

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Brown v. Moran Foods LLC, 2019 CH 02576 (Cook Cty., Ill.)

(Circuit Court of Cook County, Illinois)

A court authorized this notice. You are not being sued. This is not a solicitation from a lawyer.

A Settlement has been reached in a class action lawsuit between Moran Foods LLC d/b/a Save A Lot, Ltd. (“Defendant”) and some of its current and former Illinois employees. The lawsuit claims that Defendant violated an Illinois law called the Biometric Information Privacy Act (“BIPA”) by collecting employees’ fingerprints on time clocks in Illinois without complying with the law’s requirements. Defendant denies any wrongdoing and maintains that it has not violated any laws. The Settlement does not establish who is correct, but rather is a compromise to end the lawsuit and avoid the uncertainties and expenses associated with ongoing litigation. The lawsuit is called *Brown v. Moran Foods LLC*, Case No. 2019 CH 02576 (Cook Cty., Ill.), and is in the Circuit Court of Cook County, Illinois.

For complete information, visit www.MoranBIPASettlement.com or call (833) 644-1592.

In order to avoid backup tax withholding of your payment under this Settlement, you must complete the enclosed W9 form and return it to the following address by March 16, 2021: Brown v. Moran, P.O. Box 152, Warminster, PA 18974-0152. You may also fill out a W9 on the Settlement Website at www.MoranBIPASettlement.com.

- **How do I know if I am a Class Member?** The Settlement Class includes all individuals who used a finger scanner for timekeeping purposes at Defendant’s locations in the state of Illinois between February 27, 2014 and December 15, 2020, with some exceptions. Our records indicate that you may be a Settlement Class Member.

- **What can I get out of the Settlement?** If you’re eligible and the Court approves the Settlement, a check will automatically be mailed to you for approximately \$625, which accounts for payment of the costs—if approved by the Court—of administrative expenses and legal fees. The Settlement also requires Defendant to comply with BIPA in the future.

- **What are my options?** You can do nothing, comment on, or object to any of the Settlement terms, or exclude yourself from the Settlement. If you do nothing, you will receive a payment, and you won’t be able to sue Defendant in a future lawsuit about the claims addressed in the settlement. If you exclude yourself, you won’t get a payment but you’ll keep your right to sue Defendant on the issues the settlement concerns. You must contact the Settlement Administrator by mail to exclude yourself. You can also object to the Settlement if you disagree with any of its terms. ***All Requests for Exclusion and Objections must be received by February 23, 2021.***

- **Do I have a lawyer?** Yes. The Court has appointed lawyers from the law firm Edelson PC and the Fish Law Firm as “Class Counsel.” They represent you and other Settlement Class Members. The lawyers will request to be paid from the total amount that Defendant agreed to pay to the Class Members. You can hire your own lawyer, but you’ll need to pay that lawyer’s legal fees if you do. The Court has also chosen Andre Brown—a Class Member like you—to represent the Settlement Class.

- **When will the Court approve the Settlement?** The Court will hold a Final Approval Hearing on March 16, 2021 at 10:30 a.m. before the Honorable Caroline Kate Moreland in Room 2302 at the Richard J. Daley Center, Chicago, Illinois 60602. The Court will hear objections, determine if the Settlement is fair, and consider Class Counsel’s request for fees and expenses of up to 35% of the Settlement Fund and an Incentive Award of \$5,000, which will be posted on the Settlement Website.