

Exhibit "A"

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 45 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

LEGAL NOTICE OF A CLASS ACTION SETTLEMENT

**If you are a juvenile who appeared before former
Judge Mark A. Ciavarella Jr. at any time
from January 1, 2003 through May 28, 2008**

--- OR ---

**If you are the parent/guardian of a juvenile who appeared before
former Judge Ciavarella during this time,
YOU COULD RECEIVE BENEFITS FROM A SETTLEMENT
with PA Child Care, LLC; Western PA Child Care, LLC;
and Mid-Atlantic Youth Services Corp.**

A federal court authorized this Notice. This is not a solicitation from a lawyer.

Various class action lawsuits and individual lawsuits were filed on behalf of juveniles who were adjudicated delinquent or referred to placement by former Luzerne County Court of Common Pleas Judge Mark A. Ciavarella Jr. between January 1, 2003 and May 28, 2008 and on behalf of the parents and natural guardians of the juveniles who were adjudicated delinquent or referred to placement by former Judge Ciavarella during that period of time. This Notice refers to these parties as the "Juveniles" and the "Parents," respectively.

The class action lawsuits, captioned *H. T. v. Ciavarella*, Case No. 09-cv-357, and *Conway v. Cohan*, Case No. 09-cv-291, and the individual lawsuits, captioned *Wallace v. Powell*, Case No. 09-cv-286, *Humanik v. Ciavarella*, Case No. 09-cv-630, *Dawn v. Conahan*, Case No. 10-cv-0797, *Elia v. Powell*, Case No. 11-cv-465, *Elia v. Powell*, Case No. 11-cv-466, and *Gillette v. Ciavarella*, Case No. 11-cv-0658, are pending in the United States District Court for the Middle District of Pennsylvania. This Notice refers to these lawsuits as "the Actions."

The Actions were filed against multiple defendants. All of the Actions include PA Child Care, LLC ("PACC"); Western PA Child Care, LLC ("WPACC"); and Mid-Atlantic Youth Services Corp. ("MAYS") as defendants. This Notice refers to PA Child Care, LLC; Western PA Child Care, LLC; and Mid-Atlantic Youth Services Corp. jointly as "the Provider Defendants." The Actions allege, among other things, that the Provider Defendants violated the Juveniles' constitutional rights, that they violated the federal Racketeer Influenced and Corrupt Organizations Act ("RICO"), and that they violated Pennsylvania law.

On September 25, 2013, representatives of the Juveniles and the Parents (the "Representative Plaintiffs"), on behalf of the members of the classes of Juveniles and Parents, and individual plaintiffs, through their respective counsel, entered into a Master Settlement Agreement ("MSA" or "Agreement") with the Provider Defendants, through their counsel. The Provider Defendants will pay \$2,500,000, in three installments, to resolve the claims of the Juveniles and the Parents against them. For purposes of settlement, all claims against Provider Defendants in the Actions are certified for class treatment.

The Provider Defendants have not admitted to doing anything wrong, and the Court has not found that the Provider Defendants have done anything wrong. However, the Provider Defendants wish to enter into the MSA to release the "Released Parties," as defined below, from any potential liability and to end all further litigation by the Juveniles and the Parents against those parties.

This Notice describes the important terms of the Agreement, but it does not set forth every term of the Agreement or modify the Agreement. You may obtain a copy of the entire Agreement at www.kidswinsettlement.com.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 46 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

This Class Action Settlement is to resolve the claims of the Settlement Class Members.
The Settlement Class Members fall into two groups:

1. **“Juveniles”** – all juveniles who appeared before former Judge Ciavarella at any time between January 1, 2003 and May 28, 2008 and who were adjudicated delinquent and/or placed in a detention center by former Judge Ciavarella;
2. **“Parents”** - all parents and/or guardians of all juveniles in paragraph (1) who, as a result of their child’s adjudication or placement by Judge Ciavarella between January 1, 2003 and May 28, 2008: (i) made payments in their own names or had wages, social security or other entitlements in their own names garnished or withdrawn; (ii) had costs, fees, interest and/or penalties in their own names assessed against them or their child; and/or (iii) suffered any loss of companionship and/or familial integrity. Only parents who made payments in their own name (rather than for their children) and were not fully reimbursed as a result of claims made in connection with the Mericle Settlement, defined below, are included in this Settlement Class.

This Class Action Settlement is paid for by the Provider Defendants:

This Class Action Settlement is paid for by the **Provider Defendants**.

This Class Action Settlement is paid for the benefit of the Released Parties:

This Class Action Settlement is paid for by the **Provider Defendants** for their benefit and for the benefit of (i) the **Provider Parties**, defined as PACC, WPACC, and MAYS, and all related parties, successors, assigns, members, managers, shareholders, directors, officers, employees, agents, and attorneys (excluding Non-Released Parties), and (ii) the Zappala Parties, defined as Gregory R. Zappala (“Zappala”), Consulting Innovations and Services, Inc., and Southwestern PA Child Care, LLC, and all related parties, successors, assigns, members, managers, shareholders, directors, officers, employees, agents, and attorneys (excluding Non-Released Parties).

The Provider Parties, the Zappala Parties, and any entity or individual that is not a Non-Released Party, as defined below, are “Released Parties.”

This Class Action Settlement does **NOT** include the Non-Released Parties:

This proposed Settlement does **NOT** include Robert J. Powell; Powell Law Group P.C.; Beverage Marketing of PA., Inc.; Pinnacle Group of Jupiter, LLC; Vision Holdings, LLC; Mark A. Ciavarella, Jr.; Michael T. Conahan; and all of the aforesaid’s current or former employees, related parties, successors or assigns in their capacities as such. These individuals and entities are the “Non-Released Parties.”

Claims by the Juveniles or the Parents that are currently pending in the Actions against certain Non-Released Parties, including **Robert J. Powell; Powell Law Group P.C.; Beverage Marketing of PA., Inc.; Pinnacle Group of Jupiter, LLC; Vision Holdings, LLC; Mark A. Ciavarella, Jr.; and Michael T. Cohan** are not settled by the Agreement.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 47 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

This is the Provider Defendant Class Action Settlement

The Provider Defendants shall pay \$2,500,000, in three installments, into a Cash Settlement Fund, which will be held in escrow by PNC Bank, in exchange for the release of all claims against the Released Parties related to the Actions ("Released Claims"). After payment of court-approved attorneys' fees and reimbursement of common costs, the money in the Cash Settlement Fund shall be divided among all eligible Settlement Class Members pursuant to the method described in more detail below. This Notice refers to the Agreement as the "Provider Defendant Settlement" and the "Settlement" interchangeably.

- ➔ If you agree to participate in this Settlement and qualify as a Settlement Class Member, you will receive a portion of the Cash Settlement Fund pursuant to the method described below on pages 6-8. In exchange for participating in the Settlement, you will give up your right to pursue all present and future claims and lawsuits against the Released Parties arising from the Released Claims related to these Actions. **Your rights to collect additional money from Non-Released Parties, listed above, will not be affected.**
- ➔ All payments from the Cash Settlement Fund shall be approved in writing by the United States District Court for the Middle District of Pennsylvania.

This is NOT the Mericle Defendant Class Action Settlement

This settlement is different from the Mericle Defendant Class Action Settlement ("Mericle Settlement"). The Mericle Settlement is a settlement that was previously reached between Plaintiffs and Robert K. Mericle and Mericle Construction, Inc. (collectively the "Mericle Defendants"). The Mericle Settlement was approved by the United States District Court for the Middle District of Pennsylvania on December 14, 2012.

THE DEADLINE TO PARTICIPATE IN THE MERICLE SETTLEMENT HAS PASSED.

HOW DO I PARTICIPATE IN THE SETTLEMENT?

In order to participate in the Provider Defendant Settlement and to be considered for payment from the Cash Settlement Fund, you must comply with the steps below:

- (1) Submit a Proof of Claim Form by the Proof of Claim Deadline
- (2) Submit one Proof of Claim Form per Settlement Class Member
- (3) Sign your Proof of Claim Form and Release Form

If you do not comply with these three (3) steps, your claim will not be considered and you will not receive payment from the Cash Settlement Fund. Each step is described in detail herein.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 48 of 82
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

1. SUBMIT A PROOF OF CLAIM FORM BY THE DEADLINE

You must complete a **Provider Defendant Settlement Proof of Claim Form** ("Proof of Claim Form") and submit it to:

Provider Defendant Settlement Claims Committee
Anapol Schwartz
1710 Spruce Street
Philadelphia, PA 19103

A copy of the **Proof of Claim Form** is attached to each Mailed Notice. You can also obtain a **Proof of Claim Form** at www.kidswinsettlement.com or call toll-free 1-866-510-3030 and request that the Claims Committee send you a **Proof of Claim Form**.

The Proof of Claim Form must be:

- (1) physically received by the Claims Committee by the Proof of Claim deadline; or
- (2) clearly postmarked by the United States Postal Service or a commercial mail carrier no later than the Proof of Claim deadline. The Proof of Claim deadline is noted in the Court's Preliminary Approval Order and will be no later than 60 days after the Court has entered its Preliminary Approval Order consistent with Fed. R. Civ. Pro. 6(a), meaning that the deadline will not fall on a weekend or legal holiday. The Proof of Claim deadline will also be posted on www.kidswinsettlement.com or call toll-free 1-866-510-3030 to request the Proof of Claim deadline.

Your Proof of Claim Form will not be accepted by the Claims Committee and you will not be permitted to participate in the Settlement if you miss the Proof of Claim deadline. If your Proof of Claim form is not physically received by the Claims Committee by the Proof of Claim deadline and is not clearly postmarked with a date no later than the Proof of Claim deadline, it will be deemed late and will not be accepted by the Claims Committee.

2. ONE PROOF OF CLAIM FORM PER SETTLEMENT CLASS MEMBER

You must correctly fill out the Proof of Claim Form in order to be considered for payment from the Cash Settlement Fund.

Each Settlement Class Member must complete his or her own Proof of Claim form. For example:

- A parent/guardian and a child cannot fill out one Proof of Claim Form;
- Two siblings cannot fill out one Proof of Claim Form;
- A husband and wife cannot fill out one Proof of Claim Form.

A Proof of Claim Form will not be considered if it contains information for more than one Settlement Class Member.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 49 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

3. PROOF OF CLAIM FORM AND RELEASE FORM MUST BE SIGNED

You must sign the Proof of Claim Form on the line to "PARTICIPTE" in order to be considered for payment from the Cash Settlement Fund. A Proof of Claim Form will not be considered for payment if it is not signed. A Proof of Claim Form must only contain one signature. If both signature lines of the Proof of Claim Form are signed, or if there are two different signatures on the Proof of Claim Form, it will not be considered.

You must also complete and sign a Release Form in order to be considered for payment from the Cash Settlement Fund. A copy of the Release Form is attached to the Proof of Claim Form and is discussed in more detail on page 5-6.

*NOTE: If you received payment from the Mericle Settlement, the Claims Committee already has your records and you do not need to submit a signed Release Form or records.

HOW DO I KNOW IF MY PROOF OF CLAIM FORM WAS TIMELY AND CORRECTLY SUBMITTED?

In order to confirm that you timely and correctly submitted a Proof of Claim Form, you can call toll-free 1-866-510-3030 and leave a message with your name, phone number, and mailing address requesting a confirmation from the Claims Committee. If you leave a message with your name, phone number, and mailing address, a member of the Claims Committee or staff will return your call and notify you (1) if your Proof of Claim Form was timely received, and (2) if your Proof of Claim Form was correctly filled out in order to be considered by the Claims Committee for payment from the Cash Settlement Fund.

If your Proof of Claim Form was not timely or correctly submitted, it will not be considered. You are responsible to timely and correctly re-submit a Proof of Claim Form in order to participate in the Settlement.

HOW DO I KNOW IF I QUALIFY FOR PAYMENT FROM THE CASH SETTLEMENT FUND?

The Provider Defendant Settlement Claims Committee ("Claims Committee") has been established to administer various aspects of the Settlement. The Claims Committee will issue Notice, review the Proof of Claim Forms returned by Settlement Class Members, and calculate the amount of the Cash Settlement Fund to be paid to each Settlement Class Member who timely and correctly submits a Proof of Claim Form electing to participate in the Settlement.

In order to qualify for payment from the Cash Settlement Fund, your claim must be supported by official records from the Luzerne County Department of Juvenile Probation and/or the Luzerne County Domestic Relations Section. This Notice refers to the records from the Luzerne County Department of Juvenile Probation and Luzerne County Department of Domestic Relations as "the Records." The Records will verify whether you are an eligible Settlement Class Member.

The Claims Committee cannot determine whether you qualify for payment from the Cash Settlement Fund without the Records to support your award. [If you received payment from the Mericle Settlement, the Claims Committee already has your Records and you do not need to submit a signed Release Form or Records.]

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

~~Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 50 of 83~~
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

- **You will not receive payment from the Cash Settlement Fund** if the Claims Committee does not have Records to support your claim.
- **You will not receive payment from the Cash Settlement Fund** if you are not a Settlement Class Member, meaning your name does not appear in the Records or the Records do not show that you are a Settlement Class Member as defined above.
- **You will not receive payment from the Cash Settlement Fund** if you do not submit a signed Release Form or Records by the Proof of Claim deadline to confirm that you are a Settlement Class Member as defined above.
- **You will not receive payment from the Cash Settlement Fund** if the Records you submit or the Records ordered by the Claims Committee do not show that you are a Settlement Class Member as defined above.
- **You will receive payment from the Cash Settlement Fund according to the Plan of Allocation described in this Notice if you timely and correctly submitted a Proof of Claim Form - and - the Records obtained by the Claims Committee show that you are a Settlement Class Member.**

HOW WILL I KNOW WHAT AMOUNT I AM QUALIFIED TO RECEIVE FROM THE CASH SETTLEMENT FUND?

The Claims Committee will determine what Settlement Category you are in based upon the information in the Records. You will receive a payment from the Cash Settlement Fund in accordance with the Plan of Allocation set forth at pages 6-8, below.

EXPLANATION OF SETTLEMENT CATEGORIES

The Cash Settlement Fund will be allocated, or divided, among qualifying Settlement Class Members into the Settlement Categories described below. The funds will be divided based on the Settlement Categories. This Notice refers to the division of funds as the Plan of Allocation.

- 1. PROBATION CATEGORY.** Each qualifying Juvenile Settlement Class Member who never spent any time in PACC, WPACC, or any other juvenile detention facility as a result of an adjudication by former Judge Ciavarella during the period from January 1, 2003 through May 28, 2008 shall receive one (1) point.
- 2. NON-PACC/WPACC CATEGORY.** Each qualifying Juvenile Settlement Class Member who was placed in a detention facility as a result of an adjudication or placement by former Judge Ciavarella during the period from January 1, 2003 through May 28, 2008, but who never spent any time in PACC and/or WPACC, shall receive two (2) points.
- 3. PACC/WPACC CATEGORY.** Each qualifying Juvenile Settlement Class Member who was placed in PACC or WPACC as a result of an adjudication or placement by former Judge Ciavarella during the period from January 1, 2003 through May 28, 2008 shall receive a five (5) points.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 51 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

- 4. PARENT AND/OR NATURAL GUARDIAN CATEGORY.** Each qualifying Parent Settlement Class Member who, as a result of their child's adjudication or placement by former Judge Ciavarella during the period from January 1, 2003 through May 28, 2008, (i) made payments in their own names to Luzerne County or had wages, social security or other entitlements in their own names garnished or withdrawn by Luzerne County; or (ii) had court-ordered services or pay court-ordered costs, fees, interest, and/or penalties in their own names assessed against them or their child, shall receive the actual amount of monies paid, garnished, or withdrawn, **BUT ONLY IF THEY HAVE NOT ALREADY RECEIVED FULL REIMBURSEMENT OF ALL PAYMENTS MADE IN THEIR OWN NAME FROM THE MERICLE SETTLEMENT.**

Parents who received payment from the Mericle Settlement will not receive payment under the Provider Defendant Settlement unless they provide to the Claims Committee prior to the Proof of Claim Deadline additional Records showing that in addition to the reimbursed expenses received in the Mericle Settlement they (i) made additional payments in their own names to Luzerne County or had additional wages, social security or other entitlements in their own names garnished or withdrawn by Luzerne County; or (ii) had additional court-ordered services or pay court-ordered costs, fees, interest, and/or penalties in their own names assessed against them or their child. Parents who received payment from the Mericle Settlement are responsible for providing the Claims Committee with any additional Records.

To be reimbursed, Parents must have made the payments in their own names or had wages, social security, or other entitlements in their own names garnished or withheld. For example, if the Records show payments made in the child's name, those payments will not be reimbursed to the Parent. If records submitted by the Parent show, for example, Social Security benefits in the name of the child that were paid to Luzerne County, those benefits will not be reimbursed to the Parent.

PLAN OF ALLOCATION

The Cash Settlement Fund will be divided among qualifying Settlement Class Members according the Plan of Allocation. First, court-approved costs and fees will be taken out of the Cash Settlement Fund. The remaining amount will be divided into (1) the Juvenile Fund; (2) the Parent Fund; and (3) the Holdback Fund. Each fund is described below:

JUVENILE FUND. Seventy percent (70%) of the amount remaining in the Cash Settlement Fund will comprise the Juvenile Fund.

Each qualifying Juvenile Settlement Class Member will be assigned to a Settlement Category and awarded a number of points as described above. The total number of points for all Juvenile Settlement Class Members will be divided into the Juvenile Fund to determine the monetary value of each point. Each Juvenile Settlement Class Member will receive the value of each point multiplied by his or her points, as determined by his or her Settlement Category.

PARENT FUND. Fifteen percent (15%) of the amount remaining in the Cash Settlement Fund will comprise the Parent Fund.

Each qualifying Parent Settlement Class Member will be awarded a specific amount of money based on the amount of payments documented in the Records or in records provided by the Parent Settlement Class Members showing payments made in their own names.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 52 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

If the total amount of funds to be paid to Parent Settlement Class Members exceeds the total funds in the Parent Fund, Parent Settlement Class Members will be awarded their pro-rata share of the Parent Fund. If the total amount of funds to be paid to Parent Settlement Class Members is less than the total funds in the Parent Fund, the remaining funds will pour over to the Juvenile Fund.

HOLDBACK FUND. Fifteen percent (15%) of the amount remaining in the Cash Settlement Fund will comprise the Holdback Fund.

The Holdback Fund will remain in escrow until all final accounting is complete for the Cash Settlement Fund. With written permission from the Court, the Holdback Fund may be used to pay settlement costs and attorneys' fees. The Holdback Fund will also be used to pay all costs of the appeal process, described below, and all additional payments to Settlement Class Members resulting from successful appeals. If the funds remaining in the Holdback Fund after payment of all costs, fees, and appeals, total \$75,000 or more (3% of the gross Cash Settlement Fund), the remaining funds will be paid to the Juvenile Settlement Class Members in proportion to the number of points assigned to each Juvenile Settlement Class Member. If the funds remaining in the Holdback Fund after payment of all costs, fees, and appeals, total less than \$75,000, Class Counsel will seek permission from the Court regarding the distribution of the remaining funds.

SPECIAL NOTE: Settlement Class Member Tax Liability and Indemnification. The "Released Parties," their counsel, Class Counsel and/or Individual Plaintiffs' Counsel will not make representations as to the tax consequences of any payment from the Cash Settlement Fund, benefit, or consideration described herein, and assume no responsibility or liability for payment of any local, state or federal taxes that may become due because of this payment. Each Settlement Class Member Class expressly agrees to indemnify the "Released Parties," their counsel, Class Counsel and/or Individual Plaintiffs' Counsel against and hold them harmless from all tax consequences, if any, arising out of Released Parties not withholding taxes, including, but not limited to, any and all interest and/or penalties.

HOW MAY I DISPUTE THE AMOUNT I WAS OFFERED?

If you timely and correctly submitted a Proof of Claim Form and qualify as a Settlement Class Member, but believe the Settlement Category to which you were assigned by the Claims Committee or the amount of your payment from the Cash Settlement Fund was wrongly determined, you can dispute your claim in the following way.

The Court will appoint a Special Master for Allocation Appeals who will independently review your claim. The Special Master will re-assess the Claims Committee's decision. This reassessment will include a complete review of your Proof of Claim Form, the information available in the Records, and any additional written documentation provided by you in support of your claim. If appropriate, the Special Master will change the Settlement Category assigned by the Claims Committee or the amount of your payment from the Cash Settlement Fund, and your award will be adjusted under the terms of the Plan of Allocation.

The determinations made by the Special Master are final and shall not be subject to any further review or appeal.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

OPTING-OUT OF SETTLEMENT AND OBJECTING TO SETTLEMENT

IF YOU QUALIFY AS A SETTLEMENT CLASS MEMBER – AND – YOU DO NOT WISH TO PARTICIPATE IN THIS SETTLEMENT, YOU CAN EITHER:

1. DO NOTHING

If you do nothing and do not return a completed Proof of Claim Form by the Proof of Claim deadline, you will not receive a portion of the Cash Settlement Fund. You will be bound by all terms of the Agreement and give up your rights to pursue present and future claims and lawsuits against the Released Parties, including Provider Parties and Zappala Parties, arising from the events related to these Released Claims. Your case will be dismissed with prejudice against the Released Parties. However, claims against certain Non-Released Parties that are still in the Actions, including Robert J. Powell; Powell Law Group P.C.; Beverage Marketing of PA., Inc.; Pinnacle Group of Jupiter, LLC; Vision Holdings, LLC; Mark A. Ciavarella, Jr.; and Michael T. Conahan will not be affected.

2. OPT OUT OF THE SETTLEMENT

If you choose to “Opt-Out” of the Settlement, you must indicate that choice in the appropriate area on the Proof of Claim Form – by signing the line to “OPT OUT” – and return the Proof of Claim Form to the Claims Committee by the Proof of Claim deadline.

To Opt-Out means that you will receive no payment from the Cash Settlement Fund. However, if you Opt-Out you will keep the right to sue, or continue to sue, the Released Parties, on your own or with your own attorney, about the legal issues in this case.

NOTE → If you Opt-Out and you wish to pursue your claims against the Provider Parties, on your own or with your own attorney, you will be required to participate in confidential non-binding mediation with the Provider Defendants.

NOTE → If you wish to Opt-Out but do not submit a Proof of Claim Form indicating your desire to opt-out by the Proof of Claim deadline, you will not have successfully elected to Opt-Out. You will not receive a portion of the Cash Settlement Fund; you will be bound by all terms of the MSA; you will give up your rights to pursue present and future claims and lawsuits against the Released Parties, including the Provider Parties and the Zappala Parties, arising from the events related to these Actions; and your case will be dismissed with prejudice against the Released Parties. However, claims against certain Non-Released Parties that are still in the Actions will not be affected.

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030

Case 3:09-cv-00286-ARC Document 1448-1 Filed 10/16/13 Page 54 of 83
MAILED NOTICE OF PROVIDER DEFENDANT CLASS ACTION SETTLEMENT

IF YOU QUALIFY AS A SETTLEMENT CLASS MEMBER – AND – YOU DO NOT BELIEVE THE SETTLEMENT IS FAIR – BUT – YOU STILL WANT TO PARTICIPATE IN THE SETTLEMENT IF IT ULTIMATELY IS APPROVED BY THE COURT, YOU MAY:

1. OBJECT TO THE SETTLEMENT IN WRITING BY THE PROOF OF CLAIM DEADLINE

If you qualify as a Settlement Class Member, you can object to the Settlement if you do not like some or all of it. You can give reasons why you think the Court should not approve it. The Court will consider your views.

To object, you must send your completed Proof of Claim Form and required documentation, together with a letter saying that you object to the Settlement, to the Claims Committee by the Proof of Claim deadline. In your letter, be sure to include your (1) name; (2) address; (3) telephone number; (4) reasons you object to the Settlement; and (5) signature. Mail your Proof of Claim Form and letter objecting to the Settlement to the Claims Committee so that it is received by the Proof of Claim deadline. The Claims Committee must file any objections with the Court within three (3) days of the Proof of Claim deadline.

- ***What's the difference between objecting and opting-out?*** Objecting is telling the Court that you do not like something about the settlement. You can object only if you participate in the Settlement, *i.e.*, timely submit a completed Proof of Claim Form. If you Opt-Out, you are telling the Court that you do not want to participate in the Settlement. If you Opt-Out, you may not object to the Settlement because the Settlement no longer affects you.

2. ATTEND A HEARING TO OBJECT TO THE SETTLEMENT

The Court will hold a hearing to decide whether to finally approve the Settlement. You may attend and you may ask to speak, but you don't have to.

- ***When and Where.*** The exact date and location of the hearing are unknown, although the hearing will be after all Proof of Claim Forms and objections have been submitted. We will post the date and location on www.kidswinsettlement.com as soon as the Court announces them.
- After the hearing, the Court will decide whether to finally approve the Settlement. We do not know how long it will take for the Court to decide.

**** You have a right to select a lawyer of your choosing for the purpose of assisting you in determining whether you wish to participate, object, opt-out, or dispute your proposed payment amount.**

If you have any questions, visit www.kidswinsettlement.com or call 1-866-510-3030