

## NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

*In re Hillcrest Convalescent Center, Inc. Data Breach Litigation*

Case No. 25CV002700-310

Superior Court of Durham County, North Carolina

**IF YOUR PRIVATE INFORMATION WAS COMPROMISED IN THE JUNE 2024 HILLCREST CONVALESCENT CENTER, INC., DATA INCIDENT, A PROPOSED CLASS ACTION SETTLEMENT MAY AFFECT YOUR RIGHTS, AND ENTITLE YOU TO BENEFITS AND A CASH PAYMENT.**

*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 Hillcrest Convalescent Center, Inc. (“Hillcrest” or “Defendant”) in a class action lawsuit. This case is about the cyberattack on Hillcrest's computer systems that occurred in June 2024 which may have resulted in the unauthorized access to and/or acquisition of certain Private Information (the “Data Incident”). The Private Information that may have been impacted includes names; addresses; financial account information; dates of birth; driver's license numbers; Social Security Numbers; and other government issued ID numbers; as well as medical treatment; health insurance; and provider information.
- The lawsuit is called *In re Hillcrest Convalescent Center, Inc. Data Breach Litigation*, Case No. 25CV002700-310. It is pending in the Superior Court of Durham County, North Carolina (the “Litigation”).
- Hillcrest 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.
- Hillcrest's records indicate that you are a Settlement Class Member, and entitled to benefits under the Settlement. You may have received a previous notice directly from Hillcrest.
- 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>The only way to receive benefits or payments 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.HCCDataSettlement.com">www.HCCDataSettlement.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>	<b>August 26, 2026</b>
<b>OPT OUT OF THE SETTLEMENT</b>	You can choose to opt out of the Settlement and receive no benefit or 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.	<b>July 27, 2026</b>
<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. If you object, you may also file a claim for Settlement benefits.	<b>July 27, 2026</b>
<b>DO NOTHING</b>	Unless you opt out of the Settlement, you are automatically part of the Settlement. If you do nothing, you will not receive benefits or payments 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.

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## Basic Information

### 1. Why was this Notice issued?

The Superior Court of Durham County, North Carolina, 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 called *In re Hillcrest Convalescent Center, Inc. Data Breach Litigation*, Case No. 25CV002700-310. It is pending in the Superior Court of Durham County, North Carolina. The people that filed this lawsuit are called the “Plaintiffs” (or “Class Representatives”) and the company they sued, Hillcrest Convalescent Center, Inc., is called the “Defendant.”

### 2. What is this lawsuit about?

This lawsuit alleges that during the June 2024 cyberattack on Hillcrest's computer systems, certain files that contained private information were accessed and/or acquired. These files may have contained private information such as names; addresses; financial account information; dates of birth; driver's license numbers; Social Security Numbers; and other government issued ID numbers; as well as medical treatment; health insurance; and provider information. Hillcrest denies the allegations in the lawsuit or any wrongdoing or liability.

### 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 Sarah Beddingfield; Nakia Brandon; and Tanita Eakins. 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 Defendant are right. Both sides have agreed to a Settlement without admission of liability to avoid the costs and risks of a trial, and to allow the Class Members to receive benefits from the Settlement. The 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 Settlement Class as: “All living individuals in the United States whose Private Information was implicated in the Data Incident.”

The Settlement Class includes the Group 1 Settlement Subclass and the Group 2 Settlement Subclass, defined as follows: Group 1 Settlement Subclass Members: Settlement Class Members who **did** have their Social Security number(s) among the Private Information potentially impacted in the Data Incident. Group 2 Settlement Subclass Members: Settlement Class Members who **did not** have their Social Security number(s) among the Private Information potentially impacted in the Data Incident. A Settlement Class Member is either a Group 1 Settlement Subclass Member or Group 2 Settlement Subclass Member; not both.

### 6. Are there exceptions to being included?

Yes. Excluded from the Class are: (1) Hillcrest and its officers, directors, and related companies; (2) governmental entities; and (3) the Judge in this case, and the Judge’s family and staff.

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@HCCDataSettlement.com](mailto:info@HCCDataSettlement.com)
- Call toll free, 24/7: 1-833-421-7232
- By mail: Hillcrest Data Incident Settlement  
c/o Settlement Administrator  
P.O. Box 25226  
Santa Ana, CA 92799-9958

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

## The Settlement Benefits

### 7. What does the Settlement provide?

All Settlement Class Members may claim **Credit Monitoring Services** and reimbursement for **Documented Losses**. Group 1 Settlement Subclass Members also have the option of a **\$50.00** Alternative Cash Payment. These benefits are explained in more detail below.

**CREDIT MONITORING SERVICES.** All Settlement Class Members are eligible to enroll in two years of CyEx Identity Defense Complete. This comprehensive service comes with \$1 million in identity theft insurance, and includes:

- real time monitoring of your credit file

- dark web scanning
- comprehensive public records monitoring

If anything suspicious happens, you will be able to talk to a fraud resolution agent to help fix any problems.

**Documented Losses.** All Settlement Class Members may file a claim for reimbursement of incurred actual, documented out-of-pocket losses due to the Data Incident, up to **\$2,500.00**. The losses must have occurred between June 27, 2024, and August 26, 2026.

This benefit covers out-of-pocket expenses like:

- losses because of identity theft or fraud
- fees for credit reports, credit monitoring, or freezing and unfreezing your credit
- cost to replace your IDs
- postage to contact banks by mail

You need to send proof, like bank statements or receipts, to show how much you spent or lost. You can also send notes or papers you made yourself to explain or support other proof, but those notes or papers alone are not enough to make a valid claim. Your proof or notes should show that your expenses were because of the Data Incident.

You cannot claim a payment for expenses that have already been reimbursed by a third party.

**Alternative Cash Payment (Group 1 only).** *Instead of any other available benefit*, Group 1 Settlement Subclass Members may claim a one-time cash payment. This payment is expected to be **\$50.00**. You do not have to provide any proof or explanation to claim this payment.

Group 2 Settlement Subclass Members are *not* eligible to submit a Claim for Alternative 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@HCCDataSettlement.com](mailto:info@HCCDataSettlement.com)
- Call toll free, 24/7: 1-833-421-7232
- By mail: Hillcrest Data Incident Settlement  
c/o Settlement Administrator  
P.O. Box 25226  
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 Hillcrest about the issues that this Settlement covers. The "Releases" 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.HCCDataSettlement.com](http://www.HCCDataSettlement.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.HCCDataSettlement.com](http://www.HCCDataSettlement.com). If you prefer, you can download a printable Claim Form from the website and mail it to the Settlement Administrator at:

Hillcrest Data Incident Settlement  
c/o Settlement Administrator  
P.O. Box 25226  
Santa Ana, CA 92799-9958

You may also contact the Settlement Administrator to request a Claim Form by telephone, toll free, 1-833-421-7232, by email [info@HCCDataSettlement.com](mailto:info@HCCDataSettlement.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 **August 26, 2026**. 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 **August 26, 2026**.

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

The Court will hold a final approval hearing on **August 24, 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 has appointed attorneys Mariya Weekes of Milberg PLLC; A. Brooke Murphy of Murphy Law Firm; and Phillip J. Krzeski of Chestnut Cambronne PA, 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 \$325,000.00 as reasonable attorneys' fees and costs of litigation. This amount will be paid by Hillcrest.

Class Counsel will also ask for Service Award payments of \$2,500.00 for each of the Class Representatives. Service Award payments will also be paid by Hillcrest.

## 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 Settlement benefits or payment. However, you will keep any rights you may have to sue Hillcrest 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 **July 27, 2026**.

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

- (1) the name of the Litigation: *In re Hillcrest Convalescent Center, Inc. Data Breach Litigation*, Case No. 25CV002700-310, pending in the Superior Court of Durham County, North Carolina;
- (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:

Hillcrest Data Incident Settlement  
ATTN: Exclusion Request  
P.O. Box 25226  
Santa Ana, CA 92799-9958

Your Request for Exclusion must be submitted, postmarked, or emailed by **July 27, 2026**.

## 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 name of the Litigation: *In re Hillcrest Convalescent Center, Inc. Data Breach Litigation*, Case No. 25CV002700-310, pending in the Superior Court of Durham County, North Carolina;
- (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, such as documents, you may have for your objection;
- (4) whether the objection applies only to you, or to other Class Members, as well;
- (5) if you have hired your own lawyer to represent you for this objection, provide their name, bar number, and contact information;
- (6) if you or your lawyer have objected in any other cases in the past five years, list the names, courts, the orders ruling on your objections, and civil action numbers for each of those cases;
- (7) whether or not you or your lawyer would like to speak at the Final Approval Hearing;
- (8) if you plan on calling witnesses or submitting documents at the Final Approval Hearing, provide a full list of both; and
- (9) your signature (if you have hired your own lawyer, their 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 **July 27, 2026**. You must also send a copy of the objection to the Settlement Administrator, Class Counsel, and counsel for Defendants.

Clerk of the Court	Settlement Administrator
Clerk of the Court 16th Judicial District, Durham County 510 S. Dillard St. Durham, NC 27701	Hillcrest Data Incident Settlement ATTN: Objections P.O. Box 25226 Santa Ana, CA 92799-9958
Class Counsel	Counsel for Defendants
Mariya Weekes <b>Milberg PLLC</b> 333 SE 2 <sup>nd</sup> Avenue, Suite 2000 Miami, FL, 33131  A. Brooke Murphy <b>MURPHY LAW FIRM</b> 4116 Will Rogers Parkway, Suite 700 Oklahoma City, OK 73108  Philip Krzeski <b>CHESTNUT CAMBRONNE PA</b> 100 Washington Avenue South, Suite 1700 Minneapolis, MN 55401	Allison Becker <b>GORDON REES SCULLY MANSUKHANI, LLP</b> 150 Fayetteville Street, Suite 1120 Raleigh, NC 27601  Joseph Salvo John T. Mills <b>GORDON REES SCULLY MANSUKHANI, LLP</b> One Battery Park Plaza, 28 <sup>th</sup> Floor New York, NY 10004

## 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 **August 24, 2026 at 10:00 a.m. Eastern Time**, in the Superior Court of Durham County, North Carolina, at 16th Judicial District, Durham County, 510 S. Dillard St. Durham, NC 27701.

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 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**).

The date and time of this hearing may change without further notice. Please check [www.HCCDataSettlement.com](http://www.HCCDataSettlement.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.HCCDataSettlement.com](http://www.HCCDataSettlement.com).

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

- Email: [info@HCCDataSettlement.com](mailto:info@HCCDataSettlement.com)
- Call toll free, 24/7: 1-833-421-7232
- By mail: Hillcrest Data Incident Settlement  
c/o Settlement Administrator  
P.O. Box 25226  
Santa Ana, CA 92799-9958

You can obtain copies of publicly filed documents by visiting the office of the Clerk of the Court, 16th Judicial District, Durham County, 510 S. Dillard St. Durham, NC 27701.

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