NOTICE OF CLASS ACTION AND PROPOSED SETTLEMENT

IF YOUR PRIVATE INFORMATION WAS POTENTIALLY IMPACTED IN AN AUGUST 2024 HAWAIʻI RADIOLOGIC ASSOCIATES DATA INCIDENT, YOU MAY BE ENTITLED TO BENEFITS FROM A CLASS ACTION SETTLEMENT.

This is not a solicitation from a lawyer, junk mail, or an advertisement.

A Court authorized this Notice.

This Notice summarizes the proposed Settlement reached in a lawsuit entitled *Satake, et al. v. Hawai'i Radiologic Associates, Ltd.*, Case No. 3CCV-24-422, pending in the Third Circuit Court of Hawai'i ("Action"). For the precise terms and conditions of the Settlement, please see the Settlement Agreement available at **www.HawaiiRadiologicDataIncident.com** or contact the Settlement Administrator at **1-877-518-2190.**

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

This Notice explains the nature of the lawsuit and claims being settled, your legal rights, and the benefits to the Settlement Class.

This Notice may affect your rights – please read it carefully.

- A proposed Settlement has been reached in a class action lawsuit against Hawai'i Radiologic Associates, Ltd. ("Defendant"). The lawsuit asserts claims against Defendant related to the alleged unauthorized access to individuals' Private Information discovered in August 2024, (the "Data Incident"). The Parties entered into the proposed Settlement agreement to settle the Action and avoid the risks, disruption, and uncertainties of continued litigation. The Settlement is not an admission of wrongdoing or an indication that Defendant has violated any laws, but rather the resolution of disputed claims.
- If you received this Notice, you have been identified as a part of the Settlement Class, defined as "all living individuals in the United States whose Private Information was potentially compromised in the Data Incident, including all individuals who were mailed notice of the Data Incident by the Defendant." Some limited exclusions apply and can be found in the Settlement Agreement available at **www.HawaiiRadiologicDataIncident.com** and in Section 1 below.
- All Settlement Class Members can receive one of three types of Cash Payments from the Settlement: (a) Cash Payment A – Documented Extraordinary Losses of up to $4,000, (b) Cash Payment B – Documented Ordinary Losses of up to $100, or (c) Cash Payment C – Alternate Cash, a flat-cash payment of $45. The aggregate cap on monetary benefits payable for Cash Payments is $450,000. If the total value of Valid Claims for Cash Payments exceeds $450,000, Cash Payments shall be reduced on a *pro rata* basis.
- In addition, regardless of whether submitting a Claim for any form of Cash Payment, Settlement Class Members may also make a Claim for two years of CyEx's Medical Shield Complete Medical Data Monitoring product.

YOUR LEGAL RIGHTS & OPTIONS IN THIS SETTLEMENT	
Submit a Claim	You must submit a Valid Claim to get a Cash Payment or Medical Data Monitoring from this Settlement. Claim Forms must be submitted online by **January 18, 2027,** or, if mailed, postmarked no later than **January 18, 2027.**
Do Nothing	If you do nothing, you remain in the Settlement, and you will be bound by any judgment or order under the Settlement and will release Defendant and the Released Parties regarding the settled claims. You give up your rights to sue and you will not get a Cash Payment or Medical Data Monitoring.
Opt-Out	Exclude yourself from the Settlement. Get no Settlement benefits. Keep your rights. This is the only option that allows you to keep your right to sue Defendant about the claims in this Action. You will not get any Cash Payment or Medical Data Monitoring from the Settlement. Your request to exclude yourself from the Settlement must be postmarked no later than **December 18, 2026.**
File an Objection	Stay in the Settlement, but tell the Court why you think the Settlement and/or the Application for Attorneys' Fees, Costs, and Service Awards should not be approved. Objections must be postmarked no later than **December 18, 2026.**
Attend the Final Approval Hearing	You can ask to speak in Court about the fairness of the Settlement, at your own expense. *See* Question 17 for more details. The Final Approval Hearing is scheduled for **January 20, 2027, at 1:00 PM**, and will be held at the Third Circuit Court of Hawai'i, 74-5451 Kamakaeha Ave, Kailua-Kona, HI 96740.

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BASIC INFORMATION

1. How do I know if I am affected by the Action and Settlement?

The Settlement Class includes all living individuals in the United States whose Private Information was potentially compromised in the Data Incident, including all individuals who were mailed notice of the Data Incident by the Defendant.

The Settlement Class excludes (a) all persons who are directors and officers of Defendant; (b) governmental entities; (c) the Judge(s) assigned to the Action, the Judge's immediate family, and Court staff; and (d) any Settlement Class Member who timely and properly opt-out of the Settlement.

This Notice explains the nature of the Action and claims being settled, your legal rights, and the benefits to the Settlement Class.

If you are not sure whether you are included as a Settlement Class Member, or have any other questions about the Settlement, visit **www.HawaiiRadiologicDataIncident.com**, call toll-free at **1-877-518-2190,** or write to Hawai'i Radiologic Associates Data Incident, c/o Analytics Consulting LLC, P.O. Box 2009, Chanhassen, MN 55317-2009.

2. What is this case about?

This Action is known as *Satake, et al. v. Hawai'i Radiologic Associates, Ltd.*, Case No. 3CCV-24-422, pending in the Third Circuit Court of Hawai'i. The persons who sued is called the "Plaintiffs," and the company being sued, Hawai'i Radiologic Associates, Ltd., is known as the "Defendant" in the Action.

Plaintiffs filed the Action against Defendant, on behalf of themselves and anyone whose Private Information was potentially impacted as a result of the Data Incident. Plaintiffs allege that in August 2024, Defendant detected unauthorized access to certain of its information technology systems, and subsequently determined the Private Information of approximately 43,000 current and former patients of Defendant may have been impacted in the Data Incident. The type of Private Information accessed includes any combination of names, dates of birth, health insurance subscriber ID, indications for medical examinations received, and types of medical examinations, and other personally identifiable information or protected health information that may have been stored within Defendant's information technology systems at the time of the Data Incident. Defendant denies any wrongdoing.

3. Why is there a Settlement?

By agreeing to settle, both sides avoid the cost, disruption, and distraction of further litigation. The Plaintiffs, Defendant, and their attorneys believe the proposed Settlement is fair, reasonable, and adequate and, thus, in the best interests for Settlement Class Members. The Court did not decide in favor of the Plaintiffs or Defendant. Full details about the proposed Settlement are found in the Settlement Agreement available at **www.HawaiiRadiologicDataIncident.com.**

4. Why is this a class action?

In a class action, one or more people called a "Class Representative" sue on behalf of all people who have similar claims. All of these people together are the "Settlement Class" or "Settlement Class Members."

THE SETTLEMENT BENEFITS

5. What does this Settlement provide?

The proposed Settlement will provide the following benefits to Settlement Class Members:

Cash Payments

Settlement Class Members may submit a Claim to receive one of three types of Cash Payments. **Note:** The aggregate cap on monetary benefits payable for Cash Payments is $450,000. If the total value of Valid Claims for Cash Payments exceeds $450,000, Cash Payments shall be reduced on a *pro rata* basis

Cash Payment A – Documented Extraordinary Losses. Settlement Class Members may submit a Claim for a Cash Payment of up to $4,000 per Settlement Class Member for reimbursement of documented extraordinary losses or expenses from identity theft or fraud reasonably related to the Data Incident. To receive this payment, a Settlement Class Member must elect Cash Payment A – Documented Extraordinary Losses on the Claim Form and submit reasonable documentation supporting the claimed losses, which means documentation contemporaneously generated or prepared by a third party supporting a claim for losses incurred, time spent, or expenses paid. Expenses are not reimbursable if they have been reimbursed for the same losses or expenses by another source.

Cash Payment B – Documented Ordinary Losses. Settlement Class Members may submit a Claim for a Cash Payment of up to $100 per Settlement Class Member for reimbursement of documented ordinary losses or expenses reasonably related to the Data Incident. To receive this payment a Settlement Class Member must elect Cash Payment B – Documented Ordinary Losses on the Claim Form and submit reasonable documentation supporting the claimed losses, which means documentation generated or prepared by a third party supporting a claim for losses incurred, time spent, or expenses paid. Expenses are not reimbursable if they have been reimbursed for the same losses or expenses by another source.

Cash Payment C – Alternate Cash: As an alternative to Cash Payment A – Documented Extraordinary Losses or Cash Payment B – Documented Ordinary Losses above, Settlement Class Members may elect to receive Cash Payment C – Alternate Cash, which is a flat cash payment of $45.

Medical Data Monitoring

In addition to a Cash Payment, Settlement Class Members may also make a Claim for two years of CyEx's Medical Shield Complete Medical Data Monitoring product.

6. How to submit a Claim Form?

All Claims will be reviewed by the Settlement Administrator for completeness and plausibility. You must file a Claim Form to get a Cash Payment and/or Medical Data Monitoring from the proposed Settlement. Claim Forms must be submitted online by **January 18, 2027,** or postmarked no later than **January 18, 2027.** You can submit an online claim or download a Claim Form at www.HawaiiRadiologicDataIncident.com, or you can call the Settlement Administrator toll-free at **1-877-518-2190** to have a Claim Form mailed to you.

7. What am I giving up as part of the Settlement?

If you stay in the Settlement Class, you will be eligible to receive Settlement benefits, but you will not be able to sue Defendant or the Released Parties regarding claims in this Action.

The Settlement Agreement, which includes all provisions and definitions about settled claims, releases, and Released Parties, is available at www.HawaiiRadiologicDataIncident.com.

The only way to keep the right to sue is to opt-out of the Settlement (*see* Question 9); otherwise, you will be included in the Settlement Class, and, if the Settlement is approved, you give up the right to sue for the claims in this case.

8. Will the Class Representative receive compensation?

Yes. The Class Representatives will request a Service Award of $2,000 each to compensate them for their services and efforts in bringing the Action. The Court will make the final decision as to the amount, if any, to be paid to the Class Representatives.

OPT-OUT

9. How do I exclude myself from the Settlement?

If you do not want to be included in the Settlement, you must send a timely written request to opt-out that includes your full name, address, telephone number, and email address (if any), the title of the Action, and a statement indicating a request to be excluded from the Settlement Class. Your opt-out request must be personally signed by you and contain your original signature (or the original signature of a person previously authorized by law, such as a trustee, guardian, or person acting under power of attorney to act on your behalf with respect to a claim or right, such as those in the Action).

Your written request to opt-out must be postmarked no later than **December 18, 2026,** to:

Hawai'i Radiologic Associates Data Incident
c/o Analytics Consulting LLC
P.O. Box 2009
Chanhassen, MN 55317-2009

Instructions on how to submit an opt-out request are available at **www.HawaiiRadiologicDataIncident.com** or from the Settlement Administrator by calling **1-877-518-2190.**

If you exclude yourself, you will not be able to receive any Cash Payment or Medical Data Monitoring from the Settlement, and you cannot object to the Settlement or to the Application for Attorneys' Fees, Costs, and Service Awards. You will not be legally bound by anything that happens in the Action, and you will keep your right to sue Defendant on your own for the claims that this Settlement resolves.

10. If I do not opt-out, can I sue later?

No. If you do not opt-out yourself from the Settlement, and the Settlement is approved by the Court, you forever give up

the right to sue Defendant the Released Parties (listed in Question 7) for the claims related to the Data Incident that this Settlement resolves.

11. What happens if I do nothing at all?

If you do nothing, you will be bound by the Settlement if the Court approves it, you will not get any Cash Payment or Medical Data Monitoring from the Settlement, you will not be able to be part of any lawsuit against Defendant or the Released Parties (listed in Question 7) about the settled claims in this Action at any time, and you will be bound by any judgments or orders entered in the Action.

THE LAWYERS REPRESENTING YOU

12. Do I have a lawyer in the case?

Yes. The Court has appointed Robert M. Hatch and Margery Bronster of Bronster Fujichaku Robbins; Amber L. Schubert of Schubert Jonckheer & Kolbe; and Caroline Herter of Kopelowitz Ostrow, P.A. (called "Class Counsel") to represent the interests of all Settlement Class Members in this Action. You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

13. How will Class Counsel be paid?

Class Counsel will apply to the Court for an award of combined attorneys' fees, costs, and expenses in an amount not to exceed $290,000. A copy of Class Counsel's Application for Attorneys' Fees, Costs, Expenses, and Service Award for Class Representative will be posted on the Settlement Website, **www.HawaiiRadiologicDataIncident.com**, before the Final Approval Hearing. The Court will make the final decisions as to the amounts to be paid to Settlement Class Counsel and may award less than the amount requested by Settlement Class Counsel.

OBJECTING TO THE SETTLEMENT

14. How do I tell the Court that I do not like the Settlement?

If you want to tell the Court that you do not agree with the proposed Settlement or some part of it, and/or the Application for Attorneys' Fees, Costs, and Service Awards, you must file an objection with the Court, with copies sent by U.S. Mail to Defendant's Counsel and Class Counsel, stating why you think the Settlement and/or the Application for Attorneys' Fees, Costs, and Service Awards should not be approved.

For a written objection to be considered by the Court, the objection must also set forth the following:

a) The objector's full name, mailing address, telephone number, and email address (if any);

b) All grounds for the objection, accompanied by any legal support for the objection known to the objector or objector's counsel;

c) the number of times the objector has objected to a class action settlement within the five years preceding the date that the objector files the objection, the caption of each case in which the objector has made such objection, and a copy of any orders related to or ruling upon the objector's prior objections that were issued by the trial and appellate courts in each listed case;

d) the identity of all counsel who represent the objector, including any former or current counsel who may be entitled to compensation for any reason related to the objection to the Settlement and/or the Application for Attorneys' Fees, Costs, and Service Awards, and whether they will appear at the Final Approval Hearing;

e) the number of times in which the objector's counsel and/or the objector's counsel's law firm have objected to a class action settlement within the five years preceding the date of the filed objection, the caption of each case in which counsel or the firm has made such objection and a copy of any orders related to or ruling on the objection issued by the trial and appellate courts in each such listed case;

f) a list of all persons who will be called to testify at the Final Approval Hearing in support of the objection (if any);

g) a statement confirming whether the objector and/or objector's counsel intends to personally appear and/or testify at the Final Approval Hearing; and

h) the objector's signature (an attorney's signature is not sufficient).

Your Objection must be sent to the Settlement Administrator, Class Counsel, and Defendant's Counsel no later than **December 18, 2026.**

Settlement Administrator:
Hawai'i Radiologic Associates Data Incident
c/o Analytics Consulting LLC
ATTN: Exclusions
P.O. Box 2009
Chanhassen, MN 55317-2009

Class Counsel:
Robert M. Hatch
Margery Bronster
Bronster Fujichaku Robbins
1003 Bishop St STE 2300
Honolulu, HI 96813

Amber L. Schubert
Schubert Jonckheer & Kolbe
2001 Union St #200
San Francisco, CA 94123

Caroline Herter
Kopelowitz Ostrow P.A.
1 West Las Olas Blvd., Suite 500
Fort Lauderdale, FL 33301

Defendant's Counsel:
Wayne R. Wagner
Goodsill Anderson Quinn & Stifel
999 Bishop Street, Suite 1600
Honolulu, HI 96813

15. What is the difference between objecting and opting-out?

Objecting is simply telling the Court that you don't like something about the Settlement. You can object only if you stay in the Settlement Class. Opting-out is telling the Court that you don't want to be part of the Settlement Class and excluding yourself from the Settlement. If you opt-out, you have no basis to object because the Settlement no longer affects you.

THE FINAL APPROVAL HEARING

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

The Court will hold a Final Approval Hearing on **January 20, 2027, at 1:00 PM, in the Third Circuit Court of Hawai'i, 74-5451 Kamakaeha Ave, Kailua-Kona, HI 96740.** The hearing may be moved to a different date, time, or location without additional notice, so it is recommended that you periodically check www.HawaiiRadiologicDataIncident.com for updated information.

At the hearing, the Court will consider whether the proposed Settlement is fair, reasonable, adequate, and is in the best interests of Settlement Class Members, and if it should be finally approved. The Court will also decide whether to grant the Application for Attorneys' Fees, Costs, and Service Awards. If there are valid objections, the Court will consider them and will listen to people who have asked to speak at the hearing if the request was made properly.

17. Do I have to come to the hearing?

No. You are not required to come to the Final Approval Hearing. However, you are welcome to attend the hearing at your own expense.

If you submit an Objection, you do not have to come to the hearing to talk about it. If your objection was submitted properly and on time, the Court will consider it. You also may pay your own lawyer to attend the Final Approval Hearing, but that is not necessary. However, you must follow the requirements for making objections in Question 14, including the requirements for making appearances at the hearing.

18. May I speak at the hearing?

Yes. You can speak at the Final Approval Hearing, but you must ask the Court for permission. To request permission to speak, you must file an objection according to the instructions in Question 14, including all the information required for you to make an appearance at the hearing. You cannot speak at the hearing if you exclude yourself from the Settlement.

DO NOTHING

19. What happens if I do nothing?

If you do nothing, you will not get any monetary relief or medical data monitoring from the Settlement, you will not be able to sue for the claims in this case, and you release the claims against Defendants and the Released Parties described in Question No. 7.

GET MORE INFORMATION

20. How do I get more information about the Settlement?

This is only a summary of the proposed Settlement. If you want additional information about this Action, including a copy of the Settlement Agreement, the Complaint, the Court's Preliminary Approval Order, Class Counsel's Application for Attorneys' Fees, Costs, and Service Awards, and more, please visit www.HawaiiRadiologicDataIncident.com or call **1-877-518-2190.** You may also contact the Settlement Administrator at:

Hawai'i Radiologic Associates Data Incident
c/o Analytics Consulting LLC
P.O. Box 2009
Chanhassen, MN 55317-2009

PLEASE DO NOT ADDRESS ANY QUESTIONS ABOUT THE SETTLEMENT OR LITIGATION TO THE CLERK OF THE COURT, THE JUDGE, DEFENDANT, OR DEFENDANT'S COUNSEL.