

# If your Personal Information was impacted in the Data Incident involving The Neiman Marcus Group LLC in May of 2024, you may be entitled to benefits from a settlement.

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

- This Notice concerns a case called *In re: Snowflake, Inc., Data Security Breach Litigation*, No. 2:24-MD-3126-BMM, filed in the United States District Court for the District of Montana.
- A \$3,500,000.00 settlement has been reached in a class action lawsuit against The Neiman Marcus Group LLC (“Defendant”) arising out of a data breach incident that Defendant detected in May of 2024, in which an unauthorized third party may have gained access to certain files containing Personal Information belonging to Defendant’s customers and employees (“Data Incident”). “Personal Information” means Settlement Class members’ information that may have been exposed in the Data Incident, which may include: names, email addresses, dates of birth, gift card information, partial credit card numbers, and the last four digits of Social Security numbers.
- The Settlement Class includes all persons living in the United States whose Personal Information was potentially compromised as a result of the Data Incident.
- To be eligible to make a Claim, you must be a member of the Settlement Class.
- If you are a Settlement Class Member, you can file a Claim Form for the following Settlement Class Member Benefits:

**Documented Loss Cash Payment:** You may submit a Claim Form and provide reasonable documentation showing that you incurred losses related to the Data Incident for up to \$2,500.00 per Settlement Class Member.

and/or

**Credit Monitoring:** In addition to a Cash Payment, you may also submit a Claim Form to receive two years of free Credit Monitoring (valued at \$108.00 per year).

Your Documented Loss Cash Payment may be subject to a *pro rata* (a legal term meaning equal share) adjustment depending upon the total value of the Valid Claims submitted.

**This Notice may affect your rights. Please read it carefully.**

Your Legal Rights and Options		Deadline
<b>Submit a Claim Form</b>	The only way to get Settlement Class Member Benefits is to submit a timely and valid Claim Form.	Submitted or Postmarked by: <b>October 8, 2025</b>
<b>Exclude Yourself or opt-out of the settlement</b>	Get no Settlement Class Member Benefits. Keep your right to file your own lawsuit against the Released Parties about the legal Released Claims that are released by the Settlement in this lawsuit.	Postmarked by: <b>September 23, 2025</b>
<b>Object to the Settlement</b>	Stay in the Settlement, but tell the Court why you do not agree with the Settlement. You will still be bound by the Settlement if the Court approves it.	Filed or Postmarked by: <b>September 23, 2025</b>
<b>Do Nothing</b>	Get no Settlement Benefits. Give up your legal rights.	

- These rights and options—and the deadlines to exercise them—are explained in this Notice.
- The Court must decide whether to approve the Settlement and the requested attorneys’ fees, costs, and Service Awards. No Settlement Class Member Benefits will be provided unless the Court approves the Settlement.

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**

## BASIC INFORMATION

### 1. Why is this Notice being provided?

A court authorized this Notice because you have the right to know about the Settlement of this class action lawsuit and about all of your rights and options before the Court decides whether to grant Final Approval of the Settlement. This Notice explains the lawsuit, the Settlement, your legal rights, what benefits are available, who is eligible for the benefits, and how to get them.

The Honorable Brian Morris of the United States District Court for the District of Montana is overseeing this class action. The lawsuit is known as *In Re: Snowflake, Inc., Data Security Breach Litigation*, No. 2:24-MD-3126-BMM (“lawsuit”). The individuals who filed this lawsuit are called the “Plaintiffs” and/or “Class Representatives,” and the company sued, The Neiman Marcus Group LLC, is called the “Defendant.”

### 2. What is this lawsuit about?

Plaintiffs filed this lawsuit against Defendant, individually, and on behalf of Settlement Class Members regarding possible unauthorized access to Settlement Class Members’ Personal Information involved in the Data Incident. “Personal Information” means Settlement Class members’ information that may have been exposed in the Data Incident, which may include: names, email addresses, dates of birth, gift card information, partial credit card numbers, and the last four digits of Social Security numbers.

Plaintiffs allege that Defendant, in May of 2024, identified that Personal Information of Settlement Class Members may have been compromised, accessed, and exfiltrated (“Data Incident”). Subsequently, Plaintiffs filed a Consolidated Class Action Complaint against Defendant, alleging causes of action for negligence, negligence per se, breach of contract, and declaratory judgment.

Defendant denies the legal claims and denies any wrongdoing or liability. The Court has not made any determination of any wrongdoing by Defendant, or that any law has been violated. Instead, Plaintiffs and Defendant have agreed to a settlement to avoid the risk, cost, and time of continuing the lawsuit.

### 3. Why is the lawsuit a class action?

In a class action, one or more people (called “class representatives”) sue on behalf of all people who have similar legal claims. Together, all these people are called a “class” or “class members.” One court resolves the issues for all class members, except for those class members who timely exclude themselves (opt-out) from the class.

### 4. Why is there a Settlement?

Plaintiffs and Defendant do not agree about the legal claims made in this lawsuit. The lawsuit has not gone to trial, and the Court has not decided in favor of Plaintiffs or Defendant. Instead, Plaintiffs and Defendant have agreed to settle the lawsuit. The Class Representatives, Defendant, and their lawyers believe the Settlement is best for Settlement Class Members because of the Settlement Class Member Benefits available and the risks and uncertainty associated with continuing the lawsuit.

## WHO IS INCLUDED IN THE SETTLEMENT?

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

The Settlement Class includes all persons who live in the United States whose Personal Information was potentially compromised as a result of the Data Incident. You may have been sent notice regarding the Data Incident.

### 6. Are there exceptions to being included in the Settlement?

Yes. Excluded from the Settlement Class are (a) all persons who are governing board members of Defendant; (b) governmental entities; and (c) the Court, the Court’s immediate family, and Court staff; and (d) any individual who timely and validly opts-out of the Settlement.

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**

## 7. What if I am still not sure whether I am part of the Settlement?

If you are still not sure whether you are a Settlement Class Member, you may go to the Settlement Website at [www.NMGsettlement.com](http://www.NMGsettlement.com) or call the Settlement Administrator's toll-free number at 1-855-338-2018.

## THE SETTLEMENT BENEFITS

## 8. What does the Settlement provide?

If you are a Settlement Class Member and you submit a timely and valid Claim Form, you may be eligible to receive the following Settlement Benefits:

**Documented Loss Cash Payment:** You may submit a Claim Form and provide reasonable documentation showing that you spent money or incurred losses related to the Data Incident for up to \$2,500.00 per Settlement Class Member.

Examples of expenses incurred as a result of the Data Incident, include (without limitation) bank fees, long-distance phone charges, cell phone charges (only charged by the minute), data charges (only if charged based on the amount of data used), postage, gasoline for local travel, and fees for credit reports, credit monitoring, or other identity theft insurance products purchased between May 1, 2024, and the date of the Claim Form Deadline.

Examples of reasonable documentation include (but are not limited to): telephone records, correspondence including emails, or receipts. Personal certifications, declarations, or affidavits from the Settlement Class Member do not constitute reasonable documentation but may be included to provide clarification, context, or support for other submitted reasonable documentation. You will not be reimbursed for expenses if you have been reimbursed for the same expenses by another source.

If you do not submit reasonable documentation supporting a loss, or if your Claim Form is invalid as determined by the Settlement Administrator, and you do not cure your Claim Form, your Claim Form will be denied, and you will not receive a Settlement Class Member Benefit.

**Credit Monitoring:** In addition to a Cash Payment, you may also submit a Claim Form to receive two years of free Credit Monitoring (valued at \$108.00 per year).

Your Documented Loss Cash Payment may be subject to a *pro rata* (a legal term meaning equal share) adjustment increase from the Settlement Fund if the amount of timely and valid Claim Forms does not use the entire Settlement Fund. Alternatively, if the amount of timely and valid Claim Forms exceeds the amount of the Settlement Fund, your Documented Loss Cash Payment may be subject to a *pro rata* decrease.

## 9. What am I giving up to receive Settlement Class Member Benefits or stay in the Settlement Class?

Unless you exclude yourself (opt-out), you are choosing to remain in the Settlement Class. If the Settlement is approved and becomes final, all Court orders and any judgments will apply to you and legally bind you. You will not be able to sue, continue to sue, or be part of any other lawsuit against the Released Parties about the legal issues in this lawsuit that are released by this Settlement. The specific rights you are giving up are called "Released Claims."

## 10. What are the Released Claims?

Section XIII of the Settlement Agreement describes the Released Claims and the Release, in necessary legal terminology, so please read these sections carefully. The Settlement Agreement is available at [www.NMGsettlement.com](http://www.NMGsettlement.com). For questions regarding the Release or Released Claims and what the language in the Settlement Agreement means, you can also contact Class Counsel listed in Question 19 for free, or you can talk to your own lawyer at your own expense.

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**

## HOW TO GET BENEFITS FROM THE SETTLEMENT

### 11. How do I make a claim for Settlement benefits?

You must submit a timely and valid Claim Form for the Settlement Class Member Benefits described above. Your Claim Form must be submitted online at [www.NMGsettlement.com](http://www.NMGsettlement.com) by **October 8, 2025**, or mailed to the Settlement Administrator at the address on the Claim Form, **postmarked by October 8, 2025**. Claim Forms are also available on the Settlement Website at [www.NMGsettlement.com](http://www.NMGsettlement.com), or by calling 1-855-338-2018, or by writing to:

*Neiman Marcus Data Breach Litigation*  
Settlement Administrator  
P.O. Box 3058  
Portland, OR 97208-3058

### 12. What happens if my contact information changes after I submit a Claim Form?

If you change your mailing address or email address after you submit a Claim Form, it is your responsibility to inform the Settlement Administrator of your updated information. You may notify the Settlement Administrator of any changes by writing to:

*Neiman Marcus Data Breach Litigation*  
Settlement Administrator  
P.O. Box 3058  
Portland, OR 97208-3058

### 13. When will I receive my Settlement benefits?

If you submit a timely and valid Claim Form, Settlement Class Member Benefits will be provided after the Settlement is approved by the Court and becomes final. It may take time for the Settlement to be approved and become final. Please be patient and check [www.NMGsettlement.com](http://www.NMGsettlement.com) for updates.

## THE LAWYERS REPRESENTING YOU

### 14. Do I have a lawyer in this lawsuit?

Yes, the Court has appointed the attorneys listed in Question 19 below as Class Counsel to represent you and the Settlement Class for the purposes of this Settlement. You may hire your own lawyer at your own cost and expense if you want someone other than Class Counsel to represent you in this lawsuit.

### 15. How will Class Counsel be paid?

Class Counsel will file a motion asking the Court to award attorneys' fees of up to one-third of the \$3,500,000.00 Settlement Fund, plus reimbursement of costs. Class Counsel will also ask the Court to approve a Service Award for the Class Representatives of up to \$3,000.00 each for their efforts in achieving the Settlement. If awarded by the Court, the attorneys' fees and costs, and the Service Awards will be paid from the Settlement Fund. The Court may award less than these amounts.

Class Counsel's Application for Attorneys' Fees, Costs, and Service Awards will be made available on the Settlement Website at [www.NMGsettlement.com](http://www.NMGsettlement.com) after it is filed with the Court.

## EXCLUDE YOURSELF OR OPT-OUT OF THE SETTLEMENT

If you are a Settlement Class Member and want to keep any right you may have to individually sue or continue to sue the Released Parties on your own about the legal claims in this lawsuit or released by the Released Claims, then you must take steps to get out of the Settlement. This is called excluding yourself from—or "opting-out" of—the Settlement.

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**

## 16. How do I opt-out of the Settlement?

To exclude yourself from the Settlement, you must mail a written request for exclusion, which includes the following:

- 1) Your full name, mailing address, telephone number, claim identification number, email address, and account number (if applicable);
- 2) Your original (“wet”) handwritten personal signature; and
- 3) A statement that you want to be excluded from the Settlement Class, such as “I request to be excluded from the proposed Settlement Class in *Snowflake, Inc., Data Security Breach Litigation (Neiman Marcus)*, No. 2:24-MD-3126-BMM.

The exclusion request must be **mailed** to the Settlement Administrator at the following address and be **postmarked** by **September 23, 2025**:

*Neiman Marcus Data Security Breach Litigation*  
Settlement Administrator  
P.O. Box 3058  
Portland, OR 97208-3058

**You cannot opt-out (exclude yourself) by telephone or by email.**

“Mass” or “class” requests for exclusion filed by third parties on behalf of a “mass” or “class” of Settlement Class Members or multiple Settlement Class Members are not permitted. Settlement Class Members may only opt-out on behalf of themselves.

## 17. If I opt-out, can I still get anything from the Settlement?

No. If you timely opt-out, you will not be entitled to receive Settlement Class Member Benefits, but you will not be bound by the Settlement or any judgment in this lawsuit. You can only get Settlement benefits if you stay in the Settlement and submit a timely and valid Claim Form.

## 18. If I do not opt-out, can I sue Defendant for the same thing later?

No. Unless you opt-out, you give up any right to sue any of the Released Parties for the legal claims this Settlement resolves and Releases relating to the Data Incident, and you will be bound by all the terms of the Settlement and by all proceedings, orders, and judgments in the lawsuit. You must opt-out of this lawsuit to start or continue with your own lawsuit or be part of any other lawsuit against the Released Parties. If you have a pending lawsuit, speak to your lawyer in that case immediately.

## OBJECTING TO THE SETTLEMENT

## 19. How do I tell the Court that I object to the Settlement?

If you are a Settlement Class Member, you can tell the Court you object to all or any part of the Settlement and/or Application for Attorneys’ Fees, Costs, and Service Awards.

To object, you must file your objection with the Court by **September 23, 2025**, and send your objection by U.S. Mail to Class Counsel, Defendant’s Counsel, and the Settlement Administrator postmarked by or shipped by private courier (such as Federal Express) by **September 23, 2025**, stating that you object to the Settlement in *Snowflake, Inc., Data Security Breach Litigation (Neiman Marcus)*, No. 2:24-MD-3126-BMM.

To file an objection, you cannot exclude yourself from the Settlement Class. Your objection must include all of the following information:

- 1) Your full name, mailing address, telephone number, email address, and claim identification number;
- 2) All grounds for the objection, accompanied by any legal support for the objection known to you as the objector or your own lawyer;
- 3) The number of times you have objected to a class action settlement within the 5 years preceding the date that you file the objection, the caption of each case in which you have made an objection, and a copy of any orders related to or ruling upon your prior objections that were issued by the trial and appellate courts in each listed case;

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**

- 4) The identity of any lawyers representing you in connection with the objection, including any former or current counsel who may be entitled to compensation for any reason related to the objection to the Settlement and/or Application for Attorneys' Fees, Costs, or Service Awards;
- 5) The number of times in which your lawyer or your lawyer's law firm have objected to a class action settlement within the 5 years preceding the date of the filed objection, the caption of each case in which your lawyer or the firm has made the objection and a copy of any orders related to or ruling upon your lawyer's or the lawyer's law firm's prior objections that were issued by the trial and appellate courts in each listed case in which your lawyer's counsel and/or lawyer's law firm have objected to a class action settlement within the preceding 5 years;
- 6) Any and all agreements that relate to the objection or the process of objecting, whether written or oral, between you or your lawyer and any other person or entity;
- 7) A list of all persons who will be called to testify at the Final Approval Hearing in support of the objection (if any);
- 8) A statement confirming whether you and/or your lawyer(s) intend to personally appear and/or testify at the Final Approval Hearing; and
- 9) Your original ("wet") handwritten personal signature as the objector (a lawyer's signature is not sufficient).

To object, you must file timely written notice with the Court as provided below no later than **September 23, 2025**, and send by U.S. Mail to Class Counsel, Defendant's Counsel, and the Settlement Administrator postmarked by or shipped by private courier (such as Federal Express) by **September 23, 2025**, at the following addresses:

COURT	CLASS COUNSEL	DEFENDANT'S COUNSEL	SETTLEMENT ADMINISTRATOR
U.S. District Court District of Montana 400 N. Main Street Suite 273 Butte, Montana 59701	John Heenan <b>Heenan &amp; Cook, PLLC</b> 1631 Zimmerman Trail Billings, MT 59102 Tel. 406.839.9091 john@lawmontana.com  Jason S. Rathod <b>Migliaccio &amp; Rathod LLP</b> 412 H St NE, Suite 302 Washington, D.C. 20002 Tel. 202.470.3520 jrathod@classlawdc.com  J. Devlan Geddes <b>Goetz, Geddes &amp; Gardner P.C.</b> 35 N. Grand Ave. Bozeman, MT 59715 Tel. 406.587.0618 devlan@goetzlawfirm.com  Raphael Graybill <b>Graybill Law Firm, PC</b> 300 4th Street North Great Falls, MT 59401 Tel. 406.452.8566	Neil Gilman P. Reiko Koyama <b>Hunton Andrews Kurth LLP</b> 2200 Pennsylvania Ave., N.W. Washington, D.C. 20037 Tel. 202.955.1500 ngilman@hunton.com pkoyama@hunton.com	Settlement Administrator P.O. Box 3058 Portland, OR 97208-3058

If you do not comply with the requirements for objecting as detailed above, you will waive and forfeit any and all rights you may have to appear separately and/or to object to the Settlement, and you will be bound by all the terms of the Settlement and by all proceedings, orders, and judgments in the lawsuit.

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**



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

Objecting is simply telling the Court that you do not like something about the Settlement. You can object only if you stay in the Settlement Class. Opting-out is telling the Court that you do not want to be part of the Settlement Class. If you opt-out, you cannot object because you are no longer part of the Settlement.

## THE FINAL APPROVAL HEARING

The Court will hold a “Final Approval Hearing” to decide whether to approve the Settlement. You may attend, and you may ask to speak if you submit an objection by the deadline, but you do not have to.

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

The Court will hold a Final Approval Hearing on **October 23, 2025, at 10:00 a.m.** before the Honorable Brian Morris of the United States District Court for the District of Montana, 400 N. Main Street, Butte, Montana 59701. At this hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate and decide whether to approve the Settlement and Class Counsel’s Application for Attorneys’ Fees, Costs, and Service Awards.

If there are objections that were filed by the deadline, the Court will consider them. If you file a timely objection, and you would like to speak at the hearing, the Court will also listen to you or your lawyer speak at the hearing, if you so request.

**Note:** The date and time of the Final Approval Hearing are subject to change without further notice to the Settlement Class. The Court may also decide to hold the hearing via video conference or by telephone. You should check the Settlement Website [www.NMGsettlement.com](http://www.NMGsettlement.com) to confirm the date and time of the Final Approval Hearing has not changed.

## 22. Do I have to attend the Final Approval Hearing?

No. Class Counsel will answer any questions the Court may have. However, you are welcome to attend at your own expense. If you file an objection, you do not have to attend the Final Approval Hearing to speak about it. As long as you file a written objection by the deadline, the Court will consider it.

## 23. May I speak at the Final Approval Hearing?

Yes, as long as you do not exclude yourself (opt-out) and you submit a timely written objection requesting to speak at the hearing, you can (but do not have to) participate and speak for yourself at the Final Approval Hearing. This is called making an appearance. You can also have your own lawyer speak for you, but you will have to pay for the lawyer yourself.

If you want to appear, or if you want your own lawyer instead of Class Counsel to speak for you at the hearing, you must follow all of the procedures for objecting to the Settlement listed in Question 19 above, and specifically include a statement whether you and your counsel will appear at the Final Approval Hearing.

## IF YOU DO NOTHING

## 24. What happens if I do nothing at all?

If you are a Settlement Class Member and you do nothing, you will not receive Settlement Class Member Benefits, and you will give up rights to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against any of the Released Parties about the legal issues in this lawsuit that are released by the Settlement relating to the Data Incident.

## GETTING MORE INFORMATION

### 25. How do I get more information?

This Notice summarizes the Settlement. Complete details about the Settlement are provided in the Settlement Agreement. The Settlement Agreement and other related documents are available at [www.NMGsettlement.com](http://www.NMGsettlement.com). You may get additional information at [www.NMGsettlement.com](http://www.NMGsettlement.com), by calling toll-free 1-855-338-2018, or by writing to:

*Neiman Marcus Data Breach Litigation*  
Settlement Administrator  
P.O. Box 3058  
Portland, OR 97208-3058

**PLEASE DO NOT TELEPHONE THE COURT OR THE COURT'S  
CLERK OFFICE REGARDING THIS NOTICE.**

**Questions? Go to [www.NMGsettlement.com](http://www.NMGsettlement.com) or call 1-855-338-2018.**