Chancery Court of Shelby County, Tennessee

Owens v. Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health and Acadia Healthcare Company, Inc.
Case No. CH-24-1319

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

IF YOUR PRIVATE INFORMATION WAS IMPACTED IN OR YOU WERE NOTIFIED OF THE JANUARY 2024 CRESTWYN HEALTH GROUP, LLC, D/B/A CRESTWYN BEHAVIORAL HEALTH, AND ACADIA HEALTHCARE COMPANY, INC., DATA INCIDENT, A PROPOSED CLASS ACTION SETTLEMENT MAY AFFECT YOUR RIGHTS, AND ENTITLE YOU TO BENEFITS

A court has authorized this Notice. This is not a solicitation from a lawyer.
You are not being sued.
Please read this Notice carefully and completely.

- A Settlement has been reached with Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health, and Acadia Healthcare Company, Inc. ("Crestwyn" or "Defendants") in a class action lawsuit. This case is about the January 2024 cyberattack affecting one employee's email account (the "Data Incident"). Certain files that contained private information were accessed. These files may have contained personal information such as names in combination with patient and medical information and/or status as a patient, and other personal information.
- The lawsuit is called *Owens v. Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health and Acadia Healthcare Company, Inc.*, Case No. CH-24-1319. It is pending in the Chancery Court of Shelby County, Tennessee, for the Thirtieth Judicial District at Memphis (the "Litigation").
- Crestwyn denies that it did anything wrong, and the Court has not decided who is right.
- The parties have agreed to settle the lawsuit (the "Settlement") to avoid the costs and risks, disruptions, and uncertainties of continuing the Litigation.
- Crestwyn's records indicate that you are a Class Member, and entitled to benefits under the Settlement. You may have received a previous notice of the Data Incident directly from Crestwyn.
- Your rights are affected whether you act or don't act. ***Please read this Notice carefully and completely.***

SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT		DEADLINE
SUBMIT A CLAIM	The only way to receive benefits or payments from this Settlement is by submitting a valid and timely Claim Form. The fastest way to submit your Claim Form is online at www.CrestwynDataSettlement.com. If you prefer, you can download the Claim Form from the Settlement Website and mail it to the Settlement Administrator. You may also call or email the Settlement Administrator to receive a paper copy of the Claim Form.	**March 16, 2027**
OPT OUT OF THE SETTLEMENT	You can choose to opt out of the Settlement and receive no benefit or payment. This option allows you to sue, continue to sue, or be part of another lawsuit against the Defendants related to the legal claims resolved by this Settlement. You can hire your own lawyer at your own expense.	**February 12, 2027**
OBJECT TO THE SETTLEMENT AND/OR ATTEND A HEARING	If you do not opt out of the Settlement, you may object to it by writing to the Court about why you don't like the Settlement. You may also ask the Court for permission to speak about your objection at the Final Approval Hearing. If you object, you may also file a claim for Settlement benefits.	**February 12, 2027**
DO NOTHING	Unless you opt out of the Settlement, you are automatically part of the Settlement. If you do nothing, you will not receive benefits or payments from this Settlement and you will give up the right to sue, continue to sue, or be part of another lawsuit against the Defendants related to the legal claims resolved by this Settlement.	No Deadline

- These rights and options—**and the deadlines to exercise them—**are explained in this Notice.
- The Court in charge of this case still has to decide whether to approve the Settlement.

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Basic Information

1. Why was this Notice issued?

The Chancery Court of Shelby County, Tennessee, authorized this Notice. You have a right to know about the proposed Settlement of this class action lawsuit, and about all of your options, before the Court decides whether to grant final approval of the Settlement. This Notice explains the lawsuit, your legal rights, what benefits are available, and who can receive them.

The lawsuit is called *Owens v. Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health and Acadia Healthcare Company, Inc.*, Case No. CH-24-1319. It is pending in the Chancery Court of Shelby County, Tennessee. The person that filed this lawsuit is called the "Plaintiff" (or "Class Representative") and the companies they sued, Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health, and Acadia Healthcare Company, Inc., are called the "Defendants."

2. What is this lawsuit about?

This lawsuit alleges that during the January 2024 targeted cyberattack on one of Defendants' employee's email accounts, certain files that contained private information were accessed. These files may have contained personal information such as names in combination with patient and medical information and/or status as a patient, and other personal information.

3. What is a class action?

In a class action, one or more individuals sue on behalf of other people with similar claims. These individuals are called the "Plaintiffs" or "Class Representatives." Together, the people included in the class action are called a "Class" or "Class Members." One court resolves the lawsuit for all Class Members, except for those who validly opt out from the settlement. In this Settlement, the Class Representative is Yvette Owens. Everyone on whose behalf the Class Representative sued are the Class Members.

4. Why is there a Settlement?

The Court did not decide whether the Plaintiff or the Defendants are right. Both sides have agreed to a Settlement to avoid the costs and risks of a trial, and to allow the Class Members to receive benefits from the Settlement. The Plaintiff and her attorneys think the Settlement is best for all Class Members.

Who is in the Settlement?

5. Who is included in the Settlement?

The Court has defined the Class this way: "All living individuals residing in the United States whose Private Information was impacted in the Data Incident, including all who were sent notice of the Data Incident."

6. Are there exceptions to being included?

Yes. Excluded from the Class are: (1) all directors and officers of Defendants; (2) governmental entities; (3) the Judge in this case, and the Judge's family and staff; (4) anyone who timely and validly excludes themselves from the Settlement; and (5) anyone who perpetrated the Data Incident.

If you are not sure whether you are a Class Member, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: info@CrestwynDataSettlement.com
- Call toll free, 24/7: (833) 296-0828
- By mail:

Crestwyn Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799-9958

You may also view the Settlement Agreement at www.CrestwynDataSettlement.com.

The Settlement Benefits

7. What does the Settlement provide?

All Settlement Class Members are eligible to enroll in **Credit Monitoring** and to claim one or more of the **cash payment** options. These benefits are described in more detail below.

CREDIT MONITORING. All Class Members are eligible to claim two years of CyEx Medical Shield Complete. This comprehensive service comes with $1 million of medical identity theft insurance, and includes monitoring for:

- healthcare insurance ID exposure
- Medical Record Number (MRN) exposure
- unauthorized Health Savings Account (HSA) spending

If anything suspicious happens, you will be able to talk to a fraud resolution agent to help fix any problems.

CASH PAYMENT OPTIONS

Reimbursement for Ordinary Documented Out-of-Pocket Expenses. If you incurred actual, documented out-of-pocket expenses due to the Data Incident, you can get back up to **$400.00**. The losses must have occurred between January 11, 2024, and **March 16, 2027**.

This benefit covers out-of-pocket expenses like:

- fees for credit reports, credit monitoring, or freezing and unfreezing your credit
- cost to replace your IDs
- postage to contact banks by mail

You need to send proof, like receipts, to show how much you spent or lost. You can also send notes or papers you made yourself to explain or support other proof, but those notes or papers alone are not enough to make a valid claim. Your proof or notes should show that your expenses were because of the Data Incident.

You cannot claim a payment for expenses that have already been reimbursed by a third party.

Reimbursement for Extraordinary Documented Out-of-Pocket Losses. If you lost money because of identity theft or fraud due to the Data Incident, you can get back up to **$4,000.00**.

You will need to show that:

- the theft or fraud was probably caused by the Data Incident
- the losses are not already covered by **Ordinary Documented Out-of-Pocket Expenses**
- you tried to prevent the loss or get your money back, such as by using insurance you already have

The losses must have occurred between January 11, 2024, and **March 16, 2027**.

You need to send proof, like receipts, to show how much you spent or lost. You can also send notes or papers you made yourself to explain or support other proof, but those notes or papers alone are not enough to make a valid claim. Your proof or notes should show that your expenses were because of the Data Incident.

You cannot claim a payment for expenses that have already been reimbursed by a third party.

Alternative Cash Payment. *Instead of any other payment*, you may claim a one-time **$40.00** cash payment. You do not have to provide any proof or explanation to claim this payment.

If you have questions about these benefits, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: info@CrestwynDataSettlement.com
- Call toll free, 24/7: (833) 296-0828
- By mail:

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Santa Ana, CA 92799-9958

8. What claims am I releasing if I stay in the Class?

If you stay in the Class, you won't be able to be part of any other lawsuit against Crestwyn about the issues that this Settlement covers. The "Releases" section of the Settlement Agreement (Section XI) describes the legal claims that you give up if you remain in the Class. The Settlement Agreement is available at www.CrestwynDataSettlement.com.

Submitting a Claim Form for a Settlement Payment

9. How do I submit a claim for a Settlement benefit?

The fastest way to submit your Claim Form is online at www.CrestwynDataSettlement.com. If you prefer, you can download a printable Claim Form from the website and mail it to the Settlement Administrator at:

Crestwyn Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799-9958

You may also contact the Settlement Administrator to request a Claim Form by telephone, toll free, (833) 296-0828, by email info@CrestwynDataSettlement.com, or by U.S. mail at the address above.

10. Are there any important Settlement payment deadlines?

If you are submitting a Claim Form online, you must do so by **March 16, 2027**. If you are submitting a claim by U.S. mail, the completed and signed Claim Form, including supporting documentation, must be postmarked no later than **March 16, 2027**.

11. When will the Settlement benefits be issued?

The Court will hold a final approval hearing on **March 5, 2027**, (***see* Question 18)**. If the Court approves the Settlement, there may be appeals. We do not know if appeals will be filed, or how long it will take to resolve them if they are filed.

Settlement payments will be distributed if the Court grants final approval, and after any appeals are resolved.

The Lawyers Representing You

12. Do I have a lawyer in the case?

Yes, the Court has appointed attorneys J. Gerard Stranch, IV and Grayson Wells of Stranch, Jennings & Garvey, PLLC, to represent you and other Class Members ("Class Counsel").

13. Should I get my own lawyer?

You will not be charged for Class Counsel's services. If you want your own lawyer, you may hire one at your expense.

14. How will Class Counsel be paid?

Class Counsel will ask the Court to approve $150,000.00 as reasonable attorneys' fees and reimbursement of litigation costs. This amount will be paid by Crestwyn.

Class Counsel will also ask for a Service Award Payment of $3,500.00 for the Class Representative. The Service Award Payment will also be paid by Crestwyn.

Excluding Yourself from the Settlement

15. How do I opt out of the Settlement?

If you do not want to be part of the Settlement, you must formally exclude yourself from the Settlement. This is called a Request for Exclusion, and is sometimes also called "opting out." If you opt out, you will not receive Settlement benefits or payment. However, you will keep any rights you may have to sue Crestwyn on your own about the legal issues in this case.

If you exclude yourself, you are telling the Court that you do not want to be part of the Settlement. You will not be eligible to receive any Settlement benefits if you exclude yourself.

The deadline to exclude yourself from the Settlement is **February 12, 2027**.

To be valid, your Request for Exclusion must have the following information:

(1) the name of the Litigation: *Owens v. Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health and Acadia Healthcare Company, Inc.*, Case No. CH-24-1319, pending in the Chancery Court of Shelby County, Tennessee;

(2) your full name, mailing address, telephone number, and email address (if any);

(3) personal signature; and

(4) the words "Request for Exclusion" or a clear and similar statement that you do not want to participate in the Settlement.

You may only exclude yourself—not any other person.

Mail your Request for Exclusion to the Settlement Administrator at:

Crestwyn Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799-9958

Your Request for Exclusion must be postmarked by **February 12, 2027**.

Commenting on or Objecting to the Settlement

16. How do I tell the Court if I like or do not like the Settlement?

If you are a Class Member and do not like part or all of the Settlement, you can object to it. Objecting means telling the Court your reasons for why you think the Court should not approve the Settlement. The Court will consider your views. You cannot object if you have excluded yourself from the Settlement (***see* Question 15**)

You must provide the following information for the Court to consider your objection:

(1) the name of the Litigation: *Owens v. Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health and Acadia Healthcare Company, Inc.*, Case No. CH-24-1319, pending in the Chancery Court of Shelby County, Tennessee;

(2) your full name, mailing address, telephone number, and email address (if any);

(3) a clear description of all the reasons you object; include any legal support, such as documents, you may have for your objection;

(4) if you have hired your own lawyer to represent you for this objection, provide their name, bar number, and contact information;

(5) if you, your lawyer, and/or your lawyer's law firm have objected in any other class action settlements in the past five years, list the names, courts, the orders ruling on your objections, and civil action numbers for each of those cases;

(6) if you plan on calling witnesses or submitting documents at the Final Approval Hearing, provide a full list of both;

(7) whether or not you or your lawyer would like to speak at the Final Approval Hearing; and

(8) your signature (if you have hired your own lawyer, their signature is not sufficient).

For your objection to be valid, it must meet each of these requirements.

To be considered by the Court, you must file your complete objection with the Clerk of Court by **February 12, 2027**. You must also send a copy of the objection to the Settlement Administrator, Class Counsel, and counsel for Defendants.

Clerk of the Court	Settlement Administrator
Clerk of the Court Chancery Court of Shelby County at Memphis Courthouse, 140 Adams Ave., Memphis, TN 38103	Crestwyn Data Incident Settlement c/o Settlement Administrator P.O. Box 25226 Santa Ana, CA 92799-9958

Class Counsel	Counsel for Defendants
J. Gerard Stranch, IV Grayson Wells **Stranch, Jennings & Garvey, PLLC** The Freedom Center 223 Rosa L. Parks Avenue, Suite 200 Nashville, TN 37203	Christopher A. Wiech **Baker & Hostetler LLP** 1170 Peachtree Street, Suite 2400 Atlanta, GA 30309

17. What is the difference between objecting and excluding?

Objecting is telling the Court that you do not like something about the Settlement. You can object to the Settlement only if you do not exclude yourself from the Settlement. Excluding yourself from the Settlement is opting out and stating to the Court that you do not want to be part of the Settlement. If you opt out of the Settlement, you cannot object to it because the Settlement no longer affects you.

The Court's Final Approval Hearing

18. When is the Court's Final Approval Hearing?

The Court will hold a final approval on **March 5, 2027, at 10:00 a.m. Central Time**, in the Chancery Court of Shelby County, Tennessee, at Memphis Courthouse, located at 140 Adams Avenue, Memphis, Tennessee 38103.

At the final approval hearing, the Court will decide whether to approve the Settlement. The Court will also decide how Class Counsel should be paid, and whether to award a Service Award Payment to the Class Representative. The Court will also consider any objections to the Settlement.

If you are a Class Member, you or your lawyer may ask permission to speak at the hearing at your own cost (***See* Question 16**).

The date and time of this hearing may change without further notice. Please check www.CrestwynDataSettlement.com for updates.

19. Do I have to come to the Final Approval Hearing?

No. Class Counsel will answer any questions the Court may have. You may attend at your own expense if you wish, but you do not have to.

If you file an objection, you do not have to come to the Final Approval Hearing to talk about it; the Court will consider it as long as it was filed on time. You may also pay your own lawyer to attend, but you do not have to.

If I Do Nothing

20. What happens if I do nothing at all?

If you do nothing, you will not receive a benefit from this Settlement.

You will also give up the rights described in **Question 8**.

Getting More Information

21. How do I get more information?

This Notice is a summary of the proposed Settlement. The full Settlement Agreement and other related documents are available at the Settlement Website, www.CrestwynDataSettlement.com.

If you have additional questions, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: info@CrestwynDataSettlement.com
- Call toll free, 24/7: (833) 296-0828
- By mail:

Crestwyn Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799-9958

You can obtain copies of publicly filed documents by visiting the office of the Clerk of the Court, Chancery Court of Shelby County at Memphis Courthouse, 140 Adams Ave., Memphis, TN 38103.

DO NOT CONTACT THE COURT OR CLERK OF COURT REGARDING THIS SETTLEMENT