

A NOTICE OF PENDENCY OF CLASS ACTION

If you are a person in the United States who, since January 1, 2015 through May 23, 2023, paid any amount of money for a Hand Sanitizer Product that was sold or otherwise distributed by Artnaturals, Inc., you may be eligible to receive a cash payment and other benefits from a class action settlement.

*A court has authorized this Notice. It is not a solicitation from a lawyer.
You are not being sued.*

- There is a class action lawsuit entitled ***Zelda Brodowicz, et al., v. Virgin Scent, Inc., No. 21-cv-60643-RKA (S.D. Fla.)***, pending in the federal district court in Ft. Lauderdale, Florida. The lawsuit was filed against Virgin Scent doing business as Artnaturals, Inc. Plaintiffs allege that Virgin Scent manufactured, marketed, distributed, and sold adulterated and misbranded hand sanitizer products that contained dangerously high levels of benzene without disclosing the benzene to consumers.
- Virgin Scent denies all these allegations. The Court has not determined whether Plaintiffs or Virgin Scent is right.
- In order to avoid continued litigation, however, and without any admission of any liability or wrongdoing whatsoever, Virgin Scent has agreed to a settlement of the claims in the lawsuit, and the Court has preliminarily approved a class action settlement. The Settlement Class consists of all persons in the United States who, since January 1, 2015 through May 23, 2023, paid any amount of money for a Hand Sanitizer Product that was sold or otherwise distributed by Artnaturals, Inc.
- Any judges to whom the Class Actions are assigned, and any member of such judges' immediate families, are excluded from the Settlement Class.

- The class action settlement will provide a monetary payment to Settlement Class Members who qualify.
- Your rights may be affected, and you have a choice to make now:

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
SUBMIT A CLAIM FORM	All Settlement Class Members who submit a Claim Form by the deadline for doing so may receive an automatic payment and an additional payment. The Claim Form is necessary to identify eligible Settlement Class Members who should receive monetary benefits. The instructions for submitting a Claim Form and the deadline are described below.
EXCLUDE YOURSELF	By asking to be excluded, you will not share in the settlement or receive a cash payment from it. This is the only option that allows you to file another lawsuit for the claims that have been asserted or could have been asserted in this lawsuit.
OBJECT	You may write to the Court if you do not like this Settlement, the benefits made available to eligible Settlement Class Members, or the request for attorneys' fees, costs, and expenses. You may both object and submit a Claim Form.
GO TO A HEARING	You may ask to speak in Court about the fairness of the Settlement.
DO NOTHING	By doing nothing, you will give up the opportunity to receive an automatic payment and any additional payment you would receive if you file a Claim Form. And you give up the right to file your own lawsuit for the claims that have been asserted or could have been asserted in this lawsuit.

- Your rights and options – and the deadlines to exercise them – are explained in this Notice.

Important Dates and Deadlines	
Class Membership Exclusion (opt out) Deadline	August 12, 2023
Objection Submission Deadline	August 12, 2023
Claim Form Submission Deadline	August 12, 2023
Final Approval Hearing	September 20, 2023

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BASIC INFORMATION

1. Why am I accessing this Notice?

If you are accessing this notice, you may be a Settlement Class Member. As such, if the Court approves the settlement, and you submit a valid claim by the deadline, you may be eligible to receive an Automatic Payment. In addition, if you submit a valid claim by the deadline, you may be entitled to receive an additional monetary payment.

This Notice is posted to inform you about a proposed settlement of a class action lawsuit and about your options. The Court has not yet decided whether to finally approve the settlement. If the Court approves the settlement, after objections and appeals (if any) are resolved, a settlement administrator will distribute the payments described below.

This Notice explains the lawsuit, the settlement, what payments and benefits may be available, who is eligible for them, and how to get them.

The lawsuit is pending in the Federal District Court for Southern District of Florida, in Ft. Lauderdale. The suit is known as *Zelda Brodowicz, et al., v. Virgin Scent, Inc.*, No. 21-cv- 60643-RKA (S.D. Fla.). Judge Roy K. Altman is presiding over it. An additional lawsuit has been consolidated with this case for settlement purposes. That case is *Lauren Slaughter, et al. v. Virgin Scent, Inc.*, Consolidated Case No. 2:21-CV-02875-VAP-E (C.D. Cal).

The persons who sued are called the Plaintiffs, and they are Zelda Brodowicz, Derek Ellis, Harold Nyanjom (plaintiffs in the *Brodowicz* Action), and Lauren Slaughter, Kaila Saiki, Raymond Saiki, Stephanie Pinghera, Jody McIntyre, Mayra Duarte, Lucas Pichardo, Amy Robinson, Donald Boorman, Kenneth Scantlin, Shelley Howe, and Mark Sophocles (plaintiffs in the *Slaughter* Action).

2. What is this lawsuit about?

Plaintiff Zelda Brodowicz filed the *Brodowicz* lawsuit on March 24, 2021, individually and on behalf of a putative class. The lawsuit alleges that Virgin Scent manufactured, marketed, distributed, and sold adulterated and misbranded Hand Sanitizer Products that contained dangerously high levels of benzene without disclosing the benzene to consumers.

The *Slaughter* lawsuit was filed in the Central District of California on April 2, 2021. The *Slaughter* lawsuit alleges that Virgin Scent manufactured, marketed, distributed, and sold adulterated and misbranded hand sanitizer that contained dangerously high levels of benzene without disclosing the benzene to consumers.

During the years these cases have been pending, counsel for the Plaintiffs have conducted extensive discovery and a thorough investigation and evaluation of the law

and facts concerning this case, including facts made available through discovery. Based upon their discovery, investigation and evaluation of the facts and law, Plaintiffs have concluded that: (a) there are obstacles to overcome in establishing liability and damages; (b) the risks of litigation, as well as the difficulties and delays inherent in the type of complex litigation, could substantially reduce or eliminate any recovery; (c) the desirability of permitting the settlement is substantial; and (d) resolution of the case as set forth in the settlement is in the best interest of the Class.

Thus, with the aid of a certified mediator, the parties have reached the settlement described in this notice which they believe to be a fair, reasonable, and adequate settlement of the claims of Plaintiffs and the Settlement Class.

3. What is a class action?

In a class action, the Plaintiffs sue on behalf of Artnaturals customers who have similar claims. All of those customers make up the Settlement Class. A single court will resolve the issues for all Settlement Class Members, except for those who exclude themselves from the Settlement Classes. Judge Altman has certified this lawsuit as a class action for purposes of settlement. He will make a final determination as to whether the settlement is fair at a Final Fairness Hearing.

4. Why is there a settlement?

The lawsuits have not been decided in favor of the Plaintiffs or Virgin Scent. Virgin Scent has not admitted any wrongdoing or legal liability. Instead, the parties agreed to a settlement. That way, they avoid the cost of continued litigation and a trial. The Plaintiffs and Settlement Class Members who follow the procedures outlined in this Notice, and qualify under the terms of the settlement, will receive money, if the Court approves the settlement. The Plaintiffs and Class Counsel think the settlement is best for the Settlement Class Members.

THE CLAIMS IN THE LAWSUIT

5. What does the lawsuit complain about?

The lawsuit alleges that Virgin Scent violated express and implied warranties and consumer protection laws, and was negligent in distributing hand sanitizer with benzene impurities. You can read more about it by reading the Plaintiffs' Second Amended Class Action Complaint at www.VSHandSanitizerSettlement.com.

6. How does Virgin Scent answer the allegations?

Virgin Scent denies all allegations. Virgin Scent asserts that the lawsuits are without merit. You can read Virgin Scent's motion to dismiss the Second Amended Complaint at www.VSHandSanitizerSettlement.com.

7. Has the Court decided who is right?

The Court has not decided whether the Plaintiffs or Virgin Scent are right. If the lawsuit, or multiple lawsuits, go forward, there will have to be a trial, at which the court will decide who is right. In order to avoid the expense of a trial, the parties wish to resolve the dispute on the terms set forth in the Settlement Agreement.

8. What does the settlement provide?

The settlement provides for monetary payments. It first provides for an automatic payment to all eligible Settlement Class Members who remain in the lawsuit and make valid claims. It also provides for an opportunity for eligible Settlement Class Members to submit a claim form to receive an additional monetary payment.

Virgin Scent will pay \$3,088,000 into a Settlement Fund. Of this money, the court has approved \$1,066,098.32 [\$55,147.48 in costs and \$1,010,950.84 in attorneys' fees] to be set aside to pay the attorneys' fees and costs of Class Counsel. The fees and costs are described in more detail on the website.

How much money can I expect to receive in the settlement?

The amount of money each Settlement Class Member can receive is not yet known.

Class Members will receive an automatic payment based on the number of purchases each Class Member made for Hand Sanitizer Products; provided, however, that Class Members who lack Proof of Purchase will be limited to a maximum of ten (10) Automatic Payments.

Class Members may receive medical monitoring compensation ("Medical Monitoring Payment"); provided, however, that no claimant will receive more than \$1,000 in Medical Monitoring Payments, and the aggregate total of Medical Monitoring Payments shall not exceed \$300,000 from the Net Aggregate Settlement Fund. To the extent settlement funds within the Medical Monitoring Compensation category are not redeemed, those funds shall be reallocated to the Economic Compensation category. The total amount allocated for these combined categories shall not exceed the total of the Net Aggregate Settlement Fund.

How do I qualify for a payment?

Automatic Payment: A Settlement Class Member who wishes to make a claim for an Automatic Payment should submit a Proof of Claim either by first class mail to VS Hand Sanitizer Settlement, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103 or online at www.VSHandSanitizerSettlement.com before **August 12, 2023**. The claim form explains what you need to do. To receive an automatic payment, you must provide Proof of Purchase or submit a declaration under penalty of perjury attesting to purchase and the number of bottles purchased. If you submit one or more Proofs of

Purchase, you shall receive the full purchase price for each Hand Sanitizer Product listed on the Proof of Purchase, inclusive of all taxes. If you submit a claim form that lacks Proof of Purchase, but submit a declaration attesting to your purchases, you shall receive up to ten (10) Automatic Payments equaling \$5 each.

Additional Payments: If you wish to make a claim for medical monitoring, you should submit a Proof of Claim either by first class mail to VS Hand Sanitizer Settlement, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103 or online at www.VSHandSanitizerSettlement.com before **August 12, 2023**. The claim form explains what you need to do. All claimants making claims for medical monitoring compensation shall attest to use of the Hand Sanitizer Product and the need to medically monitor manifest dermal symptoms in a declaration.

All Claim Forms must be postmarked, if mailed, or electronically submitted online not later than August 12, 2023. Claim forms not postmarked or electronically submitted on or before the deadline will be denied.

There will be a final determination of claims

Once the claim period concludes, the Class Administrator will determine whether claims submitted are compliant. The Class Administrator will promptly give notice to Class Counsel and Virgin Scent's Counsel of its determinations. If it is determined that you are not eligible, you will receive an email to the email listed on your claim form. The email will explain the reason for the rejection, and give you an opportunity to correct your claim form.

Pro Rata Increases or Decreases

If you submit a claim for Economic Compensation, your payment will be increased or decreased on a *pro rata* or proportional basis, such that the total amount paid to all Class Members who have submitted claims equals the Net Aggregate Settlement Fund.

WHO IS IN THE SETTLEMENT CLASS?

You need to decide whether you are affected by this lawsuit.

9. Am I a Settlement Class Member?

The settlement covers the period of January 1, 2015, through May 23, 2023, the date of preliminary approval of the Settlement.

You are a Settlement Class Member if you paid any amount of money for a Hand Sanitizer Product that was sold or otherwise distributed by Artnaturals, Inc., during the coverage period.

Any judge to whom the lawsuit is assigned, and any immediate family or staff member of any such judge, also is excluded from the Settlement Class.

10. I am still not sure if I am included.

If you are still not sure whether you are included, you can get more information by going to the FAQ page at the website www.VSHandSanitizerSettlement.com. If the FAQ page doesn't answer your question, you can get free help by calling the Settlement Administrator at 1-866-875-6339.

Do not contact anyone at Virgin Scent with questions about this settlement. They cannot answer your questions about this settlement.

YOUR RIGHTS AND OPTIONS

You have to decide whether to stay in the Settlement Class and, if you do stay in, whether to make a claim. You also have to decide whether you want to keep your right to sue Virgin Scent separately for the claims in this lawsuit. If so, you must take steps to get out of this lawsuit. That is called excluding yourself – or opting out – of the Settlement Class. Time is of the essence. You have to make these decisions within the timeframes set forth below.

11. How can I make a claim for payment?

If you wish to make a claim, then you must do the following:

1. Read this Notice carefully.
2. Determine whether you believe you are a Settlement Class Member entitled to receive a payment.
3. Review these instructions on how to make a claim.
4. Complete the Claim Form in accordance with the instructions on that form or submit your claim online at www.VSHandSanitizerSettlement.com.
5. Mail or submit online the Claim Form and all required supporting documentation to the Settlement Administrator by the claim deadline of **August 12, 2023. Important: Claim Forms and supporting documentation must be either submitted electronically or mailed and postmarked by the deadline!** If you mail your claim form, send it and supporting documentation to the following address:

VS Hand Sanitizer Settlement
1650 Arch Street
Suite 2210
Philadelphia, PA 19103

12. What happens if I do nothing at all?

By doing nothing, you will stay in the Settlement Class. Nevertheless, you will receive no monetary payment unless you submit a valid claim. In addition, you will be legally bound by all of the decisions that the Court makes, and will be deemed to have given up your right to file a separate lawsuit for the claims that have been asserted or could have been asserted in this lawsuit.

13. What happens if I exclude myself?

If you exclude yourself from the Settlement Class, you will not be able to get any money or benefits as a result of the settlement. You nonetheless will retain your right to file your own separate lawsuit for the claims that have been asserted or could have been asserted in this lawsuit.

If you pursue a separate lawsuit after you exclude yourself, and you wish to be represented by counsel in that lawsuit, you will have to hire and pay your own lawyer and will have to prove your claims without the benefit of the work performed by the lawyers in this lawsuit.

14. How do I ask the Court to exclude me from the Settlement Class?

If you wish to exclude yourself from the Settlement Class, you must send a letter to the Settlement Administrator requesting to be excluded. Your letter must be signed by you and state: “I wish to exclude myself from the settlement class of the case called *Zelda Brodowicz v. Virgin Scent.*” Your letter must also include your full name, address, and phone number. You must mail your letter requesting to be excluded postmarked not later than **August 12, 2023**, to:

VS Hand Sanitizer Settlement
CLASS ACTION OPT OUT
PO Box 58220
Philadelphia, PA 19102

You may not exclude yourself by telephone, by email or online. You must send a letter.

WARNING: If you exclude yourself from the settlement, you cannot get money from the settlement and you cannot object to the settlement. Do not submit a claim form if you exclude yourself.

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

You may object to the settlement if you do not like any part of it. You may give reasons why you think the Court should not approve it, and the Court will consider your views at the Final Fairness Hearing. To object, you must serve on Class Counsel and Virgin

Scents' Counsel, at the addresses listed on the website, and file with the Clerk of Court, a written statement of the objection, as well as the specific reasons, if any, for the objection, no later than **August 12, 2023**.

Written objections must include: (1) your name, address, telephone number, and a statement of whether you or your attorney will appear at the Final Fairness Hearing; (2) proof that you are a Settlement Class member; (3) a statement of each objection being made; (4) a description of the facts underlying each such objection; (5) a description of the legal authorities underlying each such objection, if any; (6) a list of witnesses who may be called to testify at the Final Fairness Hearing, either live, by deposition, or by affidavit, if any; and (7) a list of exhibits, along with copies of such exhibits, that you may offer during the Final Fairness Hearing, if any.

If you or your attorney have not stated in your written notice of objection that you intend to appear at the Final Fairness Hearing, but later decide that you or your attorney intends to do so, you or your attorney must serve on Class Counsel and Virgin Scents' Counsel, at the addresses listed on the website, and file with the Clerk of Court, a written notice stating that you or your attorney intends to do so, no later than **August 12, 2023**.

If you retain an attorney to prepare a written objection or notice to appear at the Final Fairness Hearing, you and your attorney must, in addition to the requirements set forth above, state the following in the written objection or notice of intent to appear at the Final Fairness Hearing: (1) set forth the attorney's experience with class actions; (2) if the attorney has represented objectors in a class action, then the attorney must detail the disposition or effect that any such objection had on each class action case and how much the attorney was paid for the representation of each objector in each class action case; and (3) even if you employ an attorney to prepare a written objection, you must sign the written objection personally as an attestation that you reviewed and discussed the written objection with your attorney.

As stated in section 18 below, you may also object to Class Counsel's request for attorneys' fees, costs, and expenses.

THE LAWYERS REPRESENTING YOU

16. Do I have a lawyer in this lawsuit?

The Court has decided that attorneys Ruben Honik and David J. Stanoch of Honik LLC, and Conlee S. Whiteley of Kanner & Whiteley, L.L.C., are qualified to represent you and all Settlement Class Members. Those attorneys are called Class Counsel, and they are experienced in handling similar class action cases. More information about

these attorneys, their practice, and their experience is available at www.VSHandSanitizerSettlement.com.

17. Should I get my own lawyer?

If you decide not to exclude yourself, you do not need to hire your own lawyer because Class Counsel is working on your behalf. If you want your own lawyer as well, you will have to pay for that lawyer yourself. For example, you may ask a lawyer to appear at the Final Fairness Hearing on your behalf if you want someone other than Class Counsel to speak for you.

18. How will Class Counsel and the Plaintiff be paid?

Class Counsel has filed a motion for attorneys' fees and costs. The court has approved that, from the \$3,088,000 Settlement Fund, \$1,066,098.32 shall be set aside to pay Class Counsel's attorneys' fees and costs.

You may object to Class Counsel's attorneys' fees, costs, and expenses by **August 12, 2023**. To object, your objection must be in writing and comply with the requirements of section 15 above. To object, you must serve on Class Counsel and Virgin Scent's Counsel, at the addresses listed on the website, and file with the Clerk of Court, a written statement of the objection, as well as the specific reasons, if any, for the objection.

The motion will be posted to the website listed below when it is filed.

THE FINAL FAIRNESS HEARING

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

The Court will hold a Final Fairness Hearing on **September 20, 2023**, in Courtroom 12-4 at the Wilkie D. Ferguson, Jr. U.S. Courthouse, 400 N. Miami Avenue, Miami, Florida 33128. The Final Fairness Hearing will be in Judge Altman's courtroom at **2:00 p.m.** The Final Fairness Hearing will be held in person. At that hearing, the Court will consider whether the settlement is fair, reasonable, and adequate. If there are any objections, the Court will consider them. The Court will listen to people who it allows to speak at the hearing. The Court also may confirm how much Class Counsel will receive in attorneys' fees, costs, and expenses. After the hearing, the Court will decide whether to finally approve the settlement, finally certify the Settlement Class, and enter a final judgment directing that the settlement be carried out. We do not know how long that will take.

20. Do I have to come to the Final Fairness Hearing?

No. Class Counsel will answer any questions the Court may have. If you submitted an objection or a notice stating your intent to appear at the Final Fairness Hearing, you may come in person to the Final Fairness Hearing or appear through your own attorney. You are not, however, required to attend the Final Fairness Hearing, even if you have submitted an objection. The Court will consider your objection if it was timely submitted, whether or not you come to the Final Fairness Hearing.

21. May I speak at the Final Fairness Hearing?

You may ask the Court for permission to speak at the Final Fairness Hearing if you have filed a timely, written objection stating your intent to do so or a notice of your intent to do so, as provided in Section 15 above.

GETTING MORE INFORMATION

22. Are more details available?

On the website, www.VSHandSanitizerSettlement.com, you will find, among other things, the Order Preliminarily Approving Settlement, the Complaint, certain other case filings, and the Settlement Agreement. The motion for an attorneys' fee, costs, and expenses award will also be posted to the website. For more information, you may call the Settlement Administrator toll-free at 1-866-875-6339 or write to VS Hand Sanitizer Settlement, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103. For a complete statement of all the contentions and proceedings in this case, you may also consult files relating to the case which are available for your inspection at the office of the Clerk of the United States District Court for the Southern District of Florida, at the U.S. Federal Building and Courthouse, 299 East Broward Boulevard #108 Fort Lauderdale, FL 33301.

PLEASE DO NOT CALL OR WRITE THE COURT OR VIRGIN SCENT FOR INFORMATION OR ADVICE ABOUT THIS SETTLEMENT.

DATED: May 22, 2023

BY ORDER OF ROY K. ALTMAN.
UNITED STATES DISTRICT JUDGE,
UNITED STATES DISTRICT COURT,
SOUTHERN DISTRICT OF FLORIDA.