

NOTICE OF CLASS ACTION SETTLEMENT

Johnson v. Resthaven Illiana Christian Convalescent Home, Inc. d/b/a Providence Life Services,
Case No. 2019-CH-1813

The Circuit Court of Cook County preliminarily approved a class action settlement in the case *Johnson v. Resthaven Illiana Christian Convalescent Home, Inc. d/b/a Providence Life Services*, Case No. 2019-CH-1813 (the “lawsuit”). You are receiving this notice because records show that you worked at *Resthaven Illiana Christian Convalescent Home, Inc. d/b/a Providence Life Services* or one of its affiliates as defined in the Settlement Agreement (“Providence”) during the time period covered by the lawsuit. Providence has agreed to pay \$3,000,000.00 to settle the lawsuit. This notice explains your options. You may: (1) do nothing and get a Settlement Payment; (2) exclude yourself from the settlement and not receive a Settlement Payment; or (3) object to the settlement. Before any money is paid, the Court will decide whether to grant final approval of the settlement.

What Is this Lawsuit About?

The lawsuit alleges that Providence violated an Illinois law called the Biometric Information Privacy Act (“BIPA”) by, among other things, collecting Illinois employees’ finger scan data on a time keeping system without obtaining their informed consent. Providence 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.

You can learn more about the lawsuit or review the Settlement Agreement by contacting the Settlement Administrator at **1-888-994-0264**.

Who Is Included in the Settlement?

The settlement includes all current and former employees of Providence who worked at facilities in the State of Illinois who had their fingers scanned and collected, captured, received, or otherwise obtained or disclosed by Providence between February 13, 2014 and October 18, 2019 (“Class Members”).

What Can I Get Out of the Settlement?

The parties estimate that each Class Member will be eligible for a payment of approximately \$550.00 to \$650.00. The Settlement Payment is the \$3,000,000.00 Settlement Fund minus the following deductions, which are subject to Court approval: Settlement Administrator’s costs, \$7,500 as an incentive award for the Class Representative and one third (1/3) of the Settlement Fund plus costs to Class Counsel for attorneys’ fees and costs. Your recovery will be determined based upon dividing the net settlement fund (the Settlement Fund minus costs) equally among the Class Members.

Unless you exclude yourself from the settlement as explained below, you will release Providence from any and all actual or potential claims regarding the alleged collection, storage, and dissemination of biometric data including all claims that were brought or could have been brought in the lawsuit. This release is more fully explained in the Settlement Agreement which is available on line at www.ProvidenceBIPASettlement.com.

What Are Your Options?

- (1) If you want to participate in the settlement and receive a Settlement Payment, do nothing. A check will be mailed to you if the Court grants final approval of the settlement.
- (2) If you do not want to be legally bound by the settlement, you must exclude yourself by **December 17, 2019**. To do so, you must mail your written request for exclusion to the Providence Life Settlement Administrator, P.O. Box 2005, Chanhassen, MN 55317-2005. Your written request for exclusion must identify the name of the case and case number include your full name and current address, a statement that you wish to be excluded from the settlement and must be personally signed by you. If you exclude yourself, you will not receive money from this settlement, but you will retain your legal rights regarding any claims that you may have against Providence.
- (3) You may object to the settlement by **December 17, 2019** if you have not already excluded yourself from the settlement. If you want to object to the settlement, you must file the objection with the Clerk of the Court at the Cook County Courthouse, Richard J. Daley Center, 50 West Washington, Chicago, Illinois and mail a copy of the written statement to Class Counsel and Defendant’s Counsel at the addresses below by **December 17, 2019**.

David Fish
The Fish Law Firm, P.C.
200 E. 5th Avenue, Suite 123
Naperville, IL 60563

Debra R. Bernard
Perkins Coie LLP
131 South Dearborn Street, Suite 1700
Chicago, IL 60603-5559

The written objection must include the case name and number, your full name and current address, the specific grounds for the objection, all information you wish for the Court to consider, the name and contact information of your attorney, if any, and a statement indicating whether you intend to appear at the Final Approval hearing. No Class Member will be entitled to object to the settlement unless written notice of the Class Member’s intention has been mailed to the Clerk of the Court by **December 17, 2019** and copies provided to Class Counsel and Defendant’s Counsel.

How do I update my Contact Information?

You must notify the Settlement Administrator of any changes in your mailing address so that your Settlement Payment will be sent to the correct address. To update your address, contact the Providence Life Settlement Administrator at the address listed below.

When is the Final Approval Hearing?

The Court will hold a hearing in this case on January 7, 2020, in Courtroom 2008 at the Cook County Courthouse, Richard J. Daley Center, 50 West Washington, Chicago, Illinois at 9:30 a.m., to consider, among other things, (1) whether to approve the settlement; (2) a request by the lawyers representing all class members for an award of attorneys’ fees plus costs; and (3) a request for a service award of \$7,500 for the Class Representative. You may appear at the hearing, but you are not required to do so.

If you have any questions or for more information, contact the Settlement Administrator or Class Counsel at:

Settlement Administrator:
Providence Life Settlement
P.O. Box 2005
Chanhassen, MN 55317-2005
(888) 994-0264

Class Counsel:
David Fish
The Fish Law Firm, P.C.
200 E. 5th Avenue, Suite 123
Naperville, IL 60563
(630) 355-7590