Official Notice from the United States District Court for the Northern District of California

YOUTUBE USERS IN ILLINOIS MAY BE ENTITLED TO PAYMENT FROM A CLASS ACTION SETTLEMENT IF THEY UPLOADED A VIDEO TO YOUTUBE ON WHICH FACE BLUR WAS RUN.

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

YouTube, LLC and Google LLC (collectively, "YouTube" or "Defendants") have settled a class action that claimed Defendants collected and stored biometric data without the proper notice and consent in violation of Illinois law as part of its Face Blur feature. Defendants have denied those allegations and that it violated any law, and has further argued that Face Blur is a privacy protective feature.[1] The Court has not decided who is right or wrong.

You are a Class Member and included in the Settlement if you are or were a YouTube user residing in Illinois and you uploaded a video to YouTube on which Face Blur was run.

Class Members who file valid claims will be eligible to receive a pro rata share from a $6,022,500 Settlement Fund. Each share is currently estimated to be approximately $200 per person, but could be more or less depending on the number of valid claims and deductions from the fund for court-approved costs of notifying people about the Settlement, the lawyers' fees, an award to the person who helped bring the lawsuit, and certain taxes.

The Court in charge of this case has not yet decided if the Settlement is fair. Payments will be made only if the Court decides the Settlement is fair and approves the Settlement.

If you are a Class Member, your legal rights are affected whether you act or do not act. Read this Notice carefully. Your rights and options – and the Court-ordered deadlines to exercise them – are explained in this Notice.

[1] The terms of the Settlement are in the Stipulation of Class Action Settlement, dated [XXX] ("Settlement Agreement" or "Agreement"), which can be viewed at www.youtubefaceblurbipasettlement.com. All capitalized terms not defined in this Notice have the same meanings as in the Agreement.

SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT		DEADLINE
SUBMIT A CLAIM	The only way to receive a payment from this Settlement is by submitting a timely and properly completed Claim Form that obtains approval from the Settlement Administrator. The Claim Form must be submitted no later than _____, 202_. You can submit your Claim Form online at **www.youtubefaceblurbipasettlement.com** or by mail to the Settlement Administrator. By submitting a Claim Form, you will give up certain rights to sue Defendants.	**_____, 202_**
OPT OUT OF THE SETTLEMENT	You can choose to opt out of the Settlement and receive no payment. This option allows you to sue, continue to sue, or be part of another lawsuit against Defendants related to the legal claims resolved by this Settlement.	**_____, 2025**
OBJECT TO THE SETTLEMENT AND/OR ATTEND A HEARING	If you do not exclude yourself from the Settlement, you may object to it by writing to the Court about why you don't like the Settlement. If you object, you may also file a claim for a payment. You may object to the Settlement and ask the Court for permission to speak at the Final Approval Hearing about your objection, but you do not need to attend the Final Approval Hearing for your objection to be considered.	**_____, 2025**
DO NOTHING	Unless you exclude yourself, you are automatically part of the Settlement. If you do nothing, you will not get a payment from this Settlement, and you will give up the right to sue, continue to sue, or be part of another lawsuit against Defendants related to the legal claims resolved by this Settlement.	No Deadline

Basic Information

1. **Why should I read this Notice?**

This Notice explains the lawsuit, the Settlement, your rights, what payments are available, and how to get them.

The Honorable James Donato of the United States District Court for the Northern District of California is in charge of this class action. The lawsuit is known as *Colombo v. YouTube, LLC and Google LLC*, No. 3:22-cv-06987-JD.

2. **What is this lawsuit about?**

A YouTube user in Illinois sued Defendants claiming that YouTube's Face Blur feature involved facial recognition technology and violated the Illinois Biometric Information Privacy Act ("BIPA"). The BIPA is an Illinois state law that prohibits the collection and storage, of "biometric

data" without first giving notice and getting consent. Defendants deny all allegations of wrongdoing and liability and further contend that Face Blur is a feature designed to protect the privacy of individuals shown in YouTube videos. For more information, please visit www.youtubefaceblurbipasettlement.com.

3. **What is a class action and who is involved?**

In a class action lawsuit, one or more people called "Class Representatives" sue on behalf of other people who have similar claims. These people together are a "Settlement Class" or "Settlement Class Members." One court resolves the issues in the case for everyone in the Settlement Class – except for those people who choose to exclude themselves from the Settlement Class. In this case, Nathan Colombo is the Class Representative. He is from Illinois and claims that he uploaded a video to YouTube on which Face Blur was run.

4. **Why is there a Settlement?**

The Court has not decided who should win the case. Instead both sides agreed to a settlement. That way both sides avoid the cost and risks of trial, and Class Members will get guaranteed payments now whereas they might otherwise get nothing or might only get payments years from now, if at all.

Who Is Included in the Settlement

To see if you can get a payment, you first need to determine whether you are included in this lawsuit.

5. **Am I Included as part of the Settlement Class?**

Defendants' records were used to notify some likely Settlement Class Members via email. Regardless of whether you received such an email, you might be part of the Settlement Class if, while residing in Illinois, you uploaded a video to YouTube on which Face Blur was run.

6. **Are there exceptions to being included?**

Some users are excluded because they work for Defendants or are related to the judges or lawyers in the case. The Settlement Agreement has a list of the categories of people who are excluded: (a) any Judge, Magistrate Judge, or mediator presiding over this lawsuit and members of their families; (b) Defendants, Defendants' subsidiaries, parent companies, successors, predecessors, and any entity in which Defendants or their parents have a controlling interest and their current or former employees, officers, and directors; (c) persons who properly execute and file a timely request for exclusion from the Settlement Class; (d) persons whose claims in this matter have been finally adjudicated on the merits or otherwise released; (e) Plaintiff's counsel and Defendants' counsel (as identified in this Notice); and (f) the legal representatives, successors, and assigns of any such excluded persons.

7. **I'm still unsure if I am included.**

If you are still not sure whether you are included, you can get free help at www.youtubefaceblurbipasettlement.com, by calling the Settlement Administrator at [1-800-###-####] or by calling the lawyers appointed to represent Settlement Class Members in this case, Robbins Geller Rudman & Dowd LLP ("Robbins Geller") of San Francisco, California at (800) 449-4900 and Milberg Coleman Bryson Phillips Grossman, PLLC ("Milberg") of Chicago, Illinois at (866) 252-0878. Please do not contact the Court or Defendants.

The Settlement Benefits

8. **What does the Settlement provide?**

Defendants have agreed to pay $6,022,500 to settle this case. If the Settlement is approved by the Court, that money will go into a "Settlement Fund" to pay for everything related to the Settlement. Most of the money will go to Settlement Class Members who submit valid Claim forms (more about that in the question below). The rest will be used to pay the Court-approved costs of notifying people about the Settlement, the lawyers' fees, an award to the Class Representative who helped bring the lawsuit, and certain taxes.

9. **How much will my payment be?**

Payments will likely be approximately $200 per Settlement Class Member who timely submits a valid Claim Form. The exact amount of payment per claim will depend on how many Settlement Class Members file valid claims and the amount of fees, expenses, and Class Representative award approved by the Court to be deducted from the Settlement Fund. The Settlement Website will periodically be updated to provide the estimated payment amount based on the number of participating Settlement Class Members.

10. **How can I get a payment?**

If you are a Settlement Class Member and want to receive a payment you must complete and submit a valid Claim Form **no later than [Claims Deadline]**. Please file your claim electronically on **www.youtubefaceblurbipasettlement.com**. Not only is submitting online easier and more secure, but it is completely free and takes only minutes. You can get payment by a check or electronically through Zelle, PayPal, or direct deposit.

If you want to get a paper copy of the Claim Form, you can go to www.youtubefaceblurbipasettlement.com or call toll free, 1-800-000-0000.

11. **When will I get my payment?**

We can't give you a date yet. Payments will be made about two months after the Court approves the Settlement. The Court will consider final approval of the Settlement on [Final Approval Hearing Date.] Even if the Court approves the Settlement there may be appeals. It is always uncertain whether and when appeals can be resolved, and resolving them can take more than a year.

All checks will expire and become void 90 days after they are issued. If there is any money left because of uncashed checks or returned electronic payments, you may get a second payment if you filed a valid claim. If there is money left after the second round of payments, that money may be donated to the American Civil Liberties Union of Illinois.

The Settlement Website will be updated to inform Settlement Class Members of the progress of the Settlement. Please be patient.

What happens if you remain in the Settlement

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

Unless you timely exclude yourself by the [exclusion deadline], you are staying in the Settlement Class. That means that if the Court approves the Settlement, you are giving up the right to file your own lawsuit against, or seek further money from, Defendants and other related parties for any of the issues or claims in the case – whether or not you are currently aware of those claims.

The specific scope of the claims you are releasing is in Paragraph 1.24 of the Settlement Agreement, which is available through the "Court Documents" link on the Settlement Website. If you have any questions, you can talk to the lawyers listed in Question 14 for free, or you can, of course, talk to your own lawyer if you have questions about what the release means.

13. **What happens if I do nothing at all?**

If you are a Settlement Class Member and do nothing (meaning you don't submit a Claim Form and don't exclude yourself), you will not get anything from this Settlement and you will release your claims as explained above.

The Lawyers Representing You

14. **Do I have a lawyer in this case?**

The Court has appointed the law firms of Robbins Geller ((800) 449-4900) and Milberg ((866) 252-0878) to represent you and all Settlement Class Members. These firms are called "Class Counsel." The law firms are experienced in handling similar class action cases. More information about Robbins Geller and Milberg, their practices, and their lawyers' experience is available at www.rgrdlaw.com and www.milberg.com.

They believe, after fighting with Defendants in court for over two years, that the Settlement Agreement is fair, reasonable, and in the best interests of the Settlement Class. You will not be separately charged for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your expense.

15. **How will the lawyers be paid?**

The Court will determine how much Class Counsel will be paid for attorneys' fees and expenses in this case. The amounts will be paid from the $6,022,500 Settlement Fund. Class

Counsel will apply for an attorney's fee award of no more than 25% of the Settlement Fund, plus expenses.

Class Counsel will also ask the Court to approve an award of up to $5,000 to compensate the Class Representative for his services on behalf of the Settlement Class.

Class Counsel's application for an award of attorney's fees, expenses, and the Class Representative award will be made available on the "Court Documents" page at www.youtubefaceblurbipasettlement.com on the date it is filed or as quickly thereafter as possible.

Excluding Yourself from the Settlement Class

16. **How do I get out of the Settlement?**

To exclude yourself from the Settlement Class, and no longer be part of the Settlement, you must mail or email a letter stating that you want to be excluded from the Settlement Class in *Colombo v. YouTube, LLC and Google LLC*, No. 3:22-cv-06987-JD. Your request for exclusion must include your name, address, email address, and your personal non-electronic signature. If your email address is different than the email address associated with your YouTube account, please also include an email address associated with your account. You must mail or email your exclusion request **no later than [objection/exclusion deadline]** to: YouTube Biometric Privacy Settlement Administrator [email & U.S. Mail Address]. You must make this request for exclusion on an individual basis, exclusions on a "mass" or "class" basis are not permitted in this case.

17. **If I do not exclude myself, can I sue Defendants for the same thing later?**

No. Unless you exclude yourself, you give up any right to sue Defendants for the claims being resolved by this Settlement. If you have a pending case against Defendants, **please speak with your attorney immediately**.

18. **If I exclude myself, can I still get anything from the Settlement?**

No. If you exclude yourself, you will not receive any payment

Objecting to or Commenting on the Settlement

19. **How do I object or comment on the Settlement or the request for attorneys' fees, expenses, and Class Representative award?**

You can comment on, or object to, the Settlement, Class Counsel's request for attorney's fees, expenses, and/or an award for the Class Representative.

You can ask the Court to deny approval of the Settlement. You cannot ask the Court to order a different settlement; the Court can only approve or reject the Settlement. If the Court denies approval, no payments will be made now, and the litigation will continue. If that is what you want to happen, you must object.

Any objection to the proposed Settlement must be in writing. If you file a written objection before the deadline, you may, but don't have to, appear at the Final Approval Hearing. If you want to appear, you can do so yourself or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying that attorney.

All written objections must contain the following:

- The name and case number of this lawsuit (*Colombo v. YouTube, LLC and Google LLC*, No. 3:22-cv-06987-JD).
- Your full name, mailing address, and email address.
- If you use a different email address for your YouTube account please also provide that information.
- An explanation of why you believe you are a Settlement Class Member.
- A statement that identifies whether you are objecting only on your own behalf, on behalf of a subsection of the Settlement Class, or on behalf of the Settlement Class as a whole.
- All reasons for your objection or comment, including all citations to legal authority and evidence supporting the objection.
- Whether you intend to personally appear and/or testify at the Final Approval Hearing (either personally or through counsel), and what witnesses you will ask to speak.
- The name and contact information of any and all attorneys representing, advising, and/or assisting you, including any counsel who may be entitled to compensation for any reason related to your objection or comment, who must enter an appearance with the Court in accordance with the Local Rules.
- Your handwritten or electronically imaged signature. An attorney's signature, or typed signature, is not sufficient.

To be considered by the Court, your comment or objection must be received by the Court either by mailing it to the Class Action Clerk, United States District Court for the Northern District of California, Phillip Burton Federal Building & United States Courthouse, 450 Golden Gate Avenue, San Francisco, California 94102, or by filing it electronically or in person at any location of the United States District Court for the Northern District of California. **To be considered, your comment or objection must be filed as described above before the [objection/ exclusion deadline].**

20. **What is the difference between objecting and excluding myself from the Settlement Class?**

Objecting means that you disagree with some aspect of the Settlement and think the Court should not approve the Settlement. An objection, or a comment, allows your views to be heard in court. You can object only if you stay in the Settlement Class.

Excluding yourself from the Settlement Class means that you are no longer a Settlement Class Member and do not want the Settlement to apply to you. If you exclude yourself, you lose any right to receive any payments or benefits from the Settlement or to object to the Settlement because the case no longer affects you, but retain the right to sue Defendants on your own at your own expense.

The Court's Final Approval Hearing

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

The Court is scheduled to hold the Final Approval Hearing on ____, 2025 at _____[p.m./a.m.]. in Courtroom __ of the Phillip Burton Federal Building & United States Courthouse, 450 Golden Gate Avenue, ____ Floor, San Francisco, California. The hearing may be rescheduled to a different date or time or location without another notice to Settlement Class Members. Please review the Settlement Website for any updated information regarding the Final Approval Hearing.

At the Final Approval Hearing, the Court will consider whether the Settlement is fair, reasonable and adequate. If there are objections, the Court will consider them. The Court may listen to people who appear at the hearing and who have provided notice of their intent to appear at the hearing. The Court may also consider Class Counsel's application for attorneys' fees, expenses, and the award to the Class Representative.

22. **Do I have to come to the Final Approval Hearing?**

No. Class Counsel will answer any questions the Court may have. You may attend at your own expense if you wish. If you submit a written objection or comment, you do not have to come to the Court to talk about it. As long as you submit your written objection or comment on time, and follow the requirements above, the Court will consider it.

You may also pay your own attorney to attend, but it is not required.

23. **May I speak at the Final Approval Hearing?**

Yes. You may ask the Court for permission to speak at the Final Approval Hearing. At the hearing, the Court may hear any objections and arguments concerning the fairness of the Settlement and/or Class Counsel's request for attorneys' fees, expenses, and Class Representative award.

To do so, you must include in your objection or comment a statement saying that it is your "Notice of Intent to Appear in *Colombo v. YouTube, LLC and Google LLC*, No. 3:22-cv-06987-

JD." It must include your name, address, email, telephone number and signature as well as the name and address of your lawyer, if one is appearing for you. Your submission and notice of intent to appear must be filed with the Court and received no later than **[objection/exclusion deadline]**.

You cannot speak at the hearing if you exclude yourself from the Settlement Class.

Getting More Information

24. **How do I get more information?**

This Notice summarizes the proposed Settlement. More details are in the Stipulation of Class Action Settlement, in the Court's Orders, and other relevant documents, which are available online at **www.youtubefaceblurbipasettlement.com**.

You can also get information about this case by accessing the Court docket, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at https://ecf.cand.uscourts.gov, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 450 Golden Gate Avenue, San Francisco, California 94102 between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

You may also contact the Settlement Administrator at 1-800-000-0000 or write to YouTube Biometric Information Privacy Litigation, Settlement Administrator, c/o _____, P.O. Box _____, _____, or call Class Counsel Robbins Geller (800-449-4900) and Milberg (866-252-0878).

PLEASE DO NOT TELEPHONE DEFENDANTS, THE COURT, OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

All questions regarding the Settlement or claims process should be directed to the Settlement Administrator or to Class Counsel.

BY ORDER OF THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA.

What are my other options?

If you are part of the Settlement Class but do not want money from the Settlement and want to keep your right to file your own lawsuit against Defendants for any of the issues or claims in the case, you must exclude yourself from the Settlement Class by sending a written request to be excluded providing your name, physical address, email, "wet" (non-electronic) signature, and name and number of the action to [the Settlement Administrator] **no later than [objection/exclusion deadline]**. Nobody may submit a request for exclusion on your behalf.

If you stay in the Settlement Class, you may object to any aspect of the Settlement, including the requests for attorneys' fees, expenses, and award to the Class Representative. You and/or your lawyer also have the right to appear before the Court. Your written objection must be filed with the Court **no later than [objection/exclusion deadline]**. Specific instructions about how to object or exclude yourself from the Settlement Class are available at www.youtubefaceblurbipasettlement.com.

If you do nothing, and the Court approves the Settlement, you will receive no money, but will be bound by all orders of the Court and judgments in this case. In addition, you will no longer be able to file your own lawsuit for any of the issues or claims in the case.

Do I have a lawyer?

The Court has appointed the law firms Robbins Geller Rudman & Dowd LLP ("Robbins Geller") and Milberg Coleman Bryson Phillips Grossman, PLLC ("Milberg") to represent the Settlement Class as "Class Counsel." You do not have to pay Class Counsel or anyone else to participate. Class Counsel intend to request that the Court award them attorneys' fees from the settlement fund not to exceed 25%, plus litigation expenses. If you want to be represented by your own lawyer in this case, you may hire one at your expense. Nathan Colombo is a Settlement Class Member like you and the Court appointed him as the "Class Representative." He will request an award not to exceed $5,000 for his service on behalf of the Settlement Class.

When will the Court consider the proposed settlement?

The Court has scheduled a hearing on the fairness of Settlement at [time] on [month] day, 2025 at the Philip Burton Federal Building and U.S. Courthouse, 450 Golden Gate Avenue, Courtroom __, ____ floor, San Francisco, California 94102. The Court will consider whether to approve the Settlement; any objections; and the requests for award to the Class Representative, and attorneys' fees and expenses to Class Counsel. The briefs and declarations in support of these requests will be posted on the website on [date]. You may ask to appear at the hearing but you do not have to. The date, time, and location of the hearing may change. Please review the website for any updated information regarding the final hearing.

How do I get more information?

This notice is only a summary. For more information about the case and the Settlement, visit www.youtubefaceblurbipasettlement.com or contact the administrator at 1-800-000-0000, write to YouTube Biometric Litigation, Settlement Administrator, c/o [address], or call Class Counsel Robbins Geller (800) 449-4900 and Milberg (000) 000-0000.

PLEASE DO NOT CALL OR WRITE THE COURT OR DEFENDANTS FOR INFORMATION OR AD ICE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS