

Blank v. East Tennessee Children's Hospital

c/o Kroll Settlement Administration
P.O. Box 225391
New York, NY 10150-5391

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LEGAL NOTICE

**You Are A Member of the Proposed
Settlement of the Case *K.B. (minor)*
through *Joan Blank et al. v. East
Tennessee Children's Hospital
Association, Inc.***

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Class Member ID Number: <<Refnum>>

Postal Service: Please do not mark barcode

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<<Address>>

<<Address2>>

<<City>>, <<ST>> <<Zip>>-<<zip4>>

Identity Defense Minor Service Activation Code: <<Activationcode>>

Class Member ID Number: <<refnum>>

A settlement has been reached in *K.B. (minor) through Joan Blank et al. v. East Tennessee Children's Hospital Association, Inc.*, Case No. C2LA0081, pending in the Circuit Court for Anderson County, State of Tennessee (the "Lawsuit"). As you may already be aware, the Lawsuit involves a claim for the alleged disclosure of personal data belonging to current and former patients of East Tennessee Children's Hospital Association, Inc. ("ETCH"). The Settlement will release all Data Breach claims you and others may have against ETCH under state law.

ETCH denies that it violated the law and claims that its data security practices were proper. By settling, neither ETCH nor the Data Breach victims who filed the Lawsuit make concessions as to the merits of their claims or defenses. The parties settled to avoid the risks, uncertainty, expense, and burden of further litigation.

Why am I being contacted? Our records indicate you are in a subclass of individuals whose information may have been impacted by the Data Breach, and who were minors at the time of the incident, and who may be eligible to receive benefits from the Settlement (the "Minor Subclass").

What does the Settlement provide? ETCH has agreed to automatically provide ten (10) years of Pango's Identity Defense Minor Service for Minor Subclass members.

What is Identity Defense Minor Service? *Identity Defense Minor Service* is a powerful monitoring service that focuses on protecting minors from identity theft and financial fraud perpetrated in the names of minors.

How do I obtain these benefits? The *Identity Theft Defense Minor Service* enrollment website will not be active until after the Settlement is approved by the Court and becomes effective. The date that it is anticipated that the website will be active is January 18, 2024. You will need the 16-digit activation code printed on this notice to enroll.

To receive an email alert and additional instructions when the Identity Theft Defense Minor Service enrollment period begins, please visit the following website and enter your information: www.ETCHDataSettlement.com.

In addition to providing for this benefit, the Settlement Fund of \$1,550,000 will be used to pay for the Costs of Claims Administration, Plaintiffs' service awards, benefits to members of the class who are not members of the Minor Subclass, and attorneys' fees and expenses as awarded by the Court. ETCH has also agreed to undertake certain remedial measures and enhanced data security measures. The Court will determine the amount of attorney's fees, expenses, and Costs of Claims Administration that will ultimately be paid. If you wish to comment on the Settlement, you may file your comments with the Court by **October 20, 2023**. The Court will hold a Fairness Hearing on or about **December 12, 2023**, at which you may appear on your own behalf or through an attorney.

The Proposed Class Counsel for the Settlement Class are the law firms Stranch Jennings & Garvey PLLC, Cohen & Malad LLP, Migliaccio & Rathod LLP, Milberg Coleman Bryson Phillips Grossman, Morgan & Morgan, Mason LLP, The Lyon Firm, The Arnold Law Firm, Hellmuth & Johnson, and Turke & Strauss LLP. The attorneys will be filing a motion with the Court for an award of fees as part of the Settlement and have committed to not request more than 33% of the Settlement Fund, totaling \$511,500 in attorneys' fees and expenses. Service awards of \$1000 for each Class Representative will also be requested. If you wish to comment on any aspect of this Settlement, including to object to its terms, the fee request, the service award, or to any other aspect of the Settlement, you can do so by following the instructions in the preceding paragraph. Any comment on the fee request must be submitted by **October 20, 2023**.

For more information on the case and the Settlement and your rights under it, visit www.ETCHDataSettlement.com or contact the Claims Administrator at **1-833-747-6027**.

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