

CAMC BARIATRIC SURGERY SETTLEMENT
C/O RUST CONSULTING INC - 9256
PO BOX 2599
FARIBAULT MN 55021-9599

IMPORTANT LEGAL MATERIALS



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Claimant ID #: <<barcode39>>
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CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

You are receiving this Notice because records show that you received a hernia repair procedure while undergoing bariatric surgery from either Dr. Robert B. Shin or Dr. Samuel Rossi at Charleston Area Medical Center's facilities, and you may be included in a proposed class action settlement.

Please read this Notice carefully.

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

PLEASE DO NOT CONTACT THE JUDGE, COURT, OR DEFENDANTS.

You have been sent this Notice of Proposed Class Action Settlement (the “**Notice**”) because you might be a Settlement Class Member in the class action lawsuit captioned *L.B. and M.T. v. Robert B. Shin, M.D., and Charleston Area Medical Center, Inc.*, Civil Action No. 2025-C-541, pending in the Circuit Court of Kanawha County, West Virginia before the Honorable Maryclaire Akers (the “**Lawsuit**”). The Court approved this Notice.

If you received a hernia repair while undergoing bariatric surgery from either Dr. Robert B. Shin or Dr. Samuel Rossi at Charleston Area Medical Center's (“**CAMC**”) facilities, you may be entitled to payment under the proposed settlement.

To find out more information about the terms of the settlement, please visit: www.CAMCBariatricSettlement.com

Your rights and options—and the deadlines to exercise them—are explained in more detail in this Notice.

Please read the Notice carefully as your legal rights may be impacted.

THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA AUTHORIZED THIS NOTICE.

THIS IS NOT A SOLICITATION FROM A LAWYER. YOU ARE NOT BEING SUED.

THIS NOTICE AFFECTS YOUR LEGAL RIGHTS.

A proposed settlement has been reached to resolve a putative class action lawsuit filed against Robert B. Shin, M.D., and Charleston Area Medical Center, Inc. (collectively, “**Defendants**”) over hernia repair procedures performed while patients were concurrently undergoing bariatric surgery at Charleston Area Medical Center's facilities. You can find additional details regarding the settlement at the following website:

www.CAMCBariatricSettlement.com

To qualify for the benefits provided by the settlement, you must be a Settlement Class Member. The Court defined the Settlement Class to include all persons who, between April 5, 2015, and April 4, 2025, received hiatal hernia surgery in conjunction with bariatric surgery from either Dr. Robert B. Shin or Dr. Samuel Rossi at Charleston Area Medical Center, Inc. (the “**Class**”). Persons and entities in the Settlement Class are referred to as “Settlement **Class Members**.”

Have questions? Call 1-877-625-9414 or Visit www.CAMCBariatricSettlement.com

Settlement Class Members who do not opt out will receive one of the two following settlement payments:

- **All Class Members are eligible to receive a Guaranteed Fund Payment without additional proof that they were harmed or suffered complications related to the hiatal hernia procedures they received.**
- **As an alternative to receiving a Guaranteed Fund Payment, Class Members who suffered certain specific complications related to the hiatal hernia procedures they underwent have the option of submitting claim forms seeking to qualify for a Contingent Fund Payment, the amount of which varies based upon the complications the Class Member suffered following their surgeries.**

These options are discussed more fully below. The Notice explains your rights and options under the settlement—and your deadlines to exercise them.

The Court has preliminarily approved the settlement and authorized this Notice. If the Court approves the settlement, and after any appeals are resolved, you will receive at least one check for your share of the settlement fund. Please be patient.

If more than a specified percentage of Settlement Class Members opt out of the settlement, then Defendants can decide not to move forward with the settlement.

Your Legal Rights and Options in This Lawsuit		DEADLINE
OBJECT	You may object to the settlement by writing to explain to the Court why you think the settlement should not be approved by the Court. If you object, you will remain a Settlement Class Member. If the settlement is approved, you will still be eligible for the benefits of the settlement and give up your rights to sue Defendants on the claims. For more information, see Question 21.	October 13, 2026
OBJECT AND GO TO THE HEARING	If you object to the settlement in writing, then you may go to the Final Fairness Hearing and speak in Court about your objection. However, to speak at the hearing, you must submit an objection in writing (see Question 21) and mail a letter saying that you would like to speak at the Final Fairness Hearing (see Question 25). If you fail to do both requirements, you may not speak at the Final Fairness Hearing.	October 13, 2026
OPT-OUT	You can exclude yourself from the settlement by informing the settlement administrator that you want to “opt-out” of the settlement. If the settlement become final, this is the only option that allows you to retain your rights to separately sue Defendants for the released claims. If you opt-out, you will not receive any payment under the settlement. For more information, see Question 19.	October 13, 2026
DO NOTHING	If you do nothing, the settlement administrator will determine your payment in accordance with the terms of the settlement, and you will receive payment. If you do nothing and the settlement becomes final, the settlement administrator will determine your payment in accordance with the terms of the settlement.	

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BASIC INFORMATION

1. Why did the Court issue this Notice?

This Notice is to inform you that you have been identified as a possible Settlement Class Member entitled to a settlement payment related to having undergone hiatal hernia repair concurrent with bariatric surgery performed by either Dr. Robert B. Shin or Dr. Samuel Rossi at Charleston Area Medical Center, Inc. ("CAMC").

The Court sent you this Notice because you have a right to know about the proposed settlement to the class action Lawsuit, and about your options, before the Court decides whether to approve the settlement. This Notice also explains how to participate in, object to, or exclude yourself from the settlement.

2. Who are the parties to the Lawsuit?

The plaintiffs representing you and the Settlement Class in the Lawsuit are L.B. and M.T. (collectively, the "**Plaintiffs**").

The defendants in the Lawsuit are Robert B. Shin, M.D., and Charleston Area Medical Center, Inc. (collectively, the "**Defendants**").

3. What is the Lawsuit about?

Plaintiffs claim that Robert B. Shin, M.D. and Samuel Rossi, M.D. performed unnecessary hiatal hernia surgeries on patients who were undergoing concurrent bariatric surgeries at CAMC's facilities. Plaintiffs seek damages for, among other things, medical negligence under the West Virginia Medical Professional Liability Act, and for deceptive practices under the West Virginia Consumer Credit and Protection Act.

Defendants deny Plaintiffs' allegations. Defendants maintain that the hiatal hernia repair procedures performed on Plaintiffs and all putative class members in connection with bariatric surgery were medically indicated and within the applicable standard of care.

4. Why is this a class action?

Plaintiffs sued Defendants as "class representatives" on behalf of people who are alleged to have similar claims. All individuals alleged to have the same or similar claims are putative class members who now, because of the proposed settlement, are included in the Settlement Class. Because this is a class action settlement, even persons who did not file their own lawsuit may be eligible to obtain payment under the settlement, except for those individuals who exclude themselves from the Settlement Class by the deadline (see Question 19).

5. Why are there settlements?

The Court has not decided in favor of Plaintiffs or Defendants. Instead, both sides agreed to settle the Lawsuit after extensive settlement negotiations. Generally, settlements avoid the costs and uncertainty of trial and related appeals, while more quickly providing benefits to Settlement Class Members. Plaintiffs and Class Counsel (see Question 15) believe that settling the Lawsuit is in the best interest of the Class.

WHO IS INCLUDED IN THE SETTLEMENT

6. Who is part of the Settlement Class?

You are a member of the Settlement Class if you underwent bariatric surgery performed by Dr. Robert B. Shin, M.D., or Dr. Samuel Rossi, M.D., at CAMC's facilities between April 5, 2015, and April 4, 2025, and had a hiatal hernia repair performed during the same surgery.

7. I am still not sure if I am included in the settlement. What do I do?

If you are not sure whether you are a Settlement Class Member and included in the settlement, you may call **1-877-625-9414** with questions or visit www.CAMCBariatricSettlement.com. You may also email info@CAMCBariatricSettlement.com, or mail questions to:

CAMC Bariatric Surgery Class Action
c/o Rust Consulting, Inc. - 9256
PO Box 2599
Faribault MN 55021-9599

THE SETTLEMENT BENEFITS

8. What have Defendants agreed to pay under the settlement?

The Defendants have agreed to pay up to \$40,000,000 to settle the claims of Settlement Class Members, with \$30,000,000 to be paid into a Guaranteed Payments Fund that will be distributed evenly among Settlement Class Members who received surgeries performed by Dr. Robert B. Shin and Dr. Samuel Rossi. The remaining \$10,000,000 is available under a Contingent Payments Fund, which will pay greater compensation to Settlement Class Members who submit Claim Forms (Question 9) and demonstrate that they suffered certain specific medical complications as a result of the surgeries. The amount of compensation to be paid to Settlement Class Members for specific categories of complications are set forth in the settlement agreement.

As part of the Settlement, Defendants have also agreed to pay directly all administrative expenses related to the settlement, including the cost of sending this Notice to Settlement Class Members.

Have questions? Call 1-877-625-9414 or Visit www.CAMCBariatricSettlement.com

9. What can I get from the settlement?

Settlement Class Members who do not opt of the settlement will receive one of the following settlement payments under the terms of the settlement:

Guaranteed Payments Fund. All Settlement Class Members are eligible to receive an equal per capita share of the \$30,000,000 Guaranteed Payments Fund, following the subtraction of Class Counsel's fees and expenses (Question 17), as well as Plaintiffs' Incentive Award (Question 18), if any, therefrom. Settlement Class Members do not need to do anything to qualify for this payment; the settlement payment will be sent automatically if the settlement is approved by the Court and you do not file a claim form seeking a payment from the Contingent Payments Fund.

Contingent Payments Fund. Alternatively, Settlement Class Members may seek payment under the \$10,000,000 Contingent Payments Fund, following the subtraction of Class Counsel's fees and expenses (Question 17), as well as Plaintiffs' Incentive Award (Question 18), if any, therefrom. To qualify for a payment under this fund, Settlement Class Members must file a Claim Form no later than December 14, 2026, a copy of which is included with this Notice, and show that they suffered certain medical complications related to the hiatal hernia procedure they underwent at CAMC. The complications for which a Settlement Class Member may qualify for one of these payments, and the corresponding payment amounts, are set forth on the settlement website listed above. In the event a Settlement Class Member's claim under the Contingent Payments Fund is denied, that Settlement Class Member will be sent the payment they would have otherwise received from the Guaranteed Payments Fund.

After deducting court-approved Attorneys' Fees and Expenses (see Question 17) and Incentive Awards (see Question 18), Settlement Class Members who do not opt out of the settlement will be entitled to one of these settlement payments. You can find additional details regarding the settlement terms on the settlement website listed above.

Any and all liens relating to a Settlement Class Member's settlement payment are the sole responsibility of the Settlement Class Member. Nevertheless, the settlement agreement requires that certain liens imposed by private insurers and government entities, such as those relating to Medicare or Medicaid payments, be determined, resolved and, where existing, paid (or payment secured through deductions or withholdings from settlement payments) prior to the Settlement Administrator paying Settlement Class Members under the settlement. The Settlement Administrator as part of its administration of the settlement is authorized to act as agent on behalf of Settlement Class Members in determining the existence of, resolving, and where necessary paying any such liens. By participating in the Settlement, a Settlement Class Member agrees to the Settlement Administrator's use of protocols for global resolution of such liens and further agrees to be bound by the terms of any global resolution of Medicare and/or Medicaid liens, with the understanding that as a result certain individual rights may be waived, including, but not limited to, the right to seek a waiver, compromise, and/or appeal of Medicare or Medicaid's reimbursement claim.

If you previously filed for or anticipate filing for bankruptcy protection, it is your responsibility to provide any required notice of this settlement to the bankruptcy trustee in the event the settlement is approved. You are advised to consult with a bankruptcy attorney to determine what reporting requirement might apply to your circumstances.

10. How will payment be distributed?

Before any settlement payments can be distributed, the Court must approve the settlement at the Final Fairness Hearing (see Question 23). If the Court approves the settlement, Settlement Class Members who do not file a claim under the Contingent Payments Fund will receive their settlement payment approximately forty-five (45) days from the date that the Court approves the settlement. For Settlement Class Members who seek a settlement payment under the Contingent Payments Fund, the process will take longer and will depend on the number of claims submitted and could take several months following Court approval of the settlement. Additional information on timing will be provided after the claims period closes.

OBTAINING SETTLEMENT BENEFITS

If you are a Settlement Class Member, you have a choice to remain a Settlement Class Member and to be represented by Plaintiffs and Class Counsel, or to exclude yourself from the Class. Each choice will have consequences, which you should understand before making your decision.

11. How do I obtain a settlement payment?

To obtain a settlement payment, you do not have to do anything. If the Court approves the settlement, Settlement Class Members who received this Notice and did not opt-out of the Class will receive a settlement payment in the mail through the United States Postal Service (USPS) approximately thirty (30) days from final approval, although it will take longer if you submit an optional claim form seeking a settlement payment from the Contingent Payments Fund, in which case it will take longer for the Settlement Administrator to evaluate and decide your claim.

12. What happens if I do nothing?

If you do nothing and the Court approves the settlement, you will stay in the Class and the Settlement Administrator will determine your settlement payment in accordance with the settlement terms.

In doing so, you will give up your right to sue the Defendants separately for the released claims related to the hiatal hernia procedure you underwent, or to continue to pursue any such claims against the Defendants that you have already filed.

Staying in the Settlement Class means that you cannot sue or be part of any other lawsuit against the Defendants about the issues in *this* Lawsuit and that the Court's orders regarding the settlement will apply to you and legally bind you.

13. When will I get my settlement payment?

The Court has scheduled a hearing on December 1, 2026 at 9:00 a.m., in Charleston, West Virginia, to decide whether to finally approve the settlement (the “**Final Fairness Hearing**”). If the Court approves the settlement at that time or thereafter, there may be appeals. There are no guarantees as to how these issues will be resolved, or how long the appellate process might take. Please be patient. If the Court approves the settlement, you should receive your settlement payment approximately thirty (30) days after final approval unless you choose to seek a settlement payment from the Contingent Payments Fund, in which case it will take longer for the Settlement Administrator to evaluate and decide your claim.

14. What am I giving up in exchange for my settlement payment?

As part of the settlement, Settlement Class Members (who do not timely or validly opt out) agree to release **Defendants** (and their affiliates, assigns, and past or present employees) from any and all claims and causes of action arising out of or relating to the allegations, contentions, and assertions in the complaint or any previous complaints filed in the Lawsuit. This means that you **cannot** file a separate lawsuit, continue with a pending separate lawsuit, or be part of any other legal action against the **Defendants** about the claims in the Lawsuit during the Class Period. You can find the exact language of the release at www.CAMCBariatricSettlement.com.

THE LAWYERS REPRESENTING YOU

15. Do I have a lawyer in the Lawsuit?

Yes. The Court appointed the lawyers listed below to serve as “**Class Counsel**” to represent the interests of the Settlement Class, which includes you as a Settlement Class Member:

L. Danté diTrapano, Esq.
David H. Carriger, Esq.
CALWELL LUCE DITRAPANO, PLLC
500 Randolph Street
Post Office Box 113
Charleston, West Virginia 25302
dditrapano@cldlaw.com
dcarriger@cldlaw.com

Ben Salango, Esq.
SALANGO LAW, PLLC
206 Capitol Street
Charleston, West Virginia 25301
ben@salangolaw.com

P. Gregory Haddad, Esq.
Jonathan R. Marshall, Esq.
Kerrie L. Haddad, Esq.
BAILEY & GLASSER LLP
209 Capitol Street
Charleston, West Virginia 25301
(304) 345-6555
ghaddad@baileyglasser.com
jmarshall@baileyglasser.com

16. Should I get my own lawyer?

You do not need to hire your own lawyer because Class Counsel is working on your behalf as a Settlement Class Member. But, if you want your own lawyer, you may be represented by your own lawyer in the Lawsuit. For example, you can ask your own lawyer to appear on your behalf in Court if you want someone *other than* Class Counsel to speak for you. However, you will be solely responsible for any and all fees charged by the lawyer for representing you.

17. How will Class Counsel be paid for their work in the Lawsuit?

You do not have to pay Class Counsel. Class Counsel worked on a contingency basis in the Lawsuit. Class Counsel do not get paid attorneys' fees unless there is a recovery from Defendants in the Lawsuit. Additionally, Class Counsel have not been reimbursed for the litigation expenses incurred on behalf of the Class in the Lawsuit.

As part of the settlement, Class Counsel are entitled to ask the Court for an award of attorneys' fees and reimbursement for litigation expenses incurred in connection with the Lawsuit. Any award of attorneys' fees and/or reimbursement for litigation expenses incurred in connection with the Lawsuit will be paid directly from the settlement fund. Ultimately, the Court will determine what amounts are awarded at the Final Fairness Hearing. You will **not** have to separately pay any portion of the attorneys' fees or litigation expenses yourself. Class Counsel's request for attorneys' fees and litigation expenses (which must be approved by the Court) will be filed prior to the Final Fairness Hearing and will be available to view on the settlement website at www.CAMCBariatricSettlement.com. Class Counsel may seek up to 40% of the \$40,000,000.00 recovery as an attorney fee subject to Court approval.

As a Settlement Class Member, you have the right to tell the Court what you think of the settlement, including what you think about the amount Class Counsel has requested in attorneys' fees or the amount Class Counsel seek as reimbursement for litigation expenses incurred in connection with the Lawsuit. You can object to the award if you do not think it is fair, reasonable, or adequate, and you can give reasons why you think the Court should not approve Class Counsel's request. To object, you must send a letter stating that you object to Class Counsel's requested award of attorneys' fees and costs reimbursement for litigation expenses in the manner described in Question 21.

18. Will Plaintiffs receive any additional money from the settlement?

Yes. Class Counsel will ask the Court to award Plaintiffs a service award depending on the level of each Plaintiff's participation in prosecuting the Lawsuit (the "**Incentive Award**"). The Incentive Award is intended to compensate Plaintiffs for the time they spent on the Lawsuit and for the risk that they undertook in bringing the Lawsuit on behalf of the Class. The amount of the Incentive Award will have to be approved by the Court at the Final Fairness Hearing. Any amount approved by the Court will be paid directly from the total settlement fund.

As a Settlement Class Member, you have the right to tell the Court what you think of the settlement, including what you think about the amount of the Incentive Award requested by Class Counsel. You can object to the Incentive Award if you do not think it is fair, reasonable, or adequate, and you can give reasons why you think the Court should not approve it. To object, you must send a letter stating that you object to the Incentive Award in the manner described in Question 21.

EXCLUDING YOURSELF FROM THE SETTLEMENT

19. How do I exclude myself from the settlement?

If you are a Settlement Class Member, but do not want to remain in the Settlement Class, you may exclude yourself by opting out of the Settlement Class. If you want to exclude yourself from the Settlement Class, you will lose any right to participate in or receive any benefits from the settlement. This includes the right to receive the payment benefits outlined in this Notice and/or to receive any payment from the settlement funds.

If you decide to opt out of the Settlement Class and thus exclude yourself from the settlement, you will retain any rights you have against the Defendants, if any, and you may file your own separate lawsuit against the Defendants based on the same claims asserted in the Lawsuit. However, you will need to find your own attorney, at your own expense, to represent you in that separate lawsuit. If you are considering opting out, you may want to consult with an attorney to determine your options.

IMPORTANT: You will be bound by the terms of the settlement unless you submit a timely and signed written request to opt out of the Settlement Class and be excluded from the settlement. To opt out of the Settlement Class and exclude yourself from the settlement, you may mail an “**Exclusion Request**” postmarked no later than October 13, 2026, to:

CAMC Bariatric Surgery Class Action
c/o Rust Consulting, Inc. - 9256
PO Box 2599
Faribault MN 55021-9599

The Exclusion Request **must** contain the following information:

- (1) The name of this Lawsuit (*L.B., et al. v. Robert B. Shin, M.D., et al.*, Civil Action No. 2025-C-541, pending in the Circuit Court of Kanawha County, West Virginia);
- (2) Your full name, current address, property address (if different), and telephone number;
- (3) Your personal signature (**a lawyer’s signature on your behalf is not sufficient**);
- (4) A statement clearly indicating your intent to opt out of the Settlement Class and be excluded from the settlement; and
- (5) A statement that your request for exclusion and opt-out applies only to you, the one Settlement Class Member whose personal signature appears on the Exclusion Request. (Exclusion Requests seeking exclusion on behalf of more than one Settlement Class Member shall be deemed invalid).

If you fail to comply with these procedures and the deadline for exclusions, you will lose any opportunity to opt out and exclude yourself from the settlement and the Settlement Class, and your rights in the Lawsuit will be determined by the settlement.

20. If I don’t exclude myself, can I sue later?

No. Unless you exclude yourself from the Settlement Class, you give up any right to sue Defendants for the claims brought in the Lawsuit.

OBJECTING TO THE SETTLEMENT

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

If you are a Settlement Class Member, you have the right to tell the Court what you think of the settlement. You can object to the settlement if you don’t think it is fair, reasonable, or adequate, and you can give reasons why you think the Court should not approve it. You cannot ask the Court to order a larger settlement; the Court can only approve or deny the settlement as it has been proposed.

To object to the settlement, you must send a letter stating that you object to:

CAMC Bariatric Surgery Class Action
c/o Rust Consulting, Inc. - 9256
PO Box 2599
Faribault MN 55021-9599

The written objection **must** include:

- (1) The name of this Lawsuit (*L.B., et al. v. Robert B. Shin, M.D., et al.*, Civil Action No. 2025-C-541, pending in the Circuit Court of Kanawha County, West Virginia);
- (2) The name, address, and telephone number of the objecting Settlement Class Member, and, if represented by legal counsel, the name, address, and telephone number of the objecting Settlement Class Member’s legal counsel;
- (3) A statement of whether the objection applies only to the objecting Settlement Class Member or to the entire Settlement Class;
- (4) A statement describing the specific grounds for the objection, including any factual or legal basis for the objection; and

- (5) A statement of whether the objecting Settlement Class Member intends to appear at the Final Fairness Hearing, and if so, whether personally or through legal counsel.

If an objecting Settlement Class Member intends to speak at the Final Fairness Hearing (whether personally or through legal counsel), the written objection must include a detailed description of any evidence the objecting Settlement Class Member may offer at the Final Fairness Hearing, as well as copies of any exhibits the objecting Settlement Class Member may introduce at the Final Fairness Hearing.

Any such objection must be postmarked on or before **October 13, 2026**. The Settlement Administrator shall promptly disseminate a copy to Class Counsel and the Defendants' respective counsel. Any such objection that is not postmarked by this date or which lacks the required information outlined above will be considered invalid and not considered by the Court.

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

Objecting to the settlement is simply telling the Court that you do not like something about the settlement. You can object to the settlement only if you stay in the Settlement Class.

Opting out of the Class and excluding yourself from the settlement is telling the Court you do not want to be part of the Settlement Class or to participate in the settlement. If you exclude yourself from the Settlement Class, then you cannot object to the settlement because the Lawsuit no longer affects you, and you will not receive any benefits (including payment) from the settlement.

THE COURT'S FINAL FAIRNESS HEARING

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

The Court will hold the Final Fairness Hearing on December 1, 2026 at 9:00 a.m., in the Kanawha County Judicial Building, Fourth Floor, 111 Court Street, Charleston, West Virginia 25301.

At the Final Fairness Hearing, the Court will consider whether the settlement is fair, reasonable, and adequate. If there are objections from Settlement Class Members, the Court will consider them at this time. The Court will also listen to Settlement Class Members who have asked to speak at this hearing. The Court may also decide how to pay Class Counsel, reimburse Class Counsel for litigation expenses, and/or make Incentive Awards to Plaintiffs at this hearing. After the Final Fairness Hearing, the Court will decide whether to approve the settlement.

We do not know how long these decisions will take. The hearing date and time for the Final Fairness Hearing is subject to change. If that occurs, the Final Fairness Hearing's new date and time will be listed at **www.CAMCBariatricSettlement.com**.

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

No. At the Final Fairness Hearing, Class Counsel will answer any questions that the Court may have regarding the settlement on behalf of the Settlement Class. If you send a written objection about the settlement, you do not have to come to Court or attend the Final Fairness Hearing to talk about it. If you timely mail your written objection with the required information outlined above, the Court will consider it. But you are welcome to attend the Final Fairness Hearing at your own expense, if you wish to do so. You may also pay your own lawyer to attend the Final Fairness Hearing on your behalf.

25. May I speak at the Final Fairness Hearing?

Yes. You may ask the Court for permission to speak at the Final Fairness Hearing. To do so, you **must** complete the following steps:

- (1) Submit a written objection to the settlement in accordance with Question 21; **and**
- (2) Mail a letter stating that it is your "**Notice of Intent to Appear**" at the Final Fairness Hearing in *L.B., et al. v. Robert B. Shin, M.D., et al.*, Civil Action No. 2025-C-541. You must include your name, address, telephone number, and signature. Your Notice of Intent to Appear must be postmarked by no later than October 13, 2026, and must be sent to the following address:

CAMC Bariatric Surgery Class Action
c/o Rust Consulting, Inc. - 9256
PO Box 2599
Faribault MN 55021-9599

If you fail to comply with both requirements, you will not be able to speak at the Final Fairness Hearing.

DOING NOTHING

26. What happens if I do nothing at all?

You do not have to do anything in response to this Notice. **If you do nothing and the settlement becomes final, you will stay in the Settlement Class and the Settlement Administrator will determine your payment in accordance with the terms in the settlement.** By doing nothing, you agree to be part of the Settlement Class. As a Settlement Class Member, you agree to give up your right to sue **Defendants** separately for the released claims, or to continue to pursue any such claims against **Defendants** that you have already filed.

Doing nothing and staying in the Settlement Class means that you cannot sue or be part of any other lawsuit against **Defendants** about the issues in *this* Lawsuit and that the Court's orders regarding the settlement will apply to you and legally bind you.

GETTING MORE INFORMATION

27. How do I get more information about the Lawsuit?

This Notice summarizes the Lawsuit and the terms of the settlement. Additional details regarding the Lawsuit, the settlement terms, and other documents relevant to the settlement can be found at www.CAMCBariatricSettlement.com. Updates regarding the Lawsuit will also be available through the website.

You may also contact the Settlement Administrator directly with any questions:

CAMC Bariatric Surgery Class Action
c/o Rust Consulting, Inc. - 9256
PO Box 2599
Faribault MN 55021-9599
1-877-625-9414
info@CAMCBariatricSettlement.com

If you have questions about the Lawsuit or the settlement, or if you do not have access to the internet, you may contact the settlement administrator. **The Court cannot respond to any questions regarding this Notice, the Lawsuit, or the settlement.**

PLEASE DO NOT CONTACT THE JUDGE, COURT, OR DEFENDANTS.