

February 27, 2026

The Appropriate Federal
and State Officials Identified
in Attachment A

RE: CAFA Notice of Proposed Class Action Settlement

Dear Sir or Madam:

This Notice is being provided to you in accordance with the Class Action Fairness Act (“CAFA”), 28 U.S.C. § 1715 on behalf of Darren K. Indyke and Richard D. Kahn, the defendants in the below-referenced class action (“the Action”). Plaintiffs’ Motion for Preliminary Approval of Class Action Settlement, Preliminary Certification of a Settlement Class, and Approval of Notice Plan was filed with the Court on February 19, 2026. As of the date of this Notice, the Court has not scheduled an approval hearing.

Case Name: *Ward v. Indyke, et al.*
Case Number: *1:24-cv-01204-AS*
Jurisdiction: *United States District Court for the Southern District of New York*
Date Settlement filed with Court: *February 19, 2026*

Copies of all materials filed in the above-named actions are electronically available on the Court’s Pacer website found at <https://pcl.uscourts.gov>. Additionally, in compliance with 28 U.S.C. § 1715(b), the enclosed CD-ROM contains the following documents filed in the Action:

01 - Complaint.pdf

Individual Class Action Complaint, filed February 16, 2024

02 - Amended Complaint.pdf

Corrected Amended Individual and Class Action Complaint, filed September 3, 2025

03 - Notice of Motion.pdf

Lead Plaintiff’s Notice of Unopposed Motion for Preliminary Approval of Class Action Settlement, Preliminary Certification of a Settlement Class, and Approval of Notice Plan, filed February 19, 2026

04 - Memo ISO Settlement.pdf

Lead Plaintiff’s Memorandum of Law in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement, Preliminary Certification of a Settlement Class, and Approval of Notice Plan, filed February 19, 2026

05 - McCawley Declaration.pdf

Declaration of Sigrid S. McCawley in Support of Lead Plaintiff Allyson Ward’s Motion for Preliminary Approval of Class Action Settlement, filed February 19, 2026, and attaching:

Exhibit A - Settlement Agreement, dated February 19, 2026
Exhibit B - Declaration of Simone K. Lelchuk in Support of Motion for Preliminary Approval of Settlement, dated February 18, 2026

06 - Proposed Order.pdf

[Proposed] Order Granting Preliminary Approval Pursuant to Fed. R. Civ. P. 23(e)(1) and Permitting Notice to the Class, filed February 19, 2026

07 - Proposed Judgment.pdf

[Proposed] Order and Final Judgment, filed February 19, 2026

It is not possible to provide a breakdown of the Settlement Class in accordance with 28 U.S.C. § 1715 (b)(7) at this time. However, we anticipate that the Settlement Class may include Class Members potentially residing in all 50 U.S. states, as well as the District of Columbia, and may include Class Members residing in U.S. territories and associated states.

There are no other settlements or agreements made between Counsel for the parties related to the class defined in the proposed settlement, and as of the date of this Notice, no Final Judgment or notice of dismissal has been entered in this case.

If you have any questions regarding the details of the case and settlement, please contact Defense Counsel's representative at:

Marc Alan Weinstein
HUGHES HUBBARD & REED LLP
One Battery Park Plaza
New York, NY 10004
Phone: 212-837-6460

Daniel Seth Ruzumna
PATTERSON, BELKNAP, WEBB & TYLER LLP
1133 Avenue of the Americas
New York, NY 10036
Phone: 212-336-2000

For questions regarding this Notice, please contact JND at:

JND Class Action Administration
1100 2nd Ave, Suite 300
Seattle, WA 98101
Phone: 800-207-7160

Regards,

JND Legal Administration

Encl.