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## NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

*Robert Morris v. CommerceV3, Inc.* - Case No. 2024-CA-41  
Lake County, Florida Circuit Court

THIS IS A COURT-AUTHORIZED NOTICE. IT IS NOT A NOTICE OF A LAWSUIT AGAINST YOU OR A SOLICITATION FROM A LAWYER.

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

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**If You Received a Notice Letter from Revival Animal Health, Inc. Concerning a Cyberattack Against CommerceV3, Inc. that May Have Involved Your Personal Information, You Could be Eligible for Benefits from a Class Action Settlement**

**Revival Animal Health is not a party to the lawsuit or accused of any wrongdoing.**

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- You may be eligible to receive benefits from a class action settlement if you submit a timely and valid Claim Form.
- You received this notice because you may be a member of the Settlement Class eligible to receive benefits from a proposed settlement of the class action lawsuit styled *Robert Morris v. CommerceV3, Inc.*, Case No. 2024-CA-41, in Lake County, Florida Circuit Court (“Action”). The Court overseeing the Action authorized this Notice to advise Settlement Class Members about the proposed Settlement that will affect their legal rights. The Defendant in the Action, CommerceV3, Inc. (“CV3”), denies any wrongdoing and denies that it has any liability but have agreed to settle the lawsuit on a class-wide basis.
- To be eligible to make a claim, you must be a customer of Revival Animal Health, Inc. (“Revival”), a merchant that uses CV3’s e-commerce platform to enable its customers to place online orders for pet medication, who was previously notified by Revival that your name, billing address, payment card number, CVV code, and payment card expiration date (“Personal Information”) were potentially compromised in a cyberattack against CV3 (the “Data Incident”).
- Settlement Class Members who submit a valid Claim Form are entitled to receive the following benefits. Settlement Class Members who, on or after November 24, 2021, incurred lost expenses, money, or time as a result of the Data Incident are eligible to receive: (1) up to \$500 for documented, unreimbursed out-of-pocket losses; (2) up to \$5,000 for extraordinary, documented, and proven monetary losses; and/or (3) compensation for lost time of up to 4 hours at \$20/hour. As an alternative to seeking reimbursement for out-of-pocket expenses, monetary losses, and lost time, Settlement Class Members who submit a Valid Claim are eligible to receive a cash payment of \$40.

**Please read this notice carefully. Your legal rights will be affected, and you have a choice to**

**make at this time.**

### **WHO IS A CLASS MEMBER?**

The Settlement Class includes all customers of Revival in the United States who were sent a Notice Letter that their Personal Information was potentially compromised in the Data Incident (the “Settlement Class”).

### **WHAT ARE THE SETTLEMENT BENEFITS AND TERMS?**

Under the Settlement, Class Members may submit a Claim Form for the following benefits:

**Ordinary Losses** up to \$500, which includes the following:

1. Out-of-pocket expenses incurred as a result of the Data Incident, including bank fees, long distance phone charges, cell phone charges (only if charged by the minute), data charges (only if charged based on the amount of data used), postage, or gasoline for local travel; and
2. Fees for credit reports, credit monitoring, or other identity theft insurance product purchased on or after November 24, 2021 through May 29, 2025.

**Extraordinary Losses** up to \$5,000, which includes compensation for proven monetary loss, professional fees including attorneys’ fees, accountants’ fees, and fees for credit repair services incurred as a result of the Data Incident.

**Lost Time** spent dealing with the Data Incident compensated at a rate of \$20 per hour for up to four hours, if at least one full hour was spent dealing with the Data Incident. Claims for lost time are included within the \$500 cap on Ordinary Losses. Claimants must attest to the accuracy of any request for compensation for lost time.

Compensation for the above losses (except lost time) will only be paid if:

- The loss is an actual, documented, and unreimbursed monetary loss;
- The loss was more likely than not caused by the Data Incident;
- The loss occurred between November 24, 2021 and September 26, 2025;
- You made reasonable efforts to avoid, or seek reimbursement for, the loss, including but not limited to exhaustion of all available credit monitoring insurance and identity theft insurance; and
- Documentation of the claimed losses is not “self-prepared.” Self-prepared documents, such as handwritten receipts, are, by themselves, insufficient to receive reimbursement.

No payment shall be made for emotional distress, personal/bodily injury, or punitive damages.

### **Alternative Cash Payment**

As an alternative to claiming compensation for ordinary expenses, extraordinary losses, and lost time as described above, Settlement Class Members who submit a timely Valid Claim may elect to receive a one-time payment of \$40 without the need to document losses or attest to time spent as a result of the Data Incident.

- **For more information or to submit a claim visit [www.CV3Settlement.com](http://www.CV3Settlement.com) or call 1-844-979-7301.**

More information about the types of Claims and how to file them is available on the Settlement Website.

### **WHAT ARE YOUR RIGHTS AND OPTIONS?**

**Submit a Claim Form.** To qualify for a cash payment, you must timely mail a Claim Form that is attached to this notice or timely complete and submit a Claim Form online at [www.CV3Settlement.com](http://www.CV3Settlement.com) (“Settlement Website”) using the Claim ID and Pin at the top of this Notice. Your Claim Form must be postmarked or submitted online no later than **September 26, 2025**. RG/2 Claims Administration, LLC is the Settlement Administrator.

**Opt Out.** You may exclude yourself from the Settlement and retain your ability to sue CV3 on your own by mailing a written request for exclusion to the Settlement Administrator that is postmarked no later than **September 1, 2025**. If you do not exclude yourself, you will be bound by the Settlement and give up your right to sue regarding the released claims.

**Object.** If you do not exclude yourself, you have the right to object to the Settlement. Written objections must be signed, postmarked no later than **September 1, 2025**, and provide the reasons for the objection. Please visit the Settlement Website for more details.

**Do Nothing.** If you do nothing, you will not receive a Settlement payment and will lose the right to sue regarding the released claims. You will be bound by the Court’s decision because this is a conditionally certified class action.

**Attend the Final Approval Hearing.** The Court will hold a **Final Approval Hearing on October 1, 2025 at 9:30 A.M. via Zoom. The Zoom link for the Final Approval Hearing will be made available by the Court one week prior to the hearing, at which time the Parties will publish the Zoom link on the Settlement Website.** All persons who timely object to the Settlement by **September 1, 2025** may appear at the Final Approval Hearing.

### **Who are the attorneys for the Plaintiff and the proposed Class?**

Class Counsel in this matter are Jeff Ostrow of Kopelowitz Ostrow P.A. and J. Gerard Stranch, IV of Stranch, Jennings & Garvey, PLLC.

### **Do I need to pay attorneys’ fees or expenses?**

Definitely not. The attorneys’ fees and expenses will be paid by CV3 as awarded and approved by the Court. The attorneys’ fees will be in an amount not to exceed \$325,000. The motion for attorneys’ fees and expenses will be posted on the Settlement Website after it is filed with the Court.

### **When is the Final Approval Hearing?**

The Final Approval Hearing, at which the Court will determine if the Settlement is fair, reasonable, and adequate, will be conducted on **October 1, 2025 at 9:30 A.m. via Zoom. The Zoom link for**

**the Final Approval Hearing will be made available by the Court one week prior to the hearing, at which time the Parties will publish the Zoom link on the Settlement Website.**

**Where may I locate a copy of the Settlement Agreement, learn more about the case, or learn more about submitting a Claim Form?** [www.CV3Settlement.com](http://www.CV3Settlement.com)

**This Notice is a summary of the proposed Settlement. A longer version of the Notice may be accessed from the Settlement Website.**

**For more information or to submit a claim visit [www.CV3Settlement.com](http://www.CV3Settlement.com) or call 1-844-979-7301**