

Albert v Manatee School Board
Claims Administrator
P.O. Box 3240
Portland, OR 97208-3240

*Nancy Albert, et al. v. School Board of
Manatee County, Florida,
17-CA-004113 (Circuit Court of the
Twelfth Judicial Circuit)*

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

You have been identified as a potential Class Member in a class action settlement. A Settlement Agreement has been reached in a class action lawsuit alleging that the School Board of Manatee County, Florida (the “School Board”) experienced an unauthorized disclosure of certain personally identifiable information (“PII”) which occurred in January 2017. The School Board’s records show that you may have been affected by the unauthorized disclosure and may be entitled to recovery under the Settlement Agreement reached in the case.

A settlement fund of \$300,000 has been established to pay valid claims seeking certain forms of compensation. The final cash payment for Class Members will depend on the total number of valid and timely claims filed by all Class Members. In addition, the School Board has agreed to pay certain other types of claims for Class Members, and provide certain non-monetary relief. Your legal rights are affected whether you act or don’t act, so read this notice carefully.

NOTICE OF CLASS ACTION SETTLEMENT

This Notice contains limited information about the Settlement.

For more information or a Claim Form, please call 888-735-9711 or visit www.AlbertVManateeSettlement.com

• **What Is This Lawsuit About?** In the lawsuit, the Plaintiffs allege that the Manatee County School Board violated certain duties with respect to the personal data of employees and, as a result, W-2 data was compromised by an unauthorized third party in January 2017 (“Data Disclosure”). The School Board denies any wrongdoing and denies all claims asserted against it in the lawsuit. Both sides have agreed to settle the lawsuit to avoid the cost, delay, and uncertainty of litigation. You can read Plaintiffs’ Complaint, the Settlement Agreement, other case documents, and obtain a Claim Form at www.AlbertVManateeSettlement.com.

• **Who’s Included in the Settlement Class?** All current and former employees of the School Board whose W-2 data was compromised as a result of the Data Disclosure which occurred in January 2017.

• **What Can I Get?** Class Members who submit a valid and timely Claim Form may be entitled to: (a) reimbursement of as much as \$500 for certain expenses resulting from the Data Disclosure, depending on the category; (b) reimbursement of certain self-paid identity theft protection services, not to exceed \$150; and (c) a total of three years of AllClear ID services. The final cash payment will depend on the total number of valid and timely claims filed by all Class Members. Attorneys’ fees, costs and expenses, and any incentive award to the Class Representatives, will be paid out of the Settlement Fund. Administrative costs will not reduce the payments to any Class Member, and will only be paid from the Settlement Fund if there is any additional money after all valid claims are paid. If there is money remaining after all claims and administrative costs are paid, the funds will revert to the School Board’s insurance carrier. The Settlement is explained in detail in the full notice and in the Settlement Agreement available at www.AlbertVManateeSettlement.com. The services and coverage provided by AllClear ID, and the claims process, are explained in detail on the District’s webpage at <https://www.ManateeSchools.net/Page/6104>.

• **How to Get Money?** To qualify for payment, you must submit a valid Claim Form to *Albert v. Manatee School Board Claims Administrator*, P.O. Box 3240, Portland, OR 97208-3240 as early as **December 24, 2019**. The Claim Form is available at www.AlbertVManateeSettlement.com.

• **What Do I Give Up?** If you remain in the Class, you give up the right to sue the School Board or its related persons regarding the Data Disclosure, **whether or not you submit a claim**. The full scope of the release of claims is important, and is included in the Settlement Agreement available for review at www.AlbertVManateeSettlement.com.

• **What if I Don’t Like the Settlement?** You can exclude yourself from the Settlement or you can object to the Settlement. If you do not want to be legally bound by the Settlement, you must exclude yourself by **July 30, 2018**, or you will not be able to sue the School Board or its related persons for any claims relating to this case. If you exclude yourself, you cannot submit a claim or get money from this Settlement, but you will not give up any claims you may have. If you stay in the Settlement Class, you may object to the Settlement by **July 30, 2018**. If the Court overrules your objection, you will be bound by the Settlement. The full notice, located at www.AlbertVManateeSettlement.com, explains how to exclude yourself from, or object to, the Settlement.

• **Do I Have a Lawyer?** Yes. The Court has appointed John A. Yanchunis as Lead Counsel and Marisa Glassman of Morgan & Morgan Complex Litigation Group; Jean Sutton Martin of the Law Office of Jean Sutton Martin PLLC; and Ronald G. Meyer of Meyer, Brooks, Demma and Blohm, P.A. as Class Counsel. The lawyers will file a motion seeking Court approval for the payment of their attorneys’ fees and expenses, to be paid from the Settlement Fund available for Approved Claims, in an amount no greater than \$75,000 for litigating the case and negotiating the Settlement. The Court has also chosen Plaintiffs and seven individuals to serve as the Class Representatives—Class Members like you—to represent the Class. The Class Representatives will also request service award payments in the amount of \$150 each. You can hire your own lawyer, but you’ll need to pay your own legal fees.

• **When Will the Court Approve the Settlement?** The Court had scheduled a Final Fairness Hearing for September 13, 2018, at 11:00 a.m. That hearing has been rescheduled for November 19, 2018 at 9:30 a.m. The hearing will take place before Judge Gilbert A. Smith, Jr. at the Manatee County Judicial Center, 1051 Manatee Avenue West, Bradenton, FL 34205, in a Courtroom to be determined, to consider whether to approve the Settlement. The Court will hear objections, determine if the Settlement is fair, and consider Class Counsel’s request for attorneys’ fees, costs, expenses and a service award to each of the Class Representatives. These requests will be posted on the settlement website by August 29, 2018. You may attend the hearing and ask to be heard by the Court, but you do not have to.

If you do not take any action, you will be legally bound by the Settlement and any orders or judgments entered in the Action, and will fully, and forever give up any rights to prosecute certain claims against the Defendant.

Please do not contact the Court, Defendant or its counsel with questions.

You may contact Class Counsel at 813-275-5272.

Visit www.AlbertVManateeSettlement.com for complete information and to obtain a Claim Form.