

NOTICE OF PENDENCY AND SETTLEMENT OF CLASS ACTION

You May Be Entitled to a Payment From a Class Action Settlement Because You Drove a Vehicle That Had a Lytx DriveCam Event Recorder Installed In It and Used Lytx's Driver-Facing Machine Vision and Artificial Intelligence (MV+AI) Technology

A court authorized this notice. You are not being sued. This is not a solicitation from a lawyer.

THIS NOTICE MAY AFFECT YOUR RIGHTS. PLEASE READ IT CAREFULLY.

- A proposed settlement (the “Settlement”) has been reached in a class action lawsuit against Defendant Lytx, Inc. (“Lytx”) over claims that Lytx violated the Illinois Biometric Information Privacy Act (“BIPA”) by collecting and storing Settlement Class Members’ biometric data through dash cams and using its machine vision and artificial intelligence (“MV+AI”) technology without consent. Lytx denies these allegations, any wrongdoing, or that it violated any laws.
- The Class includes all individuals who, while present in the State of Illinois, operated a vehicle equipped with a Lytx DriveCam® Event Recorder (“DriveCam”) and for whom MV+AI was used to predict distracted driving behaviors between October 12, 2016 and January 1, 2025.
- Under the Settlement, Lytx has agreed to establish a **\$4.25 million** Settlement Fund to: (1) provide cash payment to Class Members who are Illinois residents and non-Illinois residents; and (2) pay the costs of settlement administration, court-approved attorneys’ fees and expenses, and service awards to the named Plaintiffs.
- Read this Notice carefully. It explains your rights and options—**and the deadlines to exercise them**. Your legal rights are affected whether you act, or do not act.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
SUBMIT A CLAIM FORM BY JUNE 25, 2025	<p>This is the only way to receive a payment. Claim Forms can be found and submitted at the Settlement Website: www.lytxsettlement.com.</p> <p>As a member of the Settlement Class, you will give up your rights to sue Lytx in the future regarding the claims in this case.</p>
EXCLUDE YOURSELF BY MAY 28, 2025	<p>This is the only option that allows you to sue, continue to sue, or be part of another lawsuit against Lytx for the claims this Settlement resolves.</p> <p>If you exclude yourself, you will give up the right to receive any benefits from this Settlement.</p>
OBJECT TO OR COMMENT ON THE SETTLEMENT BY MAY 28, 2025	<p>You may object to the Settlement and requested Attorneys’ fees and expenses by writing to the Court and informing it why you don’t think the Settlement or the requested attorneys’ fees and expenses should be approved.</p> <p>You may also write the Court to provide comments or reasons why you support the Settlement.</p> <p>If you object, you also may file a Claim Form to receive a payment, but whether you file a Claim Form or not, you will give up the right to sue Lytx in a separate lawsuit about the legal claims this Settlement resolves.</p>

QUESTIONS? CALL 1-844-789-9500 TOLL FREE, OR VISIT WWW.LYTXSETTLEMENT.COM

GO TO THE HEARING ON JULY 24, 2025	You can attend the Final Approval Hearing where the Court may hear arguments concerning approval of the Settlement. If you wish to speak at the Final Approval Hearing, you must make a request to do so in your written objection or comment. You are <u>not</u> required to attend the Final Approval Hearing.
DO NOTHING	If you do nothing, you will not receive any payment from the Settlement and you will give up your rights to sue Lytx regarding the claims in this case.

- 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 and the requested attorneys' fees and expenses. No Settlement payments will be provided unless the Court approves the Settlement and it becomes final.

BASIC INFORMATION

1. Why was a Class Action Notice issued?

A Court authorized this notice because you have a right to know about a proposed Settlement of this class action lawsuit and about all of your options before the Court decides whether to give final approval to the Settlement. This Notice explains the lawsuit, the Settlement, and your legal rights.

The Plaintiffs and Defendant have reached a proposed Settlement of this matter that will affect your rights. The people who sued are called the Plaintiffs. The company they are suing, Lytx, is called the Defendant.

Chief Judge Nancy J. Rosenstengel of the United States District Court for the Southern District of Illinois is overseeing this case. The class action is called *Lewis v. Lytx Inc., et al.*, Case No. 3:22-cv-00046-NJR. The judge has authorized this notice to explain all of your options before the Court decides whether to approve the Settlement. If the Court approves the Settlement and if such approval is final with respect to appeal(s), if any, an administrator appointed by the Court will make the payments and take other actions that the Settlement allows. Because your rights will be affected by this Settlement, it is extremely important that you read this Notice carefully.

2. What is a class action?

In a class action, one or more people called the class representatives (in this case, Plaintiffs Joshua Lewis, James Cavanaugh, and Nathaniel Timmons) sue on behalf of a group or a “class” of people who have similar claims. In a class action, the court resolves the issues for all class members, except for those who exclude themselves from the class.

3. What is this lawsuit about?

This lawsuit alleges that Lytx violated the Illinois Biometric Information Privacy Act by collecting and storing Settlement Class Members’ biometric data through dash cams and using its MV+AI technology. Lytx denies these allegations, any wrongdoing, or that it violated any laws. The Settlement does not establish who is right or wrong, but rather is a compromise to end the lawsuit and avoid the uncertainties and expense of continuing on in court.

4. Why is there a Settlement?

The Court has not decided whether the Plaintiffs or Defendant should win this case. Instead, both sides agreed to a Settlement. That way, they avoid the uncertainties and expenses associated with ongoing litigation, and Settlement Class Members will get compensation.

WHO’S INCLUDED IN THE SETTLEMENT?

5. How do I know if I am in the Class?

The Settlement Class is defined as:

All individuals who, while present in the State of Illinois, operated a vehicle equipped with a Lytx DriveCam, and for whom MV+AI was used to predict distracted driving behaviors between October

12, 2016 and January 1, 2025.

SETTLEMENT BENEFITS—WHAT YOU GET

6. What does the Settlement provide?

Monetary Relief: Lytx will pay \$4,250,000.00 into a Settlement Fund for the benefit of the Settlement Class to make payments to Settlement Class Members, pay the costs of administration of the settlement, and pay attorneys' fees, expenses, and any service award to the Class Representatives, as approved by the Court. The Settlement will provide Settlement Class Members residing in Illinois with 50% of the Settlement Fund that remains after subtracting the costs of administration, attorneys' fees, expenses, and service awards. The remaining 50% of the Settlement Fund that remains after subtracting the costs of administration, attorneys' fees, expenses, and service awards will go to non-Illinois residents.

7. How do I get a payment and how much will my payment be?

To get a payment, you must submit a Claim Form, which can be found on the Settlement Website, postmarked or submitted electronically by **June 25, 2025**. Claim Forms may be submitted online at www.lytxsettlement.com or by U.S. mail to the following address: Lytx Settlement Administrator, P.O. Box 709, Baton Rouge, LA 70821. You can also elect to receive your payment by check or electronically by Venmo, Zelle, PayPal, etc. on the Settlement Website.

The amount in the Settlement Fund will be distributed to Settlement Class Members who do not opt out of the Settlement on a *pro rata* basis depending on their state of residence, after deducting any Court-approved attorneys' fees and expenses, service awards for the class representatives, and costs of settlement notice and administration. Payments to Settlement Class Members will come by check unless you elect to receive payment electronically by Venmo, Zelle, PayPal, etc. via the Settlement Website, www.lytxsettlement.com.

8. When will I get my payment?

The Court will hold a hearing to consider the fairness of the Settlement on July 24, 2025 at 1:30PM Central Time. If the Court approves the Settlement, Settlement Class Members will receive their payment within 90 days after the Settlement has been finally approved and/or any appeals process is complete.

REMAINING IN THE SETTLEMENT CLASS

9. What am I giving up if I stay in the Settlement Class?

If the Settlement becomes final, you will give up (or "release") your rights to sue Lytx and certain of its affiliates (Released Parties) regarding the Released Claims, which are described and defined in the Settlement Agreement. Unless you exclude yourself (*see* Question 10), you will release the Released Claims. You may access the Settlement Agreement through the "Important Documents" tab on the website.

The Settlement Agreement describes the Released Claims with specific descriptions, so read it carefully. If you have any questions you may speak to the lawyers listed in Question 15 for free or you may, of course, speak to your own lawyer.

QUESTIONS? CALL 1-844-789-9500 TOLL FREE, OR VISIT WWW.LYTXSETTLEMENT.COM

EXCLUDING YOURSELF FROM THE SETTLEMENT

10. How do I get out of the Settlement?

To exclude yourself from the Settlement Class, you must mail or otherwise deliver a letter stating that you wish to be excluded. Your letter must include:

- a. The name and number of this case, *Lewis v. Lytx Inc., et al.*, Case No. 3:22-cv-00046-NJR;
- b. Your full name, address, and current telephone number;
- c. The entity or entities for whom you drove and when;
- d. All grounds for the request to be excluded, with factual and legal support for the stated request, including any supporting materials;
- e. The identification of any other exclusion requests you have filed, or had filed on your behalf, in any other class action cases in the last five years; and
- f. Your handwritten or electronically imaged written signature.

You must mail or deliver your exclusion letter, postmarked no later than **May 28, 2025** to:

Lytx Settlement Administrator
P.O. Box 709
Baton Rouge, LA 70821

11. If I don't exclude myself, can I sue the Defendant for the same thing later?

No. Unless you exclude yourself, you give up any right to sue Lytx for the Released Claims being resolved by this Settlement.

12. If I exclude myself, can I get anything from this Settlement?

No. If you exclude yourself, you are not eligible to receive a settlement payment from the Settlement Fund Account.

OBJECTING TO THE SETTLEMENT

13. How do I object to the Settlement?

If you're a Settlement Class Member, you may ask the Court to deny approval of the Settlement by filing an objection. You may object to any aspect of the Settlement, Class Counsel's request for attorneys' fees and expenses, or the request for Service Awards. You can give reasons why you think the Court should not give its approval. The Court will consider your views.

If you choose to make an objection, you must mail or file with the Court a letter or brief stating that you object to the Settlement and the basis for your objection. Your letter or brief must include the name and number of this case, *Lewis v. Lytx Inc., et al.*, Case No. 3:22-cv-00046-NJR, as well as the following information:

- a. Your full name and mailing address;
- b. An explanation of the basis upon which you claim to be a Settlement Class Member;

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- c. All grounds for the objection, including all citations to legal authority and evidence supporting the objection;
- d. The name and contact information of any and all attorneys representing, advising, or in any way assisting you in connection with your objection or who may profit from the pursuit of your objection (the “Objecting Attorneys”);
- e. A statement indicating whether you or your attorney intends to appear at the Final Approval Hearing;
- f. A list of all class action settlements to which the objector has lodged an objection in the last five years;
- g. Your handwritten or electronically imaged written signature; and
- h. If you or any of the Objecting Attorneys have objected to any class action settlement where you or the Objecting Attorney asked for or received any payment in exchange for dismissal of the objection, or any related appeal, without any modification to the settlement, then you must include a statement identifying each such case by full case caption and amount of payment received.

You must mail or deliver your written objection, postmarked no later than May 28, 2025 to:

Lytx Settlement Administrator
P.O. Box 709
Baton Rouge, LA 70821

You must also mail or otherwise deliver a copy of your written objection to Class Counsel and Lytx’s counsel at the following addresses:

Class Counsel	Defendant’s Counsel
Randall K. Pulliam Carney Bates & Pulliam, PLLC One Allied Dr., Ste. 1400 Little Rock, AR 72202 Email: rpulliam@cbplaw.com	Max E. Kaplan Cozen O’Connor 1650 Market St., Ste. 2800 Philadelphia, PA 19130 Email: mkaplan@cozen.com

14. What’s the difference between objecting and excluding myself from the Settlement?

Objecting simply means telling the Court that you don’t like something about the Settlement. You can object only if you stay in the Settlement Class. Excluding yourself from the Settlement Class is telling the Court that you don’t want to be part of the Settlement Class. If you exclude yourself, you have no right to object or receive a monetary benefit because the case no longer affects you.

THE LAWYERS REPRESENTING YOU

15. Do I have a lawyer in the case?

The Court has appointed the law firms of Carney Bates & Pulliam PLLC; Lieff Cabraser Heimann & Bernstein LLP; Milberg Coleman Bryson Phillips Grossman PLLC; Workplace Law Partners,

P.C.; Werman Salas P.C.; and Nick Larry Law LLC to represent the Settlement Class. They are called “Class Counsel.” After conducting an extensive investigation, they believe that the Settlement Agreement is fair, reasonable, and in the best interests of the Settlement Class. You will not be charged out-of-pocket for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your own expense.

16. How will the lawyers be paid?

Class Counsel’s attorneys’ fees, costs, and expenses will be paid from the Settlement Fund in an amount determined and awarded by the Court. Class Counsel is entitled to seek attorneys’ fees up to one-third of the \$4.25 million Settlement Fund plus reasonable expenses, but the Court may award less than this amount.

Class Counsel may also seek a Service Award of up to \$10,000.00 for each of the Class Representatives for their service in helping to bring and settle the case. Any court-awarded Service Award will be paid out of the Settlement Fund, but the Court may award less than this amount.

THE COURT’S FINAL APPROVAL HEARING

17. When and where will the Court decide whether to approve the Settlement?

The Court will hold a Final Approval Hearing at 1:30 PM on July 24, 2025 at the Federal Building and U.S. Courthouse, 750 Missouri Ave, East St. Louis, IL 62201. The purpose of the hearing will be for the Court to determine whether to approve the Settlement as fair, reasonable, adequate, and in the best interests of the Settlement Class; to consider Class Counsel’s request for attorneys’ fees and expenses; and to consider the request for Service Awards to the Class Representatives. At that hearing, the Court will be available to hear any objections and arguments concerning the fairness of the Settlement.

The hearing may be postponed to a different date or time without notice, so it is a good idea to check the Settlement Website, www.lytxsettlement.com, for any updates. If, however, you timely objected to the Settlement and advised the Court that you intend to appear and speak at the Final Approval Hearing, you will receive notice of any change in the date of such Final Approval Hearing.

18. Do I have to attend the hearing?

No. Class Counsel will answer any questions the Court may have. But you are welcome to come at your own expense. If you send an objection or comment, you don’t have to attend the hearing to talk about it. As long as you filed and mailed your written objection on time, the Court will consider it. You may also retain your own lawyer (at your own expense) to attend, but it’s not required.

19. May I speak at the hearing?

Yes. You may ask the Court for permission to speak at the Final Approval Hearing. To do so, you must include in your letter or brief objecting to the Settlement a statement saying that you or your attorney intends to appear at the Final Approval Hearing.

GETTING MORE INFORMATION

20. Where do I get more information?

QUESTIONS? CALL 1-844-789-9500 TOLL FREE, OR VISIT WWW.LYTXSETTLEMENT.COM

This Notice contains only a summary of the Settlement and the proceedings to date. More details are in the Settlement Agreement. You can get a copy of the Settlement Agreement at www.lytxsettlement.com. You may also write with questions to the Lytx Settlement Administrator, P.O. Box 709, Baton Rouge, LA 70821. You can also call the Settlement Administrator at 1-844-789-9500, or Class Counsel if you have any questions. Before doing so, however, please read this full Notice carefully. You may also find additional information elsewhere on the Settlement website.

PLEASE DO NOT CONTACT THE COURT, THE CLERK'S OFFICE, DEFENDANT, OR DEFENDANT'S COUNSEL TO ASK QUESTIONS ABOUT THIS ACTION OR THIS NOTICE. THEY CANNOT ANSWER ANY QUESTIONS OR DISCUSS THE ACTION.