

CodeMetro Settlement Administrator  
P.O. Box 2359  
Portland, OR 97208-2359

*Lozano v. CodeMetro, Inc.,  
Case No. 37-2020-00022701-CU-MC-CTL*

**Court Approved Legal Notice**

**If your personal information was  
maintained on a CodeMetro database  
server during the April 2020 data  
incident you may be entitled to benefits  
from a class action settlement.**

*A California Superior Court authorized  
this Notice.*

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

**www.CMsettlement.com  
1-800-670-6527**

**IMPORTANT MESSAGE FROM THE COURT:** A proposed Settlement has been reached in a class action lawsuit against CodeMetro, Inc. for a Data Incident where unauthorized person(s) allegedly intruded into a database server and deployed tools to copy and remove some data illegally. That database server contained patient information and information for employees of certain providers, and may have included confidential protected health information and personally identifiable information (together “PHI/PII”). The patient information may have included: (1) information to identify and contact the patient (such as patient name, patient picture, parent/legal guardian name, guarantor name, address, email address, phone number, date of birth, gender, and ethnicity); (2) school information (such as school name, Individualized Education Program (IEP) start and review dates, assessment and psychological evaluation dates, and eligibility type (type of behavioral or developmental condition or impairment)); (3) health insurance information (such as payer name, payer contract dates, policy information including type and deductible amount, and policy ID number); and (4) medical information (such as dates of enrollment with an ABA provider’s services, authorized services, allotted time/number of sessions, diagnostic codes and modifiers, charge/reimbursement rates, outcomes, and provider names). For patients covered under TRICARE, the health insurance ID number may be a guarantor/legal guardian’s Social Security number.

**Who is Included?** You are part of the Settlement if your PHI/PII was on CodeMetro’s database server and was included in the Data Incident.

**What does the Settlement Provide?** The Settlement provides Settlement Class Members with their choice of one of: (1) a cash payment *estimated* to be in the range of \$132 (California residents) or \$66 (non-California residents); (2) up to \$250 reimbursement of certain expenses; or (3) up to \$3,500 reimbursement of certain losses due to fraudulent activity or unauthorized charges. The Settlement also makes a Protection Plan (consisting of credit monitoring, dark web monitoring, Proactive Fraud Assistance; \$1,000,000 insurance coverage for reimbursement of losses attributable to the Data Incident, and Identity Theft and Fraud Resolution Services) available to Settlement Class Members whose Social Security number was included in the Data Incident.

**How To Get Benefits:** You must submit a Claim Form, available at [www.CMsettlement.com](http://www.CMsettlement.com) or by calling 1-800-670-6527. The Claim Form must be submitted at [www.CMsettlement.com](http://www.CMsettlement.com) on or before 11:59 p.m. (Pacific) on **November 2, 2021** or by mail and **postmarked by November 2, 2021**.

**Your Other Options.** If you file a Claim Form, object to the Settlement, or do nothing, you will remain in the Settlement Class. You will be legally bound by all orders of the Court and you will not be able to start, continue or be part of any other lawsuit against Defendant or related parties about the Data Incident. If you do not want to be legally bound by the Settlement or receive any benefits from it, you must exclude yourself by **August 13, 2021**. If you do not exclude yourself, you may object to the Settlement by **August 13, 2021**.

**The Fairness Hearing.** The Court has scheduled a hearing for **September 3, 2021**, to decide whether to approve the Settlement, attorneys’ fees, costs, and expenses, a service award; and any objections. You may ask the Court for permission for you or your attorney to speak about your objection at the hearing.

**More Information.** More information about your rights and options can be found in the Detailed Notice and Settlement Agreement available at [www.CMsettlement.com](http://www.CMsettlement.com), or by calling 1-800-670-6527.