

Emano, et al v. Port of Seattle, Case No. 25-2-11500-3 SEA
SUPERIOR COURT OF WASHINGTON
COUNTY OF KING

If your Personal Information was compromised in the Data Security Incident publicly disclosed by the Port of Seattle in or around April 2025, you may be eligible for benefits from a class action settlement.

Para una notificación en Español, visitar www.PortDataSettlement.com

A Washington court has determined that there is sufficient evidence to suggest that this Settlement might be fair, adequate, and reasonable and thereby ordered this notice. Any final determination as to these matters will be made at the Final Fairness Hearing.

This is not junk mail, an advertisement, or a lawyer solicitation.

- A settlement has been proposed in a class action against the Port of Seattle (the “Port”) arising out of a data security incident that occurred between August 23, 2024, and August 24, 2024, during which unauthorized third parties gained access to certain files containing the personal information of the plaintiffs and class members (the “Data Security Incident”). The computer files accessed in the Data Security Incident contained the following information, which varied by individual: first and last names, dates of birth, Social Security numbers, driver’s license or other government-issued identification numbers, and medical information (“Personal Information”).
- On June 11, 2025, Plaintiffs filed a consolidated class action complaint on behalf of themselves and those similarly situated, asserting claims against the Port for: (i) negligence; (ii) unjust enrichment; (iii) breach of implied contract; (iv) invasion of privacy; and (v) violation of the Washington Data Breach Notification Law RCW 42.56.590, *et seq.*
- If your Personal Information was compromised in the Data Security Incident publicly disclosed by the Port on or about April 2025, you are part of the Settlement Class and may be eligible for benefits. You may have received a notice concerning the Data Security Incident from the Port or its authorized representative.
- The settlement provides: (i) reimbursement for documented out-of-pocket losses; and (ii) if, after all other payments and expenses are paid for out of the Settlement Fund, there remain any funds in the Settlement Fund, Settlement Class Members who submit a valid claim will be paid a *pro rata* share of the residual funds.
- Additionally, the Port has implemented and is maintaining certain data security enhancements to safeguard the Personal Information in its possession, undertaking the cost and expense of the enhancements, which are valued at approximately \$3,000,000, and are paid by the Port separate and apart from the Settlement Fund.
- Your legal rights are affected regardless of whether you do or do not act. Read this notice carefully.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
SUBMIT A CLAIM FORM Deadline: June 23, 2026	This is the only way to receive a benefit from the settlement.
EXCLUDE YOURSELF FROM THE SETTLEMENT Deadline: May 26, 2026	Get no benefits. This is the only option that may allow you to individually sue the Port over the claims being resolved by this settlement.
OBJECT TO THE SETTLEMENT	Write to the Court with reasons why you do not agree with the settlement.

Deadline: May 26, 2026	
GO TO THE FINAL APPROVAL HEARING: JULY 17, 2026	You may ask the Court for permission for you or your attorney to speak about your objection at the Final Approval Hearing.
DO NOTHING	You will not get any compensation from the settlement and you will give up certain legal rights.

- These rights and options – **and the deadlines to exercise them** – are explained in this notice. For complete details, view the Settlement Agreement at www.PortDataSettlement.com or call 1-833-699-4214.
- The Court in charge of this case still has to decide whether to grant final approval of the settlement. Payments will be made and settlement benefits distributed only after the Court grants final approval of the settlement and after any appeals are resolved in favor of the settlement.

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BASIC INFORMATION

1. Why was this Notice issued?

The Court has authorized this notice because you have a right to know about the proposed settlement in this Class Action and about all of your options before the Court decides whether to give “Final Approval” to the settlement. This notice explains the legal rights and options that you may exercise before the Court decides whether to approve the settlement.

Judge Patrick Oishi of the Superior Court of King County, Washington is overseeing this case. The case is known as *Emano, et al. v. Port of Seattle*, No. 25-2-11500-3 SEA (the “Lawsuit”). The individuals who sued are called the Plaintiffs. The Port of Seattle is called the Defendant.

2. What is this lawsuit about?

Plaintiffs claim that the Port was responsible for the increased risk of identity theft stemming from the Data Security Incident and assert claims including for negligence. The Lawsuit seeks, among other things, payment for persons who were injured by the Data Security Incident.

The Port denies all of the claims made in the Lawsuit, as well as all charges of wrongdoing or liability against it.

3. What is a class action?

In a class action, one or more people called “Plaintiff(s)” or “Representative Plaintiff(s)” (in this case, Plaintiffs Samuel Emano, Monte Holt, Sarah Cardenas, Joann Trussell, Tara Hamlin, and David Beltran) who sue on behalf of all people who have similar claims. Together, all these people are called a Class or Class Members. One Court and one judge resolve the issues for all Class Members, except for those who exclude themselves from the Class Members who participate in the settlement (the “Settlement Class” or “Settlement Class Members”).

4. Why is there a Settlement?

The Court did not decide in favor of Plaintiffs or the Port. Instead, Plaintiffs and the Port (together the “Settling Parties”) negotiated a settlement that allows both Plaintiffs and the Port to avoid the risks and costs of lengthy and uncertain litigation, as well as the uncertainty of trial and appeals. It also allows Settlement Class Members to obtain benefits without further delay. The Representative Plaintiffs and their

attorneys believe the settlement is best for all Settlement Class Members. The settlement does not mean that the Port did anything wrong.

WHO IS IN THE SETTLEMENT?

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

You are part of this settlement as a Class Member if you are an individual whose Personal Information was compromised in the Data Security Incident publicly disclosed by the Port of Seattle in or around April 2025.

Class Members consist of approximately 147,785 individuals. Class Members specifically exclude all persons who are directors or officers of the Port, the Judge assigned to the Action, and that Judge's immediate family and Court staff.

6. What if I am not sure whether I am included in the settlement?

If you are not sure whether you are included in the settlement, or have any other questions related to the settlement, you may:

1. Call 1-(833) 699-4214
2. Email info@PortDataSettlement.com; or
3. Write to:

Port of Seattle Settlement Administrator
c/o Angeion Group, LLC
1650 Arch Street, Suite 2210
Philadelphia, PA 19103

Please do not contact the Court with questions.

THE SETTLEMENT BENEFITS

7. What does the settlement provide?

The settlement provides for two types of cash payments: (i) reimbursement for documented out-of-pocket losses; and (ii) if, after all other payments and expenses are paid for out of the Settlement Fund, there remain any funds in the Settlement Fund, Settlement Class Members who submit a valid claim will be paid a *pro rata* share of the residual funds. You may submit a claim for either or both of the above-listed remedies. To claim reimbursement for out-of-pocket losses, you must provide information and/or documentation with the Claim Form.

Additionally, the Port has implemented and is maintaining certain data security enhancements to safeguard the Personal Information in its possession, undertaking the cost and expense of the enhancements, which are valued at approximately \$3,000,000.

8. What payments are available?

Out-Of-Pocket Losses Payment: Class Members are eligible to submit a claim for documented out-of-pocket losses and may seek reimbursement for the following:

Unreimbursed losses relating to fraud or identity theft, unreimbursed costs of credit monitoring incurred between the time of the Data Security Incident and the time the claim

is submitted, postage, copying, scanning, faxing, mileage and other travel-related charges, parking, notary charges, research charges, cell phone charges (only if charged by the minute), long distance phone charges, data charges (only if charged based on the amount of data used), text message charges (only if charged by the message), bank fees, accountant fees, and attorneys' fees, all of which must be fairly traceable to the Data Security Incident and must not have been previously reimbursed by a third party.

Residual Funds / Pro Rata Reduction: If compensation for Out-of-Pocket Losses, Claims Administration Costs, Service Awards to Class Representatives, and the Attorneys' Fees and Litigation Expenses Award do not exceed the Settlement Fund, all remaining funds will be distributed on a *pro rata* basis to all Settlement Class Members who submitted a Valid Claim for a pro rata cash payment.

HOW TO GET BENEFITS

9. How do I get benefits?

To make a claim for payment from the settlement, you must complete a Claim Form. You may complete and submit a Claim Form online at www.PortDataSettlement.com, or by mail to Port of Seattle Settlement Administrator c/o Angeion Group, LLC 1650 Arch Street, Suite 2210, Philadelphia, PA 19103. You may download a copy of the Claim Form at www.PortDataSettlement.com, or you may request one by mail by calling 1-(833) 699-4214. To complete the Claim Form, please read the instructions carefully, fill out the Claim Form, provide reasonable documentation (where applicable), and submit your Claim Form online or mail it postmarked no later than **June 23, 2026** to:

Port of Seattle Settlement Administrator
c/o Angeion Group, LLC
1650 Arch Street, Suite 2210
Philadelphia, PA 19103

10. How will claims be decided?

The Claims Administrator will initially decide whether the information provided on a Claim Form is complete and valid. The Claims Administrator may request additional information from any Claimant. If the Claimant does not timely respond within thirty (30) days or fails to provide the required information, the Claim Form will be considered invalid and will not be paid. If the Claim Form is rejected in whole or in part, for any other reason, then the Claims Administrator shall refer the claim to the counsel for the Settling Parties for a joint determination. The Claims Administrator will follow their joint direction regarding the final disposition of the claim.

REMAINING IN THE SETTLEMENT

11. Do I need to do anything to remain in the settlement?

You do not have to do anything to remain in the settlement, but if you wish to receive a payment, you must submit a Claim Form postmarked or submitted online by **June 23, 2026**.

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

By remaining in the settlement, you are agreeing that all of the Court's orders will apply to you, and that you give the Port a "Release." A Release means you cannot sue or be part of any other lawsuit against the

Port about the claims or issues in this lawsuit (relating to the Data Security Incident), and that you will be bound by the settlement. The specific claims you are giving up against the Port and related persons or entities are called “Released Claims.” The Released Claims are defined in the Settlement Agreement, which is available on the settlement website at www.PortDataSettlement.com. The Settlement Agreement describes the Released Claims with specific and accurate legal descriptions, so read it carefully.

EXCLUDING YOURSELF FROM THE SETTLEMENT

If you do not want a payment from this settlement, but you want to keep the right to sue the Port about issues in this case, then you must take steps to remove yourself from the Settlement Class. This is called excluding yourself from—or “opting out” of—the Settlement Class.

13. If I exclude myself, can I get a payment from this settlement?

No. If you exclude yourself, you will not be entitled to any benefits of the settlement. You will also not be bound by any judgment in this case.

14. If I do not exclude myself, can I sue the Port for the same thing later?

No. Unless you exclude yourself, you give up any right to sue the Port for the claims that this settlement resolves. You must exclude yourself from the Settlement Class to start your own lawsuit or to be part of any different lawsuit relating to the claims in this case. If you exclude yourself, do not submit a Claim Form as you will not be entitled to any settlement benefits.

15. How do I get out of the settlement?

To exclude yourself from the settlement, you must send a written request stating that you want to be excluded from the settlement in *Emano, et al. v. Port of Seattle*, No. 25-2-11500-3 SEA (King County, Washington) (“Exclusion Request”). Your Exclusion Request must include your name, address, and signature, and must clearly state your intent to be excluded from the Settlement Class. You must mail your Exclusion Request postmarked by **May 26, 2026** to:

Port of Seattle Settlement Administrator
c/o Angeion Group, LLC
P.O. Box 58220
Philadelphia, PA 19102

THE LAWYERS REPRESENTING YOU

16. Do I have a lawyer in this case?

Yes. The Court appointed M. Anderson Berry of Emery Reddy, PLLC, Cecily C. Jordan of Tousley Brain Stephens PLLC, Gary M. Klinger of Milberg Coleman Bryson Phillips Grossman, PLLC, and Jeff Ostrow of Kopelowitz Ostrow P.A. to represent you and other Settlement Class Members. These lawyers are called Settlement Class Counsel. 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.

17. How will Settlement Class Counsel be paid?

Questions? Call 1-833-699-4214 or visit www.PortDataSettlement.com

If the settlement is approved and becomes final, Settlement Class Counsel will ask the Court to award combined attorneys’ fees and costs in the amount of \$652,500. Settlement Class Counsel will also request approval of service awards of up to \$5,000 to each of the Representative Plaintiffs.

OBJECTING TO THE SETTLEMENT

18. How do I tell the Court that I do not like the settlement?

If you are a Settlement Class Member, you can object to the settlement if you disagree with any part of it. You can give reasons why you think the Court should not approve the settlement. The Court will consider your views before making a final decision. The Court can only approve or deny the settlement—it cannot order a different settlement. To object, you may submit to the Settlement Administrator at Port of Seattle Settlement Administrator c/o Angeion Group, LLC ATTN: Objection P.O. Box 58220, Philadelphia, PA 19102, a written notice stating that you object to the settlement. Your objection must include all of the following information: (i) your full name and address; (ii) the case name and docket number – *Emano, et al. v. Port of Seattle*, No. 25-2-11500-3 SEA (Washington State Superior Court for King County); (iii) information identifying yourself as a Settlement Class Member, including proof that you are a Settlement Class Member (e.g., copy of your settlement notice, copy of original notice of the Data Security Incident, or a statement explaining why you believe you are a Settlement Class Member); (iv) a written statement of all grounds for the objection, accompanied by any legal support for the objection you believe applicable; (v) the identity of any and all counsel representing you in connection with the objection; (vi) a statement whether you or your counsel will appear at the Final Fairness Hearing; and (vii) your signature or the signature of your duly authorized attorney or other duly authorized representative (if any) representing you in connection with the objection.

Your written notice of an objection, in the appropriate form, must be mailed, with a postmark date no later than **May 26, 2026**, to all of the following:

Class Counsel	Counsel for the Port of Seattle
M. Anderson Berry EMERY REDDY, PLLC 600 Stewart St, Suite 1100 Seattle, WA 98101	Aravind Swaminathan ORRICK, HERRINGTON & SUTCLIFFE LLP 401 Union St, Suite 3300 Seattle, WA 98101
Cecily C. Jordan TOUSLEY BRAIN STEPHENS PLLC 1200 Fifth Ave, Suite 1700 Seattle, WA 98101	
Gary M. Klinger MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC 227 W. Monroe St, Suite 2100 Chicago, IL 60606	
Jeff Ostrow KOPELOWITZ OSTROW P.A. 1 W. Las Olas Blvd., Suite 500 Fort Lauderdale, FL 33301	

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The Court may elect to hear your oral objection, even if you do not follow the above procedure, at the Final Approval Hearing. However, the Parties reserve the right to challenge the objection of any Settlement Class Member who does not follow the above procedure.

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

Objecting is telling the Court that you do not like the settlement and why you do not think the Court should approve it. You can object only if you do not exclude yourself from the Settlement Class. Excluding yourself is telling the Court that you do not want to be part of the Settlement Class. If you exclude yourself, you have no basis to object because the case no longer affects you.

THE COURT’S FINAL APPROVAL HEARING

20. When and where will the Court decide whether to approve the settlement?

The Court will hold a Final Approval Hearing on **Friday, July 17, 2026 at 11 AM PST** in the Superior Court of Washington County of King. At this hearing, the Court will consider whether the settlement is fair, reasonable, and adequate. The Court will take into consideration any properly filed written objections and may also listen to people who have asked to speak at the hearing (see Question 18). The Court will also decide whether to approve fees and costs to Settlement Class Counsel, and the service awards to Representative Plaintiffs.

21. Do I have to attend the Final Approval Hearing?

No. Settlement Class Counsel will present the Settlement Agreement to the Court. You or your own lawyer are welcome to attend at your own expense, but you are not required to do so. If you send an objection, you do not have to come to the Court to talk about it. As long as you filed your written objection on time with the Court and served it according to the instructions provided in Question 18, the Court will consider it.

22. May I speak at the Final Approval Hearing?

You may ask the Court for permission to speak at the Final Approval Hearing. To do so, you must file and serve an objection according to the instructions in Question 18, including all the information required.

IF YOU DO NOTHING

23. What happens if I do nothing?

If you do nothing, you will get no monetary benefits from this settlement. Once the Court grants the settlement Final Approval and the judgment becomes final, you will not be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against the Port about the legal issues in this case, ever again.

You must exclude yourself from the settlement if you want to retain the right to sue the Port for the claims resolved by this settlement.

GETTING MORE INFORMATION

24. How do I get more information?

This notice is a summary of the proposed settlement. You can find complete details about the settlement in the Settlement Agreement, attached as **Exhibit A** to the “*Declaration of Kaleigh N. Boyd in Support of Plaintiffs’ Unopposed Motion for Preliminary Approval of Class Action Settlement*” filed on February 4, 2026, which is available at www.PortDataSettlement.com. You may also:

1. Write to:

Port of Seattle Settlement Administrator
c/o Angeion Group, LLC
1650 Arch Street, Suite 2210
Philadelphia, PA 19103

2. Visit the settlement website at www.PortDataSettlement.com

3. Call the toll-free number 1-833-699-4214

The address to SUPERIOR COURT OF WASHINGTON COUNTY OF KING, the courthouse to which this case is assigned, is 516 3RD AVE, SEATTLE, WA 98104.

PLEASE DO NOT CALL THE COURT OR THE JUDGE WITH QUESTIONS ABOUT THE SETTLEMENT OR CLAIMS PROCESS.