

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Pfirrman v. Alpine Ear, Nose, & Throat, PLLC
Case No. 2025CV127
District Court of Larimer County, Colorado

IF YOUR PRIVATE INFORMATION WAS ACCESSIBLE IN THE OCTOBER 2024 DATA INCIDENT EXPERIENCED BY ALPINE EAR, NOSE, & THROAT, PLLC, A PROPOSED CLASS ACTION SETTLEMENT MAY AFFECT YOUR RIGHTS, AND ENTITLE YOU TO SETTLEMENT BENEFITS.

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

You are not being sued.

Please read this notice carefully and completely.

- A Settlement has been reached with Alpine Ear, Nose, & Throat, PLLC (“Defendant”) in a class action lawsuit. This case is about the targeted third-party cyberattack on Defendant’s network that occurred in October 2024 (“Data Incident”). Certain files that contained Private Information may have been accessible.
- The lawsuit is called *Pfirrman v. Alpine Ear, Nose, & Throat, PLLC*, Case No. 2025CV127. It is pending in the District Court for Larimer County, Colorado (“Action”).
- Defendant denies that it did anything wrong and denies all allegations, claims, and wrongdoing and liability, and the Court has not decided who is right.
- The parties have agreed to settle the Action (“Settlement”) to avoid the costs, risks, disruptions, and uncertainties of continuing the Action.
- You are a Settlement Class Member if you received notice of the Data Incident, including Notice of this Settlement.
- Your rights are affected whether you act or don’t act. ***Please read this Notice carefully and completely.***

SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT		DEADLINE
SUBMIT A CLAIM	<p>The only way to receive Settlement Benefits from this Settlement is by submitting a valid and timely Claim Form.</p> <p>The fastest way to submit your Claim Form is online at www.AENTDataSettlement.com. If you prefer, you can download the Claim Form from the Settlement Website and mail it to the Settlement Administrator. Additionally, you can request a paper Claim Form be sent to you by calling 1-(833) 386-6505 or emailing your request to info@AENTDataSettlement.com.</p>	July 23, 2026
OPT-OUT OF THE SETTLEMENT	You can choose to opt-out of the Settlement and receive no Settlement Benefits. This option allows you to sue or be part of another lawsuit against the Defendant related to the claims resolved by this Settlement. You can hire your own lawyer at your own expense.	June 23, 2026
OBJECT TO THE SETTLEMENT AND ATTEND A HEARING	If you do not opt-out of the Settlement, you may object to it by writing to the Court about why you don't like the Settlement or Class Counsel's Application for Attorneys' Fees, Costs, and Service Award. You may also ask the Court for permission to speak about your objection at the Final Approval Hearing. If you object, you may also file a Claim for Settlement Benefits.	June 23, 2026
DO NOTHING	Unless you opt-out of the Settlement, you are automatically part of the Settlement. If you do nothing, you will not receive Settlement Benefits from this Settlement. You will give up the right to sue or be part of another lawsuit against Defendant or the Released Parties related to the Released Claims.	No Deadline

- These rights and options—**and the deadlines to exercise them**—are explained in this Notice.
- The Court in charge of the Action still has to decide whether to approve the Settlement.

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Basic Information

1. Why was this Notice issued?

The District Court for Larimer County, Colorado, authorized this Notice. You have a right to know about the proposed Settlement of the Action, and about all of your options, before the Court decides whether to grant final approval of the Settlement. This Notice explains the Action, your legal rights, what Settlement Class Member Benefits are available, and who can receive them.

The Action is called *Pfirrman v. Alpine Ear, Nose, & Throat, PLLC*, Case No. 2025CV127. It is pending in the District Court for Larimer County, Colorado. The person who filed this lawsuit is called the “Plaintiff” (or “Class Representative”) and the company being sued, Alpine Ear, Nose, & Throat, PLLC, is called the “Defendant.”

2. What is this lawsuit about?

This lawsuit alleges that during the October 2024 third-party cyberattack of Defendant’s network, certain files that contained Private Information may have been accessible. This Private Information may include personally identifiable information and private health information.

3. What is a class action?

In a class action, one or more individuals sue on behalf of other people who they allege have similar claims. These individuals are called the “Plaintiffs” or “Class Representatives.” Together, after a court grants certification, the people included in the class action are called a “Class” or “Class Members.” One court resolves the lawsuit for all Class Members, except for those who opt-out from the settlement. In this proposed Settlement, the Class Representative is Anthony Pfirrman. Everyone included in the Action are the Settlement Class Members.

4. Why is there a Settlement?

The Court did not decide whether the Plaintiff or the Defendant is right. Both sides have agreed to a settlement to avoid the costs and risks of a trial, and to allow the Settlement Class Members to receive Settlement Benefits from the Settlement. The Plaintiff and his attorneys think the Settlement is best for all Settlement Class Members.

Who is in the Settlement?

5. Who is included in the Settlement?

The Court has defined the Settlement Class this way: “all individuals residing in the United States whose Private Information was or may have been involved in the Data Incident, including those who received notice of the Data Incident.”

6. Are there exceptions to being included?

Yes. Excluded from the Settlement Class are: (a) all persons who are directors and officers of Defendant; (b) governmental entities; and (c) the Judge assigned to the Action, the Judge’s immediate family, and Court staff.

If you are not sure whether you are a Settlement Class Member, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: info@AENTDataSettlement.com
- Call toll free, 24/7: 1- (833) 386-6505
- By mail: Alpine ENT Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799

You may also view the Settlement Agreement at www.AENTDataSettlement.com.

The Settlement Benefits

7. What does the Settlement provide?

You may submit a Claim for the following Settlement Benefits:

CREDIT MONITORING. All Settlement Class Members are eligible to submit a claim for two years of credit monitoring and medical monitoring with **CyEx Medical Shield Complete**. This comprehensive service comes with \$1 million of medical identity theft insurance, and includes monitoring for:

- healthcare insurance ID exposure;
- Medical Record Number (MRN) exposure; and
- unauthorized Health Savings Account (HSA) spending.

If anything suspicious happens, you will be able to talk to a fraud resolution agent to help fix any problems.

Cash Payment A – Documented Losses. If you incurred actual, documented out-of-pocket losses due to the Data Incident, you can seek reimbursement for up to **\$5,000.00**. The losses must have occurred between October 9, 2024, and **July 23, 2026**.

This benefit covers out-of-pocket expenses like:

- losses because of identity theft or fraud;
- fees for credit reports, credit monitoring, or freezing and unfreezing your credit;
- cost to replace your IDs; and

- postage to contact banks by mail.

You need to send proof, like receipts, to show how much you spent or lost. Your personal certifications, declarations, or affidavits do not constitute reasonable documentation to make a valid claim for documented losses, but you may include that to provide clarification, context, or support for other submitted reasonable documentation showing that your expenses were because of the Data Incident.

You cannot claim a payment for expenses that have already been reimbursed by a third party.

Cash Payment B – Time Spent. Settlement Class Members who spent time responding to the Data Incident may claim up to four hours, at \$20.00 per hour, for a maximum of **\$80.00**.

You must have spent the time on tasks related to the Data Incident. Some examples include activities such as:

- changing your passwords
- investigating suspicious activity in your accounts
- researching the Data Incident

Cash Payment C – Alternate Cash. Instead of *Cash Payment A* or *Cash Payment B*, you may claim a one-time **\$50.00** cash payment. You do not have to provide any proof or explanation to claim this payment.

If you have questions about these benefits, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: info@AENTDataSettlement.com
- Call toll free, 24/7: 1-(833) 386-6505
- By mail: Alpine ENT Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799

8. What claims am I releasing if I stay in the Settlement Class?

If you stay in the Settlement Class, you won't be able to be part of any other lawsuit against Defendant or the Released Parties related to the Released Claims. The "Releases" section of the Settlement Agreement (Section XI) describes the legal claims that you give up if you remain in the Settlement Class. The Settlement Agreement is available at www.AENTDataSettlement.com.

[Submitting a Claim Form for Settlement Benefits](#)

9. How do I submit a Claim for Settlement Benefits?

The fastest way to submit your Claim Form is online at www.AENTDataSettlement.com. If you prefer, you can download a printable Claim Form from the Settlement Website and mail it to the Settlement Administrator at:

Alpine ENT Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799

You may also contact the Settlement Administrator to request a Claim Form by telephone, toll free, at 1- (833) 386-6505, by email to info@AENTDataSettlement.com, or by U.S. mail at the address above.

10. Are there any important Settlement Benefits deadlines?

If you are submitting a Claim Form online, you must do so by **July 23, 2026**. If you are submitting a Claim by U.S. Mail, the completed and signed Claim Form, including supporting documentation, must be postmarked no later than **July 23, 2026**.

11. When will the Settlement Benefits be issued?

The Court will hold a Final Approval Hearing on **August 11, 2026, at 8:30am** (see **Question 18**). If the Court approves the Settlement, there may be appeals. We do not know if appeals will be filed, or how long it will take to resolve them if they are filed.

Settlement Benefits will be distributed if the Court grants Final Approval, and after any appeals are resolved.

Please be patient.

The Lawyers Representing You

12. Do I have a lawyer in the case?

Yes, the Court has appointed attorneys William B. Federman and Jessica A. Wilkes of Federman & Sherwood to represent you and other Settlement Class Members (“Class Counsel”).

13. Should I get my own lawyer?

You will not be charged for Class Counsel’s services. If you want your own lawyer, you may hire one at your expense.

14. How will Class Counsel be paid?

Class Counsel will ask the Court to approve up to \$330,000.00 as reasonable attorneys’ fees and costs of litigation. This amount will be paid by or on behalf of Defendant.

Class Counsel will also ask for Service Award payment of \$2,500.00 for the Class Representative. The Service Award payment will be paid by or on behalf of Defendant.

Excluding Yourself from the Settlement

15. How do I opt-out of the Settlement?

If you do not want to be part of the Settlement, you must formally exclude yourself from the Settlement. This is called a request for exclusion or “opting-out”.

If you opt-out, you are telling the Court that you do not want to be part of the Settlement. You will not be eligible to receive any Settlement Benefits if you opt-out. However, you will keep any rights you may have to sue Defendant on your own about the legal issues in this Action.

The Opt-Out Deadline for the Settlement is **June 23, 2026**.

To be valid, your opt-out request must have the following information:

- (1) the name of the Action: *Pfirrman v. Alpine Ear, Nose, & Throat, PLLC, 2025CV127*, pending in the District Court of Larimer County, Colorado;
- (2) your full name, mailing address, telephone number, and email address;
- (3) personal signature; and
- (4) the words “Request for Exclusion” or “Opt-Out” or a clear and similar statement that you do not want to participate in the Settlement.

You may only exclude yourself—not any other person.

Mail your Request for Exclusion to the Settlement Administrator at:

Alpine ENT Data Incident Settlement
ATTN: Exclusion Request
P.O. Box 25226
Santa Ana, CA 92799

Your opt-out request must be submitted and postmarked by **June 23, 2026**.

Objecting to the Settlement

16. How do I tell the Court if I do not like the Settlement?

If you are a Settlement Class Member and do not like part or all of the Settlement, you can object to it. Objecting means telling the Court your reasons for why you think the Court should not approve the Settlement. The Court will consider your views.

You cannot object if you have opted-out from the Settlement (**see Question 15**)

You must provide the following information for the Court to consider your objection:

- (1) the name of the Action: *Pfirrman v. Alpine Ear, Nose, & Throat, PLLC, 2025CV127*, pending in the District Court of Larimer County, Colorado;
- (2) your full name, mailing address, telephone number, and email address (if any);
- (3) all grounds for the objection, accompanied by any legal support for the objection known to the objector or objector’s counsel;
- (4) the number of times the objector has objected to a class action settlement within the five years preceding the date that the objector files the objection, the caption of each case in which the objector has made such objection, and a copy of any orders related to or ruling upon the objector’s prior objections that were issued by the trial and appellate courts in each listed case;
- (5) the identity of all counsel who represent the objector, including any former or current counsel who may be entitled to compensation for any reason related to the objection to the Settlement and/or Application for Attorneys’ Fees, Costs, and Service Award;
- (6) the number of times in which the objector’s counsel and/or counsel’s law firm have objected to a class action settlement within the five years preceding the date of the filed objection, the caption of each case in which counsel or the firm has made such objection and a copy of any orders related to or ruling upon counsel’s or the counsel’s law firm’s prior objections that were issued by

- the trial and appellate courts in each listed case in which the objector’s counsel and/or counsel’s law firm have objected to a class action settlement within the preceding five years;
- (7) the identity of all counsel (if any) representing the objector, and whether they will appear at the Final Approval Hearing;
 - (8) a list of all persons who will be called to testify at the Final Approval Hearing in support of the objection (if any);
 - (9) a statement confirming whether the objector intends to personally appear and/or testify at the Final Approval Hearing; and
 - (10) your signature (if you have hired your own lawyer, their signature is not sufficient).

For your objection to be considered, it must meet each of these requirements.

To be considered by the Court, you must file your complete objection with the Clerk of Court by **June 23, 2026**. You must also send a copy of the objection by U.S. Mail to the Settlement Administrator, Class Counsel, and Defendant’s Counsel.

Clerk of the Court Clerk of the Court 201 LaPorte Avenue Fort Collins, Colorado 80521	Settlement Administrator Alpine ENT Data Incident Settlement ATTN: Objections P.O. Box 25226 Santa Ana, CA 92799
Class Counsel William B. Federman Federman & Sherwood 4131 N. Central Expressway Dallas, TX 75204	Counsel for Defendant David M. Ross Brian H. Myers Wilson Elser LLP 1500 K Street, NW, Suite 330 Washington, DC 20005 david.ross@wilsonelser.com brian.myers@wilsonelser.com

17. What is the difference between objecting and excluding?

Objecting is telling the Court that you do not like something about the Settlement. You can object to the Settlement only if you do not opt-out from the Settlement. Opting out from the Settlement is stating to the Court that you do not want to be part of the Settlement. If you opt-out of the Settlement, you cannot object to it because the Settlement no longer affects you.

The Court's Final Approval Hearing

18. When is the Court's Final Approval Hearing?

The Court will hold a Final Approval Hearing on **August 11, 2026, at 8:30 am Mountain Time**, in Courtroom 3C of the District Court for Larimer County, Colorado, at 201 LaPorte Avenue, Fort Collins, Colorado 80521.

At the Final Approval Hearing, the Court will decide whether to approve the Settlement. The Court will also decide Class Counsel's Application for Attorneys' Fees, Costs, and Service Award. The Court will also consider any timely objections to the Settlement.

If you are a Settlement Class Member, you or your lawyer may ask permission to speak at the hearing at your own cost (**See Question 16**).

The date and time of this hearing may change without further notice. Please check **www.AENTDataSettlement.com** for updates.

19. 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, but you do not have to.

If you file an objection, you do not have to come to the Final Approval Hearing to talk about it; the Court will consider it as long as it was filed on time. You may also pay your own lawyer to attend, but you do not have to.

If I Do Nothing

20. What happens if I do nothing at all?

If you do nothing, you will not receive any Settlement Class Member Benefits from this Settlement.

You will also give up the rights described in **Question 8**.

Getting More Information

21. How do I get more information?

This Notice is a summary of the proposed Settlement. The full Settlement Agreement and other related documents are available at the Settlement Website, **www.AENTDataSettlement.com**.

If you have additional questions, you can ask for free help any time by contacting the Settlement Administrator at:

- Email: info@AENTDataSettlement.com
- Call toll free, 24/7: 1- (833) 386-6505
- By mail: Alpine ENT Data Incident Settlement
c/o Settlement Administrator
P.O. Box 25226
Santa Ana, CA 92799

You can obtain copies of publicly filed documents by visiting the office of the Clerk of the Court, **Larimer County District Court, 201 LaPorte Avenue, Fort Collins, CO 80521.**

DO NOT CONTACT THE COURT OR CLERK OF COURT REGARDING THIS SETTLEMENT