

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

In re: Vivendi Ticketing US LLC, d/b/a See Tickets Data Security Incident, No. 2:23-cv-07498 (C.D. Cal.)

**You may be eligible for cash payment and/or Credit Monitoring Services from
See Tickets but you need to act.**

A Court authorized this Class Notice.

This is not spam, an advertisement, or a lawyer solicitation.

This is a court-authorized Class Notice of a proposed settlement in a class action lawsuit, *In re: Vivendi Ticketing US LLC, d/b/a See Tickets Data Security Incident*, No. 2:23-cv-07498, currently pending in the District Court for the Central District of California. The proposed settlement would resolve a lawsuit that alleges that See Tickets was negligent and breached contractual and statutory duties in connection with a data security incident that See Tickets disclosed in September 2023. See Tickets contests these claims and denies that it did anything wrong. This Class Notice explains the nature of the class action lawsuit, the terms of the settlement, and your legal rights and obligations.

- You have legal rights and options that you may act on before the Court decides whether to approve the proposed settlement. Because your rights will be affected by this settlement, it is extremely important that you read this Class Notice carefully. To read the precise terms and conditions of the settlement, you can access a copy of the Settlement Agreement at www.SeeTicketsUSDataIncidentSettlement.com. You may also contact the Settlement Administrator at (833) 522-2574.

Summary of Your Legal Rights and Options in This Settlement		Deadline
Submit a Claim	The only way to be eligible to receive a Claimant Award from this settlement is by submitting a timely and valid Claim Form.	October 20, 2024
Opt Out of the Settlement	You can choose to opt out of the settlement and receive no payment. This option allows you to sue, continue to sue, or be part of another lawsuit against the Defendant related to the legal claims resolved by this settlement. You can elect to have your own legal counsel at your own expense.	September 20, 2024
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 a Claimant Award.	September 20, 2024
Do Nothing	Unless you opt out of the settlement, you are automatically part of the settlement. If you do nothing, you will not get a payment from this settlement and you will give up the right to sue, continue to sue, or be part of another lawsuit against the Defendant related to the legal claims resolved by this settlement.	No Deadline

What Is This Action About?

In a class action, one or more people, called class representatives, sue on behalf of people who have similar claims. All of the people with similar claims are Settlement Class members. One court resolves the issues for all Settlement Class members, except those who exclude themselves from the Settlement Class.

In this consolidated Action, Plaintiffs allege that See Tickets was negligent and violated contractual and statutory damages when a third party obtained unauthorized access to payment card information of certain See Tickets customers. See Tickets denies any liability or wrongdoing of any kind associated with the claims in this Action.

This is just a summary of the allegations. The complaint in the Action is posted at www.SeeTicketsUSDataIncidentSettlement.com and contains all of the allegations.

Why Is There A Settlement?

To resolve this matter without the expense, delay, and uncertainties of litigation, the parties reached a settlement. The proposed settlement would require See Tickets to pay money and provide access to a credit monitoring product, and pay Administrative costs, Class Counsel Fees, and service payments to the Named Plaintiffs, as may be approved by the Court. The settlement is not an admission of wrongdoing by See Tickets and does not imply that there has been, or would be, any finding that See Tickets violated the law.

Am I a Settlement Class Member?

You are a Settlement Class member if you are a resident of the United States whose information was accessed in the Data Security Incident and you received notice of the Data Security Incident from See Tickets.

Who Represents Me?

The Court has appointed a team of lawyers as Class Counsel.

Mason A. Barney SIRI & GLIMSTAD LLP 745 Fifth Ave, Suite 500 New York, NY 10151
Nicholas Migliaccio MIGLIACCIO & RATHOD, LLP 412 H. St. NE, Suite 302 Washington, DC 20002 T: (202) 470-3520
Kenneth Grunfeld KOPELOWITZ OSTROW P.A. One West Las Olas Blvd., Suite 500 Fort Lauderdale, FL 33301

Class Counsel will petition to be paid legal fees and to be reimbursed for their reasonable expenses from the Settlement Fund. You do not need to hire your own lawyer, but you may choose to do so at your own expense.

What Are The Settlement Benefits?

See Tickets has agreed to establish a Settlement Fund, by depositing with the Settlement Administrator US \$3,250,000 in cash. Information on how to obtain and redeem the discount will be provided with each Settlement Class member's Claimant Award.

The Settlement Fund will be used to pay Class Counsel Fees and costs, service payments for the Named Plaintiffs and Administrative Costs. After deducting amounts for Class Counsel Fees and costs, a service payment for the Named Plaintiffs, and settlement administration costs, the remaining amount ("**Net Settlement Amount**") will be used to pay timely valid claims.

A Settlement Class member who timely submits a valid and approved Claim Form shall be entitled to a Claimant Award, which includes three categories of awards. Depending on the documentation submitted a Settlement Class member may be eligible for one or both awards:

- I. Cash Payment or Credit Monitoring Services. All Settlement Class members may choose either:
 - A. Three years of three-bureau Credit Monitoring Services; or
 - B. A *pro rata* Alternative Cash Payment of up to \$100 from the funds remaining in the Net Settlement Amount after payment of the Credit Monitoring Services and the following categories of awards.
- II. Reimbursement of Expenses. Any Settlement Class member who spent money as a result of the Data Security Incident, and submits valid documentation to establish this, is eligible for:
 - A. Reimbursement of up to \$2,000 in ordinary documented out of pocket expenses, such as unreimbursed bank fees (for example card replacement and over-limit fees), interest on short term loans, long distance phone charges, cell phone charges (only if charged by the minute), data charges (only if charged based on the amount of data used), postage incurred, or gasoline for local travel as a result of the Data Security Incident, this would also include the cost of credit reports, credit freezes or credit monitoring the Settlement Class member already purchased in response to the Data Security Incident; and
 - B. Reimbursement of up to \$5,000 in documented extraordinary expenses incurred from identity theft more likely than not caused by the Data Security Incident.
- III. California Resident Benefit. In addition to the above benefits, pursuant to protections in California law, any Settlement Class member who is a resident of California is entitled to a \$100 California Statutory Award.

After calculation of the above categories of awards, if any money remains from the Remaining Net Settlement Amount, that money will be distributed *pro rata* among all Settlement Class members who timely submitted a valid and approved Claim Form for an Alternative Cash Payment, or if too little money remains to make such a payment, the money will be donated to an appropriate charity.

See Tickets has also agreed to certain enhancements to its data security.

How Do I Get a Payment?

You must submit a completed Claim Form no later than **October 20, 2024**. You may submit a Claim Form online at www.SeeTicketsUSDataIncidentSettlement.com.

How Do I Exclude Myself from the Settlement?

If you want to exclude yourself from the Settlement Class, sometimes referred to as “opting out,” you will not be eligible to recover any benefits as a result of this settlement and you will not receive a payment or have any rights under the Settlement Agreement. However, you would keep the right to sue See Tickets at your own expense about the legal issues raised in this lawsuit. You may exclude yourself from the settlement by mailing a written notice to the Settlement Administrator, postmarked on or before **September 20, 2024**. Your exclusion request letter must:

- Be in writing;
- State your current address;
- Contain the statement “I request that I be excluded from the Settlement Class in the case of *In re: Vivendi Ticketing US LLC, d/b/a See Tickets Data Security Incident.*”;
- Be signed by you; and
- Be mailed to the Settlement Administrator, at: See Tickets Data Security Incident, c/o Kroll Settlement Administration, PO Box 225391, New York, NY 10150-5391, postmarked on or before **September 20, 2024**.

How Do I Object to the Settlement?

If you are a Settlement Class member and you do not exclude yourself from the settlement, you can object to the settlement. To do so, you must file your written objection with the Court no later than **September 20, 2024**, and mail a copy to Class Counsel and See Tickets’ Counsel at the addresses listed below. Your written objection may include any supporting documentation you wish the Court to consider.

If your objection is submitted and overruled by the Court at the Final Approval Hearing, you will remain fully bound by the terms of the Settlement Agreement and the Final Approval Order.

Mailing addresses for Class Counsel and See Tickets’ Counsel are as follows:

<p>CLASS COUNSEL:</p> <p>Mason Barney SIRI & GLIMSTAD LLP 745 Fifth Ave, Suite 500 New York, NY 10151</p> <p>Nicholas A. Migliaccio MIGLIACCIO & RATHOD LLP 412 H. St. NE, Ste. #302 Washington, D.C. 20002</p> <p>Kenneth Grunfeld KOPELOWITZ OSTROW FERGUSON WEISELBERG GILBERT One West Las Olas Blvd., Suite 500 Fort Lauderdale, Florida 33301</p>	<p>SEE TICKETS’ COUNSEL:</p> <p>Aravind Swaminathan Jacob Heath Rebecca Harlow ORRICK HERRINGTON & SUTCLIFFE LLP 401 Union Street - Suite 3300 Seattle, WA 98101</p>
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What Is the Difference Between Objecting And Asking To Be Excluded?

Objecting means telling the Court that you do not like something about the settlement. You can object to the settlement only if you stay in the Settlement Class. Excluding yourself is telling the Court that you do not want to be part of the settlement. If you exclude yourself, you have no basis to object to the settlement because it no longer affects you.

What Am I Agreeing To By Remaining In the Settlement Class?

Unless you exclude yourself, you will be part of the Settlement Class and you will be bound by the release of claims in the settlement. This means that if the settlement is approved, you cannot sue, continue to sue, or be part of any lawsuit against See Tickets or the other Released Parties asserting a “Released Claim,” as defined below. It also means that the Court’s Order approving the settlement and the judgment in this case will apply to you and legally bind you.

“**Released Claims**” means any and all actual, potential, filed, unfiled, known or unknown, fixed or contingent, claimed or unclaimed, suspected or unsuspected, claims, demands, liabilities, rights, causes of action, damages, punitive, exemplary or multiplied damages, expenses, costs, attorneys’ fees and/or obligations, whether in law or in equity, accrued or unaccrued, direct, individual or representative, of every nature and description whatsoever, whether based on federal, state, local, statutory or common law or any other law, against the Released Parties, or any of them, arising out of, or relating to, actual or alleged facts, transactions, events, matters, occurrences, acts, disclosures, statements, representations, omissions or failures to act in connection with the data security incident, and including all claims that were brought or could have been brought in the Action regarding the data security incident, belonging to any and all Settlement Class members, including but not limited to any state law or common law claims that they may have or had, such as under California’s Customer Records Act, California Civil Code section 1798.80, et seq. and/or California’s Consumer Privacy Act, California Civil Code section 1798.100, et seq. Each party expressly waives all rights under California Civil Code section 1542, which provides:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

“**Released Parties**” means See Tickets and its past, present, and future, direct and indirect heirs, assigns, associates, corporations, investors, owners, parents, subsidiaries, affiliates, divisions, officers, directors, shareholders, agents, employees, attorneys, insurers, reinsurers, benefit plans, predecessors, successors, managers, administrators, executors and trustees.

When Will the Court Decide Whether to Approve the Settlement?

The Court will hold a Final Approval Hearing on **December 16, 2024**. At that hearing, the Court will determine the overall fairness of the settlement, hear objections, and decide whether to approve the requested Class Counsel Fees and expenses, service payment for the Named Plaintiff, and Administrative Costs. The hearing may be moved to a different date or time without additional notice, so it is a good idea to check www.SeeTicketsUSDataIncidentSettlement.com and the Court’s docket for updates.

How Do I Get More Information?

For more information, go to www.SeeTicketsUSDataIncidentSettlement.com, or call the Settlement Administrator at (833) 522-2574. You may also write to the Settlement Administrator via mail to See Tickets Data Security Incident, c/o Kroll Settlement Administration, PO Box 225391, New York, NY 10150-5391 or via email at info@SeeTicketsUSDataIncidentSettlement.com.