



Superior Court of California, County of Alameda

Erazo, et al. v. The Regents of the University of California

Lead Case No. RG21097796

Class Action Notice

Authorized by the California Superior Court

Was your information compromised during the 2020-21 Data Breach affecting the University of California?

Did you receive a Notice of Data Breach from the University of California between April 2021 and July 2021?

There is a \$5,800,000 settlement of a lawsuit that may affect your rights.

You may be eligible to receive money.

Please read this entire document carefully.

Your options:

1. Make a claim.

Be eligible for a payment.

2. Do nothing.

You will not receive a payment and you will be bound by the settlement.

3. Opt Out.

You will not receive a payment and you will not be bound by the settlement.

4. Object.

You can let the Court know if you object to the settlement.

Important things to know:

4162-2948-5652.2

- You are not being sued.
- You can learn more at: www.Regents-AccellionDataBreachSettlement.com

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About This Notice

Why did I get this notice?

This notice provides you information about the settlement of a class action lawsuit, *Erazo, et al. v. The Regents of University of California*, Lead Case No. RG21097796 (Cal. Sup. Ct.), that resolves the claims of all individuals whose personal information, responses to the 2020 University of California Undergraduate Experience Survey (UCUES), or alleged medical records may have been compromised as a result of a December 2020 - January 2021 data breach affecting The Regents of the University of California ("UC Regents"), in which hackers compromised a file transfer software called FTA that the University of California Office of the President ("UCOP") licensed from Accellion, Inc.

You received this notice because you may be a member of this group, called the "Settlement Class," and your rights may be impacted. This notice gives you a summary of the terms of the Settlement Agreement, explains what rights Settlement Class members have, and helps Settlement Class Members make informed decisions about what actions to take.

What do I do next?

Read this notice to understand the Settlement Agreement and to determine if you are a Settlement Class Member. Then, decide if you want to:

Options	More information about each option
Submit a Claim Form	You must submit a claim to be eligible to receive a payment. You will be bound by the Settlement Agreement.
Do Nothing	If you do nothing, you will get no payment and you will be bound by the Settlement Agreement. Read below for more details about what is covered by this Settlement.
Opt Out	If you opt out, you will not be eligible to get a payment but you will not be bound by the Settlement Agreement. You will still have the right to potentially bring another lawsuit against UC Regents about the same issues. If you

	want to opt out, you must notify the Settlement Administrator in writing by following the instructions on page 16 .
Object	You can tell the Court why you don't like the Settlement Agreement. You cannot object if you have opted out. More detail on objecting to this Settlement can be found on page 17 .

Read on to understand the specifics of the Settlement Agreement and what each choice would mean for you.

What are the most important dates I should know?

Your deadline to object or opt out: **October 20, 2025**

Your deadline to submit a claim form: **October 20, 2025**

Settlement approval hearing: **December 9, 2025**

What are the most important terms I should know?

Please review the Settlement Agreement to see a full list of defined terms. Certain defined terms that are used in this notice are listed below.

- **"Data Breach"** refers to the data breach that is the subject of the Action, announced by UC Regents on or around March 31, 2021, whereby unauthorized parties exfiltrated information belonging to current and former UC students and employees, responses to the 2020 University of California Undergraduate Experience Survey (UCUES), and alleged medical records that were stored on the UCOP's instance of a file transfer application ("FTA") licensed from Accellion, Inc.
- **"Defendant" or "UC Regents"** refers collectively to The Regents of the University of California.
- **"Documented Time"** refers to time actually spent by a Settlement Class Member supported by Reasonable Documentation for attempting to remedy or remedying issues fairly traceable to the Data Breach (including time spent on any identity fraud, theft, fraud, bank

fees, card cancellations, credit card fees, late fees, declined payment fees, overdraft fees, returned check fees, customer service fees, card cancellation or replacement fees, credit-related costs related to purchasing credit reports, credit monitoring or identity theft protection, placing a freeze or alert on credit reports, and replacing a driver's license, state identification card, or Social Security number) incurred on or after December 24, 2020.

- **"Fraud/Out-of-Pocket Costs"** means out-of-pocket costs or expenditures supported by Reasonable Documentation that a Settlement Class Member actually incurred, including, but not limited to, unreimbursed losses and consequential expenses (including, but not limited to, late fees, declined payment fees, overdraft fees, returned check fees, customer service fees, card cancellation or replacement fees, credit-related costs related to purchasing credit reports, credit monitoring or identity theft protection, costs to place a freeze or alert on credit reports, costs to replace a driver's license, state identification card, or Social Security number) that are related to any unauthorized identity theft or fraud fairly traceable to the Data Breach and incurred on or after December 24, 2020.
- **"Participating Settlement Class Member"** means a Settlement Class Member who receives an automatic payment and/or submits a valid Claim approved by the Settlement Administrator.
- **"Reasonable Documentation"** means documentation supporting a claim for Fraud/Out-of-Pocket Costs or Documented Time, including, but not limited to, credit card statements, bank statements, invoices, telephone records, and receipts. Fraud/Out-of-Pocket Costs or Documented Time cannot be documented solely by a personal certification, declaration, or affidavit from the Claimant; a Settlement Class Member must provide reasonable supporting documentation.
- **"Released Parties"** includes UC Regents and its respective predecessors, successors, assigns, parents, subsidiaries, divisions, affiliates, departments, and any and all of their past, present, and future owners, officers, directors, employees, investors, owners, stockholders, partners, servants, agents, successors, attorneys,

representatives, insurers, reinsurers, subrogees, and assigns of any of the foregoing. Each of the Released Parties may be referred to individually as a “Released Party.”

- **“Settlement Class”** means and includes the approximately 353,265 persons, including Settlement Class Representatives, who were notified that their personally identifiable information and/or protected health information may have been disclosed in the Data Breach. Excluded from the Settlement Class are (1) the judge(s) presiding over the Action, and members of their families; (2) the Defendant, its subsidiaries, parent companies, successors, predecessors, and any entity in which the Defendant has a controlling interest and its current or former officers and directors; (3) persons who properly execute and submit a Request for Exclusion prior to the expiration of the Opt-Out Period; (4) the successors or assigns of any such excluded Persons; and (5) individuals who settled with the Defendant any and all claims relating to the Data Breach.
- **“Settlement Class Counsel”** means attorney Simon S. Grille of Girard Sharp LLP.
- **“Settlement Class Representatives”** means Miguel Ochoa, Jamie McDole, Alvaro Galvis, Rose Becker, Karlina Chavez, and Elizabeth Montoya.
- **“Statutory Payment”** refers to the \$150.00 payment available to each Participating Settlement Class Member who has been identified as having a potential claim under the California Confidentiality of Medical Information Act, Cal. Civ. Code § 56, *et seq.*

Learning About the Lawsuit

What is this lawsuit about?

Settlement Class Representatives allege that between mid-December 2020 and January 2021, UCOP's version of a file transfer application (“FTA”) licensed from Accellion, Inc. was compromised, leading to the exposure of information, responses to the 2020 University of California

Undergraduate Experience Survey (UCUES), or alleged medical records belonging to current and former UC students and employees.

Settlement Class Representatives alleged the UC Regents (i) violated the California Confidentiality of Medical Information Act, Civ. Code § 56 et seq.; (ii) violated the Information Practices Act, Civ. Code § 1798.1 et seq.; (iii) was negligent; and (iv) committed an invasion of privacy.

The Settlement Agreement resolves the claims of the Settlement Class (defined above) involving the allegations in the lawsuit.

UC Regents denies that it did anything wrong.

Who is the Defendant?

The Defendant is The Regents of The University of California ("UC Regents").

Through this Settlement Agreement, Settlement Class Representatives, on behalf of the Settlement Class, release certain claims against the Released Parties, which include UC Regents and its affiliates.

What does it mean to "release" a claim?

If a claim is released, it is forever resolved and cannot be the basis for a new lawsuit.

Why is there a settlement in this lawsuit?

On **May 29, 2025**, the parties agreed to settle, which means they have reached an agreement to resolve the lawsuit (the "Settlement"). Both sides want to avoid the risk and expense of further litigation.

The Court has not decided this case in favor of either side. This notice is not an opinion by the court about whether the Plaintiffs or Defendant are right.

What is a class action settlement?

A class action settlement is an agreement between the parties to resolve and end the case. Settlements can provide money to settlement class members.

What happens next in this lawsuit?

The Court will hold a final approval hearing to decide whether to approve the Settlement Agreement. The hearing will be held at:

Where: Department 21 of Rene C. Davidson Courthouse, 1225 Fallon Street Oakland, CA 94612.

When: 2:30 p.m. on December 9, 2025

The Court has directed that notice of the Settlement Agreement be sent out. Because the Settlement affects the rights of all members of the Settlement Class (defined above), the Court must give final approval to the Settlement Agreement before it can take effect. Payments will only be made if the Court approves the Settlement Agreement.

You don't have to attend the final approval hearing, but you may at your own expense. You may also ask the Court for permission to speak and express your opinion about the Settlement Agreement. If the Court does not approve the Settlement Agreement or the parties decide to terminate it, it will be void and the lawsuit will continue.

The date of the hearing may change without further notice to members of the Settlement Class. To learn more and get any updates on the hearing date, go to:

www.Regents-AccellionDataBreachSettlement.com

Learning About the Settlement

What does the Settlement provide?

The Settlement Agreement makes money available to pay individuals whose information, responses to the 2020 University of California Undergraduate Experience Survey (UCUES), or alleged medical records were compromised as a result of the December 2020 - January 2021 Data Breach.

Defendant has agreed to pay \$5,800,000.00 into a settlement fund. Eligible Settlement Class members may receive a share of this money and it will also be used to pay for litigation expenses and attorneys' fees approved by the Court, as well as the cost of administering this Settlement. More information about the Settlement Benefits available to eligible Class Members can be found below.

In addition to establishing the Settlement Fund, UC Regents has agreed to maintain and/or implement the following enhanced cybersecurity

measures for at least 2 years:

- Confirmation that UC Regents has fully retired its use of Accellion FTA, and migrated to a new, secure file transfer product for all file transfer applications;
- Implementing measures to secure, encrypt, or securely destroy information that was exposed by the FTA Data Breach in UC Regents' possession;
- Increased monitoring of data systems to detect and act on suspicious activity;
- Confirmation that the file transfer program(s) used by UC Regents is audited and discontinue the use of any software known to be outdated, unsupported, or unsecure;
- Confirmation that the file transfer product(s) used by UC Regents is subject to periodic testing to locate and eliminate security vulnerabilities;
- Developing and maintaining a position or department within the UC system that is responsible for data security and privacy including file transfer processes;
- Providing security awareness training for relevant UC Regents employees, to cover industry best practices for data security and privacy.

How do I know if I am part of this Settlement?

If you are one of the approximately 353,265 persons, including Settlement Class Representatives, who were notified that their information, responses to the 2020 University of California Undergraduate Experience Survey (UCUES), or alleged medical records may have been disclosed in the Data Breach, you are a member of the Settlement Class and eligible to receive money.

What if I'm still not sure if I'm included in the Settlement Class?

If you are not sure whether you are included in the Settlement Class, you may contact the Settlement Administrator by calling **1-888-317-2945** or emailing Regents-AccellionDataBreachSettlement@cptgroup.com. Please do not contact the Defendant or the Court.

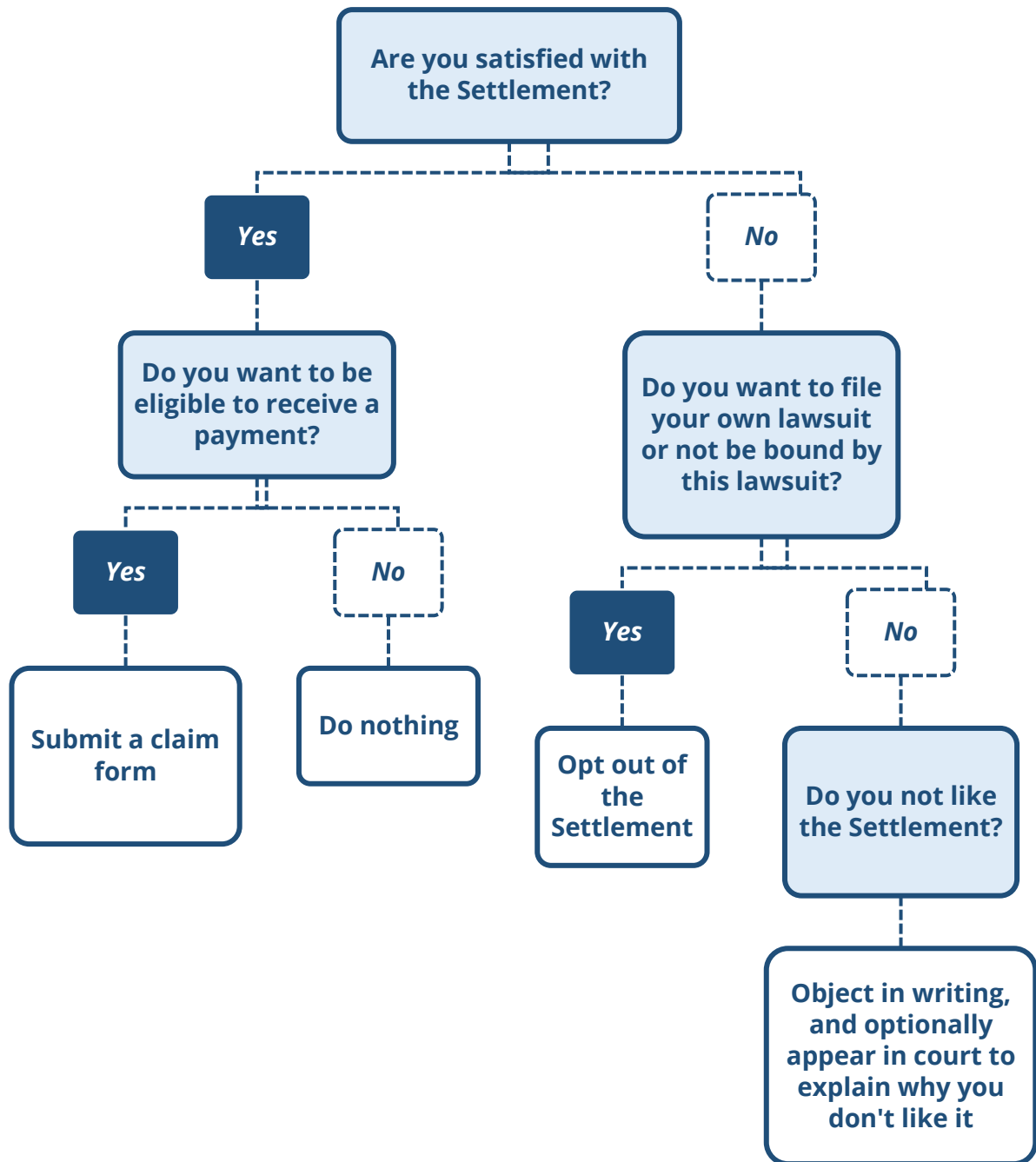
Deciding What to Do

How do I weigh my options?

You have four options. You can stay in the Settlement and submit a claim, you can opt out of the Settlement, you can object to the Settlement, or you can do nothing. Objecting to the Settlement does not stop you from submitting a claim, but opting out does. This chart shows the effects of each option:

	Submit a Claim	Opt Out	Object	Do Nothing
Can I potentially receive settlement money if I . . .	YES	NO	YES	NO
Am I bound by the terms of this Settlement if I . . .	YES	NO	YES	YES
Can I pursue my own case if I . . .	NO	YES	NO	NO

Choose the best path for you:



Submitting a Claim

How do I get a payment if I am a Settlement Class Member?

If you want to receive money, you must submit a completed claim form to the Settlement Administrator.

You can submit a claim form online at www.Regents-AccellionDataBreachSettlement.com or mail the completed form to the Settlement Administrator at:

Regents-Accellion Data Breach
Settlement Administrator
c/o CPT Group, Inc.
50 Corporate Park
Irvine, CA 92606

Claims submitted by third-party filers will not be accepted.

The deadline to make a claim for a Settlement payment is October 20, 2025.

Statutory Payment

The parties have identified **approximately 8,600** Settlement Class Members who could potentially assert a claim under the California Confidentiality of Medical Information Act, Cal. Civ. Code § 56, et seq. ("CMIA Claimants"). CMIA Claimants are entitled to a Statutory Payment of \$150. CMIA Claimants will receive email or postcard Notice that informs them they are eligible for this payment. To receive a payment, CMIA Claimants must submit a claim form selecting their preferred payment option and confirm their contact information.

Fraud/Out-of-Pocket Costs or Documented Time Payment

Each Participating Settlement Class Member may submit a claim for up to ten thousand dollars (\$10,000.00) for reimbursement of Fraud/Out-of-Pocket Costs and/or Documented Time ("Fraud/Out-of-Pocket Costs/Time Payment").

If you paid money out-of-pocket to address identity theft, fraudulent activity, or other negative consequences of the Data Breach, you can make a claim for reimbursement. Examples of reimbursable expenses include late fees, declined payment fees, overdraft fees, returned check fees, customer service fees, card cancellation or replacement fees, credit-related costs related to purchasing credit reports, credit monitoring or identity theft protection, costs to place a freeze or alert on credit reports, costs to replace a driver's license, state identification card, or Social Security number. To be eligible for reimbursement, the expenses must be related to the Data Breach.

You can also submit a claim for time you spent attempting to remedy negative effects of the Data Breach, such as time spent on identity fraud, theft, fraud, bank fees, card cancellations, credit card fees, late fees, declined payment fees, overdraft fees, returned check fees, customer service fees, card cancellation or replacement fees, credit-related costs related to purchasing credit reports, credit monitoring or identity theft protection, placing a freeze or alert on credit reports, and replacing a driver's license, state identification card, or Social Security number. You must demonstrate that you spent at least 5 hours of time, and time claims will be paid at the rate of \$30 per hour.

To receive a Fraud/Out-of-Pocket Costs/Time Payment, a Settlement Class Member must submit to the Settlement Administrator the following: (i) a valid Claim Form electing to receive the Fraud/Out-of-Pocket Costs/Time Payment benefit and which includes an attestation regarding any actual and unreimbursed Fraud/Out-of-Pocket Costs and any Documented Time; and (ii) Reasonable Documentation that demonstrates the Fraud/Out-of-Pocket Costs and/or Documented Time.

Pro Rata Payment

After the Statutory Payments and Fraud/Out-of-Pocket Costs/Time Payments are subtracted from the Net Settlement Fund, if the pro rata payment to each Participating Settlement Class Member is greater than or equal to five dollars (\$5.00), each Participating Settlement Class Member shall additionally receive a pro rata payment of the remaining Net Settlement Fund. If there is not enough money remaining for each pro rata payment to be at least five dollars (\$5.00), the remaining Net Settlement Fund will be equally divided only among the Participating Settlement Class Members receiving a Statutory Payment or a Fraud/Out-

of-Pocket Costs/Time Payment.

How much will my payment be?

Settlement Class Members eligible for the Statutory Payment will receive \$150.

In addition, Settlement Class Members who submit a valid claim for Fraud/Out-of-Pocket Costs/Time expenses, will receive the amount of their claim that the Settlement Administrator determines to be valid, up to ten thousand dollars (\$10,000).

In addition, each Settlement Class Member who submits a valid claim form on time will get a Pro Rata Payment unless the award would amount to less than \$5.00.

The amount of any Pro Rata Payment depends on how many Settlement Class Members qualify for a payment and how large the approved Fraud/Out-of-Pocket Costs/Time Payments are.

We will not know the Pro Rata Payment that each eligible Class Member will receive until all claims are completed.

For more information concerning how payments will be determined, please review Section E of the Settlement Agreement available at www.Regents-AccellionDataBreachSettlement.com.

What do I give up by making a Settlement claim?

If the Settlement becomes final, you will be releasing UC Regents from the claims identified in the Settlement Agreement. This means you will not be able to start another lawsuit, continue another lawsuit, or be part of any other lawsuit against UC Regents about the same issues in this lawsuit.

For more information, please review the Settlement Agreement available at www.Regents-AccellionDataBreachSettlement.com. Section **37** (pages **11-12**) of the Settlement Agreement describes the released claims.

Opting Out

What if I don't want to be part of this Settlement?

You can opt out. If you do, you will not receive a payment and cannot object to the Settlement Agreement. However, you will not be bound or affected by anything that happens in this Settlement and may be able to file your own case.

How do I opt out?

To opt out of the Settlement, you must either (i) fill out and submit the opt out form online, or (ii) either download and print an opt out form at www.Regents-AccellionDataBreachSettlement.com or request a paper copy from the Settlement Administrator, and mail the completed form to the Settlement Administrator or (iii) write a letter that includes the information below, and mail the completed letter to the Settlement Administrator at:

Regents-Accellion Data Breach
Settlement Administrator
c/o CPT Group, Inc.
50 Corporate Park
Irvine, CA 92606
1-888-317-2945

Opt out forms must be submitted online or postmarked by **October 20, 2025** and must indicate your desire to be excluded from the Settlement Class.

The opt out form or letter **must** include the case name (*Erazo, et al. v. The Regents of University of California*, Lead Case No. RG21097796), your full name, address, and telephone number, email address, and a statement that you wish to opt out of Settlement. The form or letter **must** also include your signature. And you **must** do so individually and separately; **no consolidated or group opt-outs will be accepted.**

Objecting

What if I disagree with the Settlement?

If you disagree with any part of the Settlement Agreement (including the lawyers' fees and expenses discussed below) but don't want to opt out, you may object. You must give reasons why you think the Court should not approve the Settlement and say whether your objection applies to just you, a part of the Settlement Class, or the entire Settlement Class. The Court will consider your views. You may, but don't need to, hire your own lawyer to help you. The Court can only approve or deny the Settlement—it cannot change the terms of the Settlement Agreement.

If the Court denies approval of the Settlement, payments will not be made to Settlement Class members and the lawsuit will continue against the Defendant. If the Court approves the Settlement despite your objection, you will still be bound by the Settlement. If you are eligible for a Statutory Payment or make a claim for Fraud/Out-of-Pocket Costs/Time Payments, you will receive your payment.

To object, you **must** submit your objection to the Court, either by:

- **Mailing to:** Clerk of Court, Superior Court of California, County of Alameda, Rene C. Davidson Alameda County Courthouse, 1225 Fallon Street, Oakland, California 94612, or
- **Filing:** in person at any location of the Superior Court, County of Alameda that includes a facility for civil filings

And mail the objection to:

- Simon S. Grille, c/o Regents-Accellion Data Breach Settlement, GIRARD SHARP LLP, 601 California Street, Suite 1400, San Francisco, CA 94108, and
- Jacob M. Heath, ORRICK, HERRINGTON & SUTCLIFFE LLP, 1000 Marsh Road, Menlo Park, CA 94205.

The Objection **must**:

- (1) be postmarked by October 20, 2025;
- (2) include the case name and number (*Erazo, et al. v. The Regents of University of California*, Lead Case No. RG21097796);

- (3) include your full name, address, and telephone number, and, if you have one, email address;
- (4) clearly state the reasons for your objection;
- (5) include the name, address, email address, and telephone number of every attorney representing you;
- (6) say whether either you or your lawyer(s) intend to appear at the final approval hearing; and
- (7) include your signature, and if you are represented by counsel, your counsel's signature.

Doing Nothing

What are the consequences of doing nothing?

If you do nothing, you will not get any money, but you will still be bound by the Settlement Agreement and its “release” provisions. That means you won’t be able to start, continue, or be part of any other lawsuit against the UC Regents about the same issues in this lawsuit. Please see the Settlement Agreement, which can be found at www.Regents-AccellionDataBreachSettlement.com for a full description of the claims and persons who will be released if this Settlement is approved.

The Lawyers Representing You

Do I have a lawyer in this lawsuit?

In a class action, the court appoints class representatives and lawyers to work on the case and represent the interests of all the class members. For this Settlement, the lawyer below is seeking to be appointed Settlement Class Counsel to represent the Settlement Class.

Simon S. Grille
Girard Sharp LLP
601 California Street, Suite 1400
San Francisco, CA 94108
Telephone: (415) 981-4800
regents-accellion@girardsharp.com

Proposed Settlement Class Counsel will represent you as a member of the Settlement Class. Proposed Settlement Class Counsel **does not** represent you individually. If you want to be represented by your own lawyer, you may hire one at your own expense.

Do I have to pay the lawyers in this lawsuit?

Lawyers' fees and expenses will be paid from the Settlement Fund. **You will not have to pay proposed Settlement Class Counsel directly.**

To date, proposed Settlement Class Counsel have not been paid any money for their work or their expenses to litigate the case. To pay for their expenses and some of their time and risk in bringing this case without any guarantee of payment unless they were successful, proposed Settlement Class Counsel will request, as part of the final approval of this Settlement, that the Court approve a reimbursement of no more than **\$250,000** in litigation expenses incurred, as well as a payment of attorneys' fees of up to 33% of the Settlement Fund.

Lawyers' fees and expenses will only be awarded if approved by the Court as a fair and reasonable amount. You have the right to object to the lawyers' fees and expenses even if you think the Settlement is fair, using the objection procedures described above.

Proposed Settlement Class Counsel will also ask the Court to approve a payment of **\$2,500** to the six Settlement Class Representatives for the time and effort they contributed to the case (i.e., service awards). If approved by the Court, this will be paid from the Settlement Fund.

Should I get my own lawyer?

You are not required to hire your own lawyer to make a Settlement claim. Settlement Class Counsel work on your behalf if you are a member of the Settlement Class, but **do not** represent you individually. You may retain your own lawyer at your own expense. Your own lawyer may appear on your behalf in this lawsuit.

Key Resources

How do I get more information?

This notice is a summary of the Settlement. The complete Settlement Agreement with all its terms can be found on www.Regents-AccellionDataBreachSettlement.com. To get a copy of the Settlement Agreement, access relevant documents, or get answers to your questions:

- contact proposed Settlement Class Counsel (information below)
- contact the Settlement Administrator at 1-888-317-2945 or Regents-AccellionDataBreachSettlement@cptgroup.com
- visit the settlement website at www.Regents-AccellionDataBreachSettlement.com

You may also view the pleadings and other records in this litigation, including the Settlement Agreement online by following the instructions on the Alameda County Superior Court's website at <https://www.alameda.courts.ca.gov/general-information/records> by following the instructions provided on that website.

Images of every document filed in the case may be viewed through the "Register of Actions" at a minimal charge. You may also view images of every document filed in the case free of charge by using one of the computer terminal kiosks available at each court location that has a facility for civil filings.

Resource	Contact Information
Case website	www.Regents-AccellionDataBreachSettlement.com
Settlement Administrator	Regents-Accellion Data Breach Settlement Administrator c/o CPT Group, Inc. 50 Corporate Park Irvine, CA 92606 1-888-317-2945 Regents-AccellionDataBreachSettlement@cptgroup.com
Settlement Class Counsel	Simon S. Grille c/o Regents-Accellion Data Breach Settlement Girard Sharp LLP 601 California Street, Suite 1400 San Francisco, CA 94108 Telephone: (415) 981-4800 regents-accellion@girardsharp.com