

LEGAL NOTICE

If You Used A Credit Or Debit Card At A Neiman Marcus Group Store Between July 16, 2013 And January 10, 2014, You May Be Entitled To Up To \$100 From, And Your Rights May Be Affected By, A Class Action Settlement.

Read this notice carefully, as it affects your rights.
For more information, visit www.NMSettlement.com or call 1-855-234-2611

A proposed Settlement has been reached in a class action lawsuit involving Neiman Marcus Group LLC (“Neiman Marcus”). You may be entitled to a payment of up to \$100. The Settlement resolves litigation over an alleged Cybersecurity Incident involving malware that was successfully inserted into Neiman Marcus’s system by hacker(s). Malware means the malicious software that was capable of collecting credit or debit card data from Neiman Marcus’s computer system. The Parties have agreed to settle the Action in its entirety, without any admission of liability by Neiman Marcus. The case is known as *Hilary Remijas and Joanne Kao v. The Neiman Marcus Group, LLC*, Case No. 1:14-CV-01735 (N.D. Ill.).

Who’s included in the Settlement Class? The proposed Settlement Class includes all United States residents who held a credit or debit card account that was used in a Neiman Marcus Store at any time from July 16, 2013 to October 30, 2013. Neiman Marcus Store means stores at physical locations operating under the “Neiman Marcus”, “Bergdorf Goodman”, “Cusp”, and “Last Call” names, but excluding all restaurants operating in any such stores, and excluding any website or online store.

Who’s excluded from the Settlement Class? The Settlement Class does not include United States residents who held a credit or debit card account used in a Neiman Marcus store only between October 31, 2013 and January 10, 2014. Such persons were included in a prior proposed settlement that was not approved. Neiman Marcus has stipulated that *American Pipe & Construction v. Utah*, 414 U.S. 538 (1974), and its progeny apply to claims of such persons, and have done so since the initial filing of this litigation on January 14, 2014. The claims of such persons tolled under American Pipe and its progeny shall continue to be tolled between January 14, 2014 and March 14, 2020.

What benefits does the Settlement provide? The Settlement provides for a Settlement Fund in the amount of up to \$1,600,000 to pay the Claims of Settlement Class Members who submit valid and timely Claims, the costs to administer and give notice of the Settlement, taxes due on interest accrued on the Settlement Fund (if any), and any attorneys’ fees and expenses and Class Representative Service Awards approved by the Court.

Each Settlement Class Member who submits a valid and timely Claim will receive a payment up to \$100 if their credit or debit card was used at a Neiman Marcus Store on a date and at a time that the Malware was operating in that store. Other Settlement Class members who submit valid and timely claims will receive a payment up to \$25.00.

If the remaining amount is insufficient to pay all valid claimants in full, the payments will be reduced on a *pro rata* basis.

How do I receive Settlement benefits? In order to receive monetary benefits under this Settlement, Settlement Class Members should complete and submit a Claim Form to the Settlement Administrator. To submit a Claim Form online, please visit the Settlement Website, www.NMSettlement.com. The deadline for submitting Claim Forms is **September 10, 2020** if submitted online, or it must be postmarked by **September 10, 2020** if submitted by U.S. mail to the Settlement Administrator at:

NM Settlement Administrator
1650 Arch Street, Suite 2210
Philadelphia, PA 19103.

Claim Forms can also be obtained by calling toll-free 1-855-234-2611, emailing the Settlement Administrator at NMSettlement@AdministratorClassAction.com, or by mailing a request to the Settlement Administrator.

Who represents me? The Court appointed the law firms of Ahdoot & Wolfson, PC and Morgan & Morgan as Class Counsel to represent the Settlement Class. You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

Your options. If you are included in the Settlement Class and do not submit a Claim Form, your rights will be affected and you may not receive any benefits from this Settlement. If you do not want to be legally bound by the Settlement, you must exclude yourself from the Settlement by **April 27, 2020**, by following the instructions in the detailed Long Form Notice available at the Settlement Website or you won't be able to sue, or continue to sue, Neiman Marcus about the legal claims in this case. If you do not exclude yourself from the Settlement, you may object to it by **April 27, 2020**, by following the instructions in the detailed Long Form Notice available at the Settlement Website. The Settlement Agreement and other documents relevant to this case are available at the Settlement Website, www.NMSettlement.com.

The Final Approval Hearing. The Court will hold a hearing on **May 19, 2020, at 9 a.m.** to consider whether to approve the Settlement, award Class Counsel Attorneys' Fees and Expenses up to \$530,000, and award the two Class Representatives up to \$2,500 each for their service. If approved, these amounts will be deducted from the Settlement Fund. Please check www.NMSettlement.com for updates as the Court may continue the date of the hearing.

Want More Information? Call toll-free 1-855-234-2611, visit www.NMSettlement.com, or write to NM Settlement Administrator, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103.

PLEASE DO NOT CONTACT THE COURT.

Call Toll-Free 1-855-234-2611

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