.

YOUR BENEFITS UNDER THE SETTLEMENT

7. What can I get from the settlement?

All Settlement Class Members are eligible to claim two years of free credit monitoring with \$1,000,000 in identity fraud insurance. In addition, Class Members can also receive monetary relief including: (1) reimbursement for documented out-of-pocket losses up to \$4,500 per claimant; *or* (2) an alternative cash payment in the amount of \$50.

8. When will I receive these benefits?

If you submit a Valid Claim for credit monitoring, you will receive this benefit after the Court enters a Final Approval Order. If you submit a Valid Claim for monetary recovery, you will receive payment in the amount approved by the Settlement Administrator after your Valid Claim is processed and approved, after the Court enters a Final Approval Order, and after the time for any appeal has expired.

9. I want to be a part of the settlement. What do I do?

For Credit Monitoring: You may claim credit monitoring by submitting a Claim Form online or by mail. Each Settlement Class Member who submits a Settlement Claim that is approved shall receive two years of free credit monitoring that includes \$1,000,000 of identity fraud insurance per Settlement Class Member. Credit Monitoring may be claimed in addition to claims for Monetary Recovery.

For Settlement Claims for Monetary Recovery: You may claim either Documented Out-of-Pocket Losses or the Alternative Cash Payment of \$50.00 by using the Claim Form found on the Settlement Website, which may be submitted online or printed and sent by mail. Settlement Claims for Monetary Recovery must be submitted under penalty of perjury. Documented Out-of-Pocket Losses also require supporting documentation, as outlined in Section 10 below.

You must submit any Claim Forms by April 16, 2026. Each Settlement Class Member may only submit one Claim Form.

10. Payments for Settlement Class Members Seeking Monetary Recovery.

Settlement Class Members are eligible to submit Claims for up to \$4,500 (in total per class member) for the following categories of out-of-pocket losses:

- Costs associated with obtaining credit reports;
- Credit monitoring costs that were incurred on or after October 12, 2023, through the date of the Claim submission;

- Long distance telephone charges;
- Cell minutes (if charged by the minute or the amount of data usage);
- Internet usage charges (if charge by the minute or the amount of data usage);
- Text messages (if charged by the message);
- Miscellaneous expenses such as notary, fax, postage, copying and mileage;
- unreimbursed bank fees;
- unreimbursed card reissuance fees;
- unreimbursed overdraft fees;
- unreimbursed charges related to unavailability of funds;
- unreimbursed late fees;
- unreimbursed over-limit fees;
- unreimbursed charges from banks or credit card companies

Settlement Class Members submitting a claim for out-of-pocket expenses or losses will be required to:

- a. Show that the loss is fairly traceable to the Data Incident.
- b. Show that the loss occurred during the time period after the Data Incident and before the Claim Deadline.
- c. Show that the Settlement Class Member made reasonable efforts to avoid, or seek reimbursement for, the loss, including but not limited to exhaustion of all available credit monitoring insurance and identity theft insurance.
- d. Submit a statement under penalties of perjury that his or her claim is true and correct, to the best of his or her knowledge and belief.

No payment shall be made for pain and suffering, emotional distress, personal/bodily injury, punitive damages, or any other non-economic losses.

Reasonable documentation must be submitted with all Claim Forms showing that the Out-Of-Pocket Losses were caused by, or are fairly traceable to, the Data Incident. More details are provided in the Settlement Agreement, which is available at www.CarespringDataSettlement.com.

In the alternative, Settlement Class Members may claim a \$50 Alternative Cash Payment.

11. If I'm eligible for expense of loss reimbursement, when will I be paid?

The Parties cannot predict exactly when (or whether) the Court will give final approval to the Settlement Agreement, so please be patient. However, if the Court gives final approval to the Settlement, eligible Settlement Class Members will be paid as soon as possible after the Court order becomes final. If there is an appeal of the Settlement, payment may be delayed. Updated information about the case is available at www.CarespringDataSettlement.com, or contact the Settlement Administrator or Class Counsel at the information provided below.

12. What am I giving up if I remain in the settlement?

By staying in the Settlement Class, all the Court's orders will apply to you, and you give Defendant a "release." A release means you cannot sue or be part of any other lawsuit against Defendant and other persons and entities identified in the Settlement Agreement about the claims or issues in this Litigation or relating to the Data Security Incident.

The precise terms of the release are in the Settlement Agreement, which is available on the Settlement website. Unless you formally exclude yourself from this Settlement, you will release your claims.

Your release shall apply according to their terms, regardless of any provision of law or legal authority. If you have any questions, you can talk for free to the attorneys identified below who have been appointed by the Court to represent the Settlement Class, or you are welcome to talk to any other lawyer of your choosing at your own expense.

13. How much will the Class Representative receive?

The Plaintiffs will seek Service Awards of \$2,500 each for their services to the Settlement Class Members. This payment is subject to the Court's final approval and is not included in the amount available to Settlement Class Members.

EXCLUDING YOURSELF FROM THE SETTLEMENT

If you do not want to remain in the settlement, but you want to keep your legal claims against Defendant, then you must take steps to exclude yourself from this settlement.

14. How do I get out of the settlement?

To exclude yourself from the settlement, you must send a letter by mail stating that you want to be excluded from *Rice, et al., v. Carespring Health Care Management, LLC*, Case No. 2024 CVH

01199, Clermont County, Court of Common Pleas, Ohio. Be sure to include your name, address, telephone number, and your signature. The written notice must clearly manifest your intent to opt out of the Settlement Class. You must mail your exclusion request so that it is postmarked **no later than March 17, 2026**, to:

Carespring Data Settlement
c/o Settlement Administrator
PO Box 25191
Santa Ana, CA 92799

15. If I exclude myself, do I still receive benefits from this settlement?

No, you will not receive anything resulting from the Settlement, but you will have the right to sue Defendant over the claims raised in this case, either on your own or as a part of a different lawsuit. If you exclude yourself, the time you have in which to file your own lawsuit (called the “statute of limitations”) will begin to run again. You will have the same amount of time to file the suit that you had when this case was filed.

THE LAWYERS REPRESENTING YOU

16. Do I have a lawyer in this case?

The Court has appointed the law firms of Isabel DeMarco of Markovits, Stock & DeMarco, LLC, Philip J. Krzeski of Chestnut Cambronne PA, Tyler J. Bean of Siri & Glimstad, LLP; and Scott E. Cole of Cole & Van Note, P.A. to serve as Class Counsel. You will not be charged for these lawyers and if you want to be represented by your own lawyer, you may hire one at your own expense.

Isabel DeMarco
MARKOVITS, STOCK & DEMARCO, LLC
119 E. Court St., Ste. 530
Cincinnati, Ohio 45202
Telephone: 513.651.3700
idemarco@msdlegal.com

Philip J. Krzeski
CHESTNUT CAMBRONNE PA
100 Washington Avenue, Suite 1700
Minneapolis, MN 55401-2138
Telephone: (612) 339-7300
pkrzeski@chestnutcambronne.com

Tyler J. Bean
SIRI & GLIMSTAD LLP
745 Fifth Ave., Suite 500
New York, NY 10151
Telephone: 772-783-8436
tbean@sirillp.com

Scott E. Cole
COLE & VAN NOTE
555 12th Street, Suite 2100
Oakland, CA 94607
Telephone: (510) 891-9800
sec@colevannote.com

17. How will the lawyers be paid?

Class Counsel seek reasonable attorneys' fees and expenses up to \$305,000, subject to court approval.

OBJECTING TO THE SETTLEMENT

You can tell the Court that you do not agree with the settlement or some part of it.

18. How do I tell the Court that I do not like the Settlement?

If you are a Settlement Class Member, you can object to the Settlement and the Court will consider your views. In order to object to the Settlement, you must provide a written objection (such as a letter or legal brief) stating that you object and the reasons why you think the Court should not approve the Settlement. Your objection should include: (i) the objector's full name and address; (ii) the case name and docket number, *Rice, et al., v. Carespring Health Care Management, LLC*, Case No. 2024 CVH 01199 (Clermont County Court of Common Pleas, Ohio); (iii) information identifying the objector as a Settlement Class Member, including proof that the objector is a member of the Settlement Class (e.g., copy of the objector's settlement notice, copy of original notice of the Data Incident, or a statement explaining why the objector believes he or she is a Settlement Class Member); (iv) a written statement of all grounds for the objection, accompanied by any legal support for the objection the objector believes applicable; (v) the identity of any and all counsel representing the objector in connection with the objection; (vi) a statement whether the objector and/or his or her counsel will appear at the Final Approval Hearing; and (vii) the objector's signature or the signature of the objector's duly authorized attorney or other duly authorized representative (if any) representing him or her in connection with the objection.

To be timely, written notice of an objection in the appropriate form must be mailed, with a postmark date no later than the Objection Date, or electronically submitted by 11:59 p.m. Eastern Time on the Objection Date, to the Settlement Administrator at Carespring Data Settlement, PO Box 25191, Santa Ana, CA 92799, with copies to Proposed Settlement Class Counsel and counsel for Defendant at the addresses specified in the Settlement Notice. The objector or his or her counsel may also file an objection with the Court in person at the Clerk of Courts or through the Court's electronic filing system if the objector's counsel is registered to use such system, with concurrent service on Proposed Settlement Class Counsel and Defendant's counsel by mail, hand delivery, or electronic service if counsel are registered for electronic service. For all objections mailed to the Settlement Administrator, Class Counsel will file them with the Court with the Motion for Final Approval of the Settlement.

For all objections mailed to Proposed Settlement Class Counsel and counsel for Defendant, Proposed Settlement Class Counsel will file them with the Court with the Motion for Final Approval of the Settlement.

THE FINAL FAIRNESS HEARING

The Court will hold a hearing to decide whether to grant final approval of the Settlement. You may attend if you wish, but you are not required to do so.

19. Where and when is the final approval hearing?

The Court has already given preliminary approval to the Settlement Agreement. A final hearing on the settlement, called a Final Approval Hearing, will be held to determine the fairness of the Settlement Agreement.

The Court will hold a hearing on **April 28, 2026 at 11:00 a.m.** in the courtroom of the Honorable Victor M. Haddad, Court of Common Pleas in Clermont County, Ohio. The purpose of the hearing will be for the Court to determine whether the proposed settlement is fair, reasonable, and adequate and in the best interests of the Class and to determine the appropriate amount of compensation for Class Counsel and rule on the request for service awards for the Representative Plaintiffs. At that hearing, the Court will be available to hear any objections and arguments concerning the fairness of the proposed settlement. After the hearing, the Court will decide whether to approve the Settlement.

YOU ARE **NOT** REQUIRED TO ATTEND THIS HEARING TO BENEFIT FROM THIS SETTLEMENT. The hearing may be postponed to a later date without notice.

GETTING MORE INFORMATION – CONTACT:

TOLL-FREE: 833-647-8948

EMAIL: info@CarespringDataSettlement.com

**MAIL: Carespring Data Settlement, c/o Settlement Administrator,
PO Box 25191, Santa Ana, CA 92799**

This Notice only provides a summary of the proposed Settlement. Complete details about the Settlement can be found in the Settlement Agreement available on the Settlement Website.

www.CarespringDataSettlement.com

If you have any questions, you can contact the Settlement Administrator or Class Counsel at the numbers or email addresses set forth above. In addition to the documents available on the Settlement Website, all pleadings and documents filed in court may be reviewed or copied in the Office of the Clerk.

**DO NOT ADDRESS ANY QUESTIONS ABOUT THE SETTLEMENT OR THE
LITIGATION TO THE CLERK OF THE COURT OR TO THE JUDGE.**

They are not permitted to answer your questions.