

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI

Did You Get a Notice from National Advisors That Your Private Information Was Compromised in a Data Incident Between February 2023 and April 2023?

You Could Benefit from a Settlement.

A federal court has authorized this Notice. This is not a solicitation from a lawyer.

- A proposed settlement has been reached with National Advisors Trust Company, National Advisors Trust of South Dakota Inc., and NAH Sidecar I, LLC d/b/a National Advisors Concierge Services, all d/b/a National Advisors Trust (“National Advisors” or “Defendants”) in a class action lawsuit. The lawsuit is known as *Weber v. National Advisors Trust Company*, No. 4:24-cv-00162, filed in the United States District Court for the Western District of Missouri.
- The lawsuit alleges that in April 2023, National Advisors discovered suspicious activity related to an employee’s email account showing that certain files stored within the impacted email account may have been accessed by an unauthorized party between February 2023 and April 2023 (the “Data Incident”). These files contained personal identifiable information (“PII”) about individuals, including their names, financial account numbers, driver’s licenses, and Social Security Numbers. National Advisors denies that they did anything wrong.
- Generally, you are included in this Settlement as a Settlement Class Member if you are a person whose PII was exposed to unauthorized third parties because of the Data Incident that occurred between February 2023 and April 2023.
- A \$650,000 Settlement Fund will pay (1) reimbursement for losses, and costs of credit monitoring for eligible Settlement Class Members; (2) notice and administration costs; (3) taxes and tax-related expenses; (4) a service award to the class representative; and (5) attorneys’ fees and expenses.
- Settlement Class Members can receive the following benefits: (1) reimbursement for documented monetary losses (up to \$5,000); (2) three years of free credit monitoring from one of the three major credit bureaus; and (3) a cash payment. National Advisors has also confirmed that it has or will take certain reasonable steps to further secure its systems and environments.

Your legal rights are affected regardless of whether you do or do not act. Read this Notice carefully.

YOUR LEGAL RIGHTS & OPTIONS IN THIS SETTLEMENT	
Submit a Claim Form	You must submit a valid Claim Form to get money or benefits from this Settlement. Claim Forms must be submitted online, or, if mailed, postmarked no later than June 11, 2025 .
Do Nothing	If you do nothing, you remain in the Settlement. You give up your rights to sue National Advisors about the claims in this lawsuit or otherwise related to the Data Incident. You will not get any money or credit monitoring.

Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167

YOUR LEGAL RIGHTS & OPTIONS IN THIS SETTLEMENT

Exclude Yourself	<p>Get out of the Settlement. Get no money. Keep your rights.</p> <p>Do not get a settlement benefit. This is the only option that allows you to keep your right to sue National Advisors about the claims in this lawsuit. You will not get any money or credit monitoring from the Settlement.</p> <p>Requests for exclusion must be postmarked no later than May 12, 2025.</p>
Object	<p>Stay in the Settlement but tell the Court why you think the Settlement should not be approved.</p> <p>Objections must be postmarked no later than May 12, 2025.</p>
Go to a Hearing	<p>Ask to speak in Court about the fairness of the Settlement, at your own expense. The Final Approval Hearing is scheduled for June 17, 2025, at 9:00 a.m.</p>

- These rights and options—and the deadlines to exercise them—are explained in this notice. For complete details, view the Settlement Agreement, available at [www.\[website\].com](http://www.[website].com)
- The Court in charge of this case still must decide whether to approve the Settlement. If the Court denies final approval, the Settlement will be null and void and the litigation will continue with the Defendants. Payments be made and credit monitoring will only begin for those who qualify after the Court approves the Settlement and any appeals are resolved. Please be patient.

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Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167

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BASIC INFORMATION

1. Why did I get a notice?

The Court directed that this Notice be provided because you have a right to know about a proposed settlement that has been reached in this class action lawsuit and about your options before the Court decides whether to grant final approval of the Settlement. If the Court approves the Settlement, and after objections or appeals, if any, are resolved, the Settlement Administrator appointed by the Court will distribute the benefits that the Settlement allows. This Notice explains the lawsuit, the Settlement, your legal rights, what benefits are available, who is eligible for them, and how to get them. Your legal rights are affected whether you act or not.

Judge Fernando J. Gaitan Jr. of the United States District Court for the Western District of Missouri is overseeing this case. This lawsuit is known as *Weber v. National Advisors Trust Company*, No. 4:24-cv-00162 (the “Action”). The people who sued are called the “Plaintiffs.” The “Defendants” are the three entities referenced above, referred to collectively as “National Advisors.”

2. What is this case about?

Plaintiff claims that in April 2023, National Advisors discovered suspicious activity related to an employee’s email account showing that certain files stored within the impacted email account may have been accessed by an unauthorized party between February 2023 and April 2023 (the “Data Incident”). These files contained certain personally identifiable information (“PII”) about 14,118 individuals, including their names, financial account numbers, driver’s licenses, and Social Security Numbers (*see* Question 3).

National Advisors denied and continues to deny all the claims made in the Action, as well as all charges of wrongdoing or liability against them.

3. What is private information or PII?

Personal identifiable information or PII is information that identifies an individual or, when combined with other information, can be used to identify, locate, or contact an individual. In this case, the PII that was exposed included people’s names, financial account numbers, driver’s licenses, and Social Security Numbers.

4. Why is this a class action?

In a class action, one or more people called “class representatives” (in this case, Kevin Weber) sue on behalf of themselves and all people who have similar claims. Together, all these people are a “class” or “class members.” One court and one case resolves the issues for all class members, except for those who exclude themselves (or opt out) from the class (*see* Questions 14-15).

5. Why is there a Settlement?

The Court did not decide in favor of the Plaintiff or Defendants. Instead, both sides agreed to a Settlement. By agreeing to settle, both sides avoid the cost, disruption, and distraction of further litigation or a trial, and Settlement Class Members get the benefits described in this Notice. The proposed Settlement does not mean that any law was broken or that the Defendants did anything wrong. The parties believe that the Settlement is best for all Settlement Class Members.

Full details about the proposed Settlement are found in the Settlement Agreement available at NAHSettlement.com.

6. How do I know if I am included in the Settlement?

You are included in the Settlement if you are an individual within the United States of America whose PII was exposed to unauthorized third parties as a result of the Data Incident that occurred between February 2023 and April 2023.

Specifically, you are a Settlement Class Member if the Defendants identified you as having PII potentially compromised by the Data Incident and to whom the Defendants provided notice about the Data Incident on February 2, 2024.

If you are not sure whether you are included as a Settlement Class Member, or have any other questions about the Settlement, visit www.NAHSettlement.com, email info@NAHSettlement.com, call toll-free 1-866-778-1167, or write to:

NAH Settlement
c/o A.B. Data, Ltd.
P.O. Box 173054
Milwaukee, WI 53217

THE SETTLEMENT BENEFITS

7. What does this Settlement provide?

If the Settlement is approved and becomes final, it will provide money, credit monitoring, and other benefits to Settlement Class Members.

A \$650,000 Settlement Fund will pay money, reimbursement for losses, and costs of credit monitoring for eligible Settlement Class Members; notice and administration costs; taxes and tax-related expenses; a \$2,500 service award to the class representative; and attorneys' fees up to 33.3% of the Settlement Fund (\$216,666.67) and expenses up to \$10,000. National Advisors has also confirmed that it has or will take certain reasonable steps to further secure its systems and environments.

8. What can I get from this Settlement?

If you are a Settlement Class Member, you may be able to obtain the following benefits if you complete and submit a valid Claim Form:

Reimbursement for Documented Monetary Losses: You can submit a claim to get reimbursed for any documented monetary losses that you incurred because of the Data Breach up to \$5,000.

Documented monetary losses may include:

- Unreimbursed losses from fraud or identity theft;
- Professional fees, including accountants' fees and fees for credit repair services;
- Costs associated with freezing or unfreezing credit with any credit reporting agency;
- Credit monitoring costs that happened on or after the date of the Data Incident through the date you submit your claim; and
- Miscellaneous expenses such as notary, fax, postage, copying, mileage, and long-distance telephone charges.

If you claim documented monetary losses, you will have to submit proof to support your claim, such as receipts or invoices.

Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167

Credit Monitoring: You can submit a claim for three (3) years of credit monitoring services from one of the three major credit bureaus. You will need to provide a valid email address with your claim to receive an enrollment code.

Cash Payment: You can submit a claim to receive a cash payment to compensate you for the invasion of your privacy the lawsuit claims came from the Data Incident. The amount of your cash payment will depend on the number of valid claims and how much money is left in the Settlement Fund after it is used to pay reimbursement for losses and costs of credit monitoring for eligible Settlement Class Members, notice and administration costs, taxes and tax-related expenses, any service award; and attorneys' fees and expenses ("Net Settlement Fund"). Each valid claim will get a proportional (or *pro rata*) share of the Net Settlement Fund.

To receive any of the payments or benefits described above, Settlement Class Members must submit a valid and timely Claim Form, including necessary supporting documents, to the Settlement Administrator by **June 11, 2025** (see Question 10).

9. What happens if there are funds remaining after distribution?

If there are any funds remaining after all claims are processed, those funds will be distributed to a non-profit organization. No remaining funds will be returned to the Defendants.

10. How do I make a claim?

You must submit a Claim Form by **June 11, 2025** to get money or credit monitoring from the proposed Settlement. You can download a Claim Form at www.NAHSettlement.com or you can call the Settlement Administrator at 1-866-778-1167 to ask for one.

Please read the instructions carefully and fill out the Claim Form completely and accurately. The Claim Form may ask you to submit additional documents to prove your claim.

Claim Forms must be submitted online at www.NAHSettlement.com by **June 11, 2025** or by mail postmarked no later than **June 11, 2025** to:

NAH Settlement
c/o A.B. Data, Ltd.
P.O. Box 17305
Milwaukee, WI 53217

11. When will I get my payment and/or credit monitoring?

Settlement Class Members who file valid claims will receive their payments and credit monitoring after the Court grants final approval to the Settlement and any appeals are resolved. The Court will hold a Final Fairness Hearing at **9:00 a.m. on June 17, 2025**, at in the United States District Court for the Western District of Missouri, Charles Evans Whittaker U.S. Courthouse, 400 E. 9th Street, Kansas City, MO 64106 to decide whether to approve the Settlement. If there are appeals, resolving them can take time. Please be patient.

Your payment and information about how to enroll in credit monitoring will be sent to you digitally via email. Instructions are provided on the Claim Form available on the Settlement Website at www.NAHSettlement.com.

12. What am I giving up as part of the Settlement?

If the Settlement becomes final, you will give up your right to sue the Defendants on your own for the claims in this Settlement. Unless you exclude yourself, the Court's decisions will bind you.

Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167

The specific claims you are giving up against the Defendants are described in the Settlement Agreement, available at www.NAHSettlement.com. The Settlement Agreement describes the released claims in detail, so read it carefully.

If you have any questions, you can talk to the lawyers listed in Question 19 for free or you can talk to your own lawyer if you have questions about what this means.

13. Will the class representative get paid?

Yes. If approved by the Court, the class representative will receive a service award of up to \$2,500 for his service and effort bringing the lawsuit for the Settlement Class. The Court will decide the final amount, if any, to pay the class representative.

EXCLUDE YOURSELF

14. What does it mean to exclude myself or opt-out?

Excluding yourself or “opting out” means you will not be part of the Settlement anymore. You can opt out of the Settlement if you want to sue or continue to sue the Defendants on your own about the claims in this lawsuit. You will not get money or credit monitoring, and you cannot object to the Settlement.

15. How do I exclude myself from the Settlement?

If you do not want to be included in the Settlement, you must send a letter, called a request for exclusion, to the Settlement Administrator. Your request must include:

- The words “Request for Exclusion” or similar words in it;
- Your name and current address;
- A statement that you want to be excluded from the Settlement in *Weber v. National Advisors Trust Company*, No. 4:24-cv-00162; and
- Your signature (you must personally sign the letter).

Your written opt-out request must be sent by mail, postmarked or no later than **May 12, 2025**, to:

NAH Settlement
ATTN: EXCLUSIONS
P.O. Box 173001
Milwaukee, WI 53217

If you do not mail your request for exclusion on time, you give up your right to exclude yourself from the Settlement and will be bound by all Court orders.

16. If I exclude myself, can I still get a payment or credit monitoring?

No. You will not get a payment or credit monitoring if you opt out of the Settlement.

17. If I do not exclude myself, can I sue later?

No. If you do not exclude yourself from the Settlement, and it is approved by the Court, you forever give up the right to sue the Defendants for the claims this Settlement resolves.

18. What happens if I do nothing at all?

If you do nothing, you will not get any money or credit monitoring from the Settlement. You will be legally bound by the Court’s decisions. You will not be able to sue the Defendants on your own or be part of any other lawsuit about the claims in this lawsuit. To receive a payment or credit monitoring, you must complete and submit a Claim Form by **June 11, 2025** (see Question 10).

Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167

THE LAWYERS REPRESENTING YOU

19. Do I have a lawyer in this case?

Yes. The Court has appointed attorneys at the law firms below to represent you and the other Settlement Class Members in this lawsuit. These lawyers are called “Class Counsel.”

J. Gerard Stranch, IV Stranch, Jennings & Garvey, PLLC 223 Rosa L. Parks Avenue Suite 200 Nashville, TN 37203	Lynn A. Toops Cohen & Malad, LLP One Indiana Square Suite 1400 Indianapolis, IN 46204	Samuel J. Strauss Raina Borrelli Strauss Borrelli PLLC 980 N. Michigan Avenue Suite 1610 Chicago, IL 60611
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You will not be charged for these lawyers. If you want to be represented by another lawyer, you may hire one at your own expense.

20. How will the lawyers be paid?

Class Counsel have not been paid anything to date for their work on this case. Class Counsel will ask the Court for attorneys’ fees up to 33.3% of the Settlement Fund (\$216,666.67) and expenses up to \$10,000. A copy of Class Counsel’s Fee and Expense Application will be posted on the website, www.NAHSettlement.com, before the Final Approval Hearing.

The Court will decide the amount to pay Class Counsel and may award less than the amount requested. Any attorneys’ fees and expenses approved by the Court will be paid out of the Settlement Fund.

OBJECTING TO THE SETTLEMENT

21. What is objecting?

Objecting is when you tell the Court that you don’t like something about the Settlement. You give reasons why you think the Court should not approve it. The Court will consider your views.

22. How do I tell the Court that I do not like the Settlement?

If you want to tell the Court that you do not agree with the proposed Settlement or Fee and Expense Application or some part of them, you must send a written objection (letter) to the Court, so it is received by **May 12, 2025**. Your objection must include:

- Your name, current address, and telephone number;
- A statement that you object to the Settlement and/or Fee and Expense Application in *Weber v. National Advisors Trust Company*, No. 4:24-cv-00162;
- The reasons you object;
- Any documents or evidence that support your objection and would like to present to the Court at the Final Approval Hearing;
- A statement saying if your objection applies only to you, to some Settlement Class Members, or to all Settlement Class Members;
- Your lawyer’s name, background, and prior experience (if you have one);
- A list of cases in which you and your lawyer (if you have one) have submitted objections during the past five years;

Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167

- A statement saying if you (or your lawyer) intend to appear and speak at the Final Approval Hearing; and
- Your or your lawyer's signature.

Your objection must be filed with (or mailed to) the Clerk of Court, so it is received no later than **May 12, 2025**, at:

Clerk of the Court
United States District Court for the Western District of Missouri
Charles Evans Whittaker U.S. Courthouse
400 E. 9th Street
Kansas City, MO 64106

If you do not mail your objection on time or it does not meet all the requirements, you give up your right to object to the Settlement or to speak at the Final Approval Hearing.

23. What is the difference between objecting and asking to be excluded?

Objecting is simply telling the Court that you don't like something about the Settlement. You can object only if you stay in the Settlement Class. If you object to the Settlement, you are still a Settlement Class Member.

Excluding yourself is telling the Court that you don't want to be part of the Settlement Class. If you exclude yourself, you have no basis to object because the Settlement no longer affects you.

THE FINAL APPROVAL HEARING

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

The Court will hold the Final Approval Hearing on **June 17, 2025**, at **9:00 a.m.** in the United States District Court for the Western District of Missouri, Charles Evans Whittaker U.S. Courthouse, 400 E. 9th Street, Kansas City, MO 64106. The hearing may be moved to a different date, time, or location without additional notice, so please check www.NAHSettlement.com for updates.

At the hearing, the Court will consider whether the proposed Settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them and will listen to people who asked to speak at the hearing. The Court may also decide whether to award attorneys' fees and expenses, as well as a service award to the class representative. After the hearing, the Court will decide whether to approve the Settlement. We do not know how long these decisions will take.

25. Do I have to come to the hearing?

No. You are not required to come to the Final Approval Hearing. Class Counsel will answer questions the Court may have. But you are welcome to come at your own expense. If you send an objection, you don't have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it is not necessary.

26. May I speak at the hearing?

Yes. You can speak at the Final Approval Hearing, but you must ask the Court for permission. To do so, you must submit a Notice of Appearance according to the instructions in Question 22 that includes all the required information and a statement that you (or your lawyer) intend to appear at the Final Approval Hearing.

GET MORE INFORMATION

27. How do I get more information?

This Notice is only a summary. More details are in the Settlement Agreement, available at www.NAHSettlement.com. The website also contains other important documents, such as the Complaint, Preliminary Approval Order, and more.

You also may write with questions to the Settlement Administrator at NAH Settlement, c/o A.B. Data, Ltd., P.O. Box 17305, Milwaukee, WI 53217; email the Settlement Administrator at info@NAHSettlement.com; or call the toll-free number at 1-866-778-1167.

PLEASE DO NOT ADDRESS ANY QUESTIONS ABOUT THE SETTLEMENT OR LITIGATION TO THE CLERK OF THE COURT, THE JUDGE, DEFENDANTS, OR DEFENDANTS' COUNSEL.

Questions? Visit www.NAHSettlement.com or call toll-free 1-866-778-1167