

Superior Court of California – County of Sacramento
Jane Doe I and Jane Doe II, et al. v. Sutter Health, Case No. 34-2019-00258072-CU-BT-GDS

If you were a California resident when you logged into your Sutter Health MyHealthOnline portal account between June 10, 2015, and March 20, 2020, for purposes related to your own healthcare, you may be entitled to a cash payment from a Settlement.

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

- A Settlement has been reached in a class action lawsuit against Sutter Health (“Defendant”). The lawsuit claims Defendant disclosed its patients’ personally identifiable information (“PII”) and/or protected health information (“PHI”) to third parties without consent because of Defendant’s use of third-party tracking technologies on certain webpages, including the MyHealthOnline portal login webpage (but there is no allegation of any tracking or sharing from inside the MyHealthOnline portal and no allegation that any user IDs or passwords were shared). Defendant denies these claims, including but not limited to, denies that any patient information, PII, or PHI, was shared with unauthorized third parties, and maintains that it did nothing wrong.
- You are included in the Settlement Class if you were a California resident at the time you logged into your Sutter Health MyHealthOnline portal account for purposes relating to your own healthcare from **June 10, 2015, through March 20, 2020**.
- If you are a Settlement Class Member, you are eligible to submit a timely and valid Claim Form to receive a pro rata (a legal term meaning equal share) cash payment from the Net Settlement Fund up to \$90.

Read this Notice carefully. Your legal rights are affected whether you do or don’t act.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT		DEADLINE
SUBMIT A CLAIM FORM	The only way to get a cash payment is to submit a timely and valid Claim Form.	Submitted or Postmarked by: April 28, 2026
EXCLUDE YOURSELF	Get no cash payment. Keep your right to file your own lawsuit against the Released Parties about the legal claims in this lawsuit.	Postmarked by: January 23, 2026
OBJECT TO THE SETTLEMENT	Stay in the Settlement but tell the Court why you do not agree with the Settlement. You will still be bound by the Settlement if the Court approves it.	Filed by: January 23, 2026
DO NOTHING	Get no cash payment. Give up your legal rights to sue for claims covered by the releases in the Settlement Agreement.	

- Your rights and options—**and the deadlines to exercise them**—are explained in this Notice.
- The Court must decide whether to approve the Settlement, attorneys’ fees and costs, and Incentive Awards. Cash payments will not be provided unless the Court approves the Settlement.

Basic Information

1. Why is this Notice being provided?

A Court authorized this Notice because you have a right to know about a proposed Settlement of this proposed class action lawsuit and about your rights and options before the Court decides whether to grant final approval of the Settlement. This Notice explains the lawsuit, the Settlement, your legal rights, what benefits are available, who is eligible for the benefits, and how to get them.

The Honorable Lauri A. Damrell of the Superior Court of California for the County of Sacramento is overseeing this proposed class action. The lawsuit is called *Jane Doe I and Jane Doe II, et al. v. Sutter Health*, Case No. 34-2019-00258072-CU-BT-GDS (the “lawsuit”). The people who filed this lawsuit are called the “Plaintiffs” and/or “Class Representatives,” and the entity being sued, Sutter Health, is the “Defendant.”

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.

2. What is a class action?

In a class action, one or more people called the class representative(s) sue on behalf of a group or a “class” of people who allegedly have similar claims. In a class action, one court resolves the issues for all class members, except for those class members who timely exclude themselves (opt out) from the class.

3. What is this lawsuit about?

Plaintiffs allege that Sutter Health violated the California Invasion of Privacy Act (California’s wiretap law) and breached contractual obligations to its patients by disclosing patients’ PII and/or PHI to third parties like Facebook and Google, as a result of its use of third-party tracking, analytics, and/or advertising technologies on certain of its webpages, including the MyHealthOnline portal login webpage (but there is no allegation of any tracking or sharing from inside the MyHealthOnline portal and no allegation that any user IDs or passwords were shared).

Sutter Health denies Plaintiffs’ claims in the lawsuit, including but not limited to, denies that any patient information was shared with unauthorized third parties, denies that any PII or PHI was shared with unauthorized third parties, denies that any violations or breach of any kind took place, and maintains that it did nothing wrong.

4. Why is there a Settlement?

Plaintiffs and Sutter Health do not agree about the claims in this lawsuit. The lawsuit has not gone to trial, and the Court has not decided in favor of Plaintiffs or Sutter Health. Instead, the Plaintiffs and Sutter Health have agreed to settle the lawsuit because of the Settlement benefits available and the risks and uncertainty associated with continuing the lawsuit. The Settlement does **NOT** mean that Sutter Health did anything wrong, and there is no admission of any liability.

Who’s Included in the Settlement?

5. How do I know if I am in the Settlement Class?

The **Settlement Class** is defined as: all individuals who were California residents at the time they logged into their own Sutter Health MyHealthOnline portal account for purposes relating to their own healthcare from **June 10, 2015, through March 20, 2020**.

6. Are there exceptions to being included in the Settlement?

Excluded from the Settlement Class are: (1) any Judge presiding over this lawsuit, any members of the Judge’s respective staffs, and immediate members of the Judge’s family; (2) officers and directors of Defendant, its subsidiaries, parent companies, successors, predecessors, and any entity in which the Defendant has a controlling interest; (3) persons who timely and validly request exclusion from and/or opt out of the Settlement Class; and (4) the legal representatives, successors, or assigns of any such excluded persons.

7. What if I am still not sure whether I am part of the Settlement?

If you are still not sure whether you are a Settlement Class Member, you may go to www.SutterAnalyticsSettlement.com or call toll-free **1-888-835-0109**.

The Settlement Benefits

8. What does the Settlement provide?

A \$21.5 million Settlement Fund will be established to pay costs of notice and administration for the Settlement (estimated to be between \$385,000 and \$445,000), Incentive Awards to the Class Representatives (each may request up to \$10,000), payment of Class Counsel’s Attorneys’ Fees Award (they may request up to \$7,095,000) and Reimbursement of Expenses (estimated to be \$208,990.21), and payment of claims.

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.

If you are a Settlement Class Member, you can submit a single Claim Form, which, if timely submitted, valid, and approved by the Settlement Administrator, entitles you to receive a pro rata (a legal term meaning equal share) cash payment of the Net Settlement Fund of up to \$90.

Any funds remaining after the payments listed above will be distributed to the nonprofits Privacy Rights Clearinghouse and the AHIMA Foundation, the designated *cy pres* recipients approved by the Court.

A detailed description of the Settlement benefits can be found in the Settlement Agreement at www.SutterAnalyticsSettlement.com.

9. How much will my cash payment be?

The actual monetary amount paid to each Settlement Class Member who submits a timely and valid Claim Form will not be determined until after the Claim Form filing deadline has passed. Cash payments will not exceed \$90. Cash payments will not be provided to Settlement Class Members unless and until the Court approves the Settlement and it becomes final.

10. When will I get my cash payment?

If you file a timely and valid Claim Form, cash payments will be provided after the Settlement is approved by the Court and becomes final after any appeals process is complete. The payment will be made in the form of a check, unless you elect to receive payment by PayPal, Venmo, or Zelle. All checks will expire and become void 180 days after they are issued.

How to Get Benefits

11. How do I submit a Claim Form?

You must submit a timely and valid Claim Form to receive a cash payment as described above. You must submit a Claim Form either online at www.SutterAnalyticsSettlement.com, by **11:59 p.m. PST on April 28, 2026**, or mailed to the Settlement Administrator at the address on the Claim Form, **postmarked by April 28, 2026**. Claim Forms are available on the Settlement Website at www.SutterAnalyticsSettlement.com, by calling **1-888-835-0109**, or by writing to:

Sutter Health Analytics Litigation
Settlement Administrator
P.O. Box 4276
Portland, OR 97208-4276

When filing a Claim Form, you must provide the Unique ID located on the Notice you received by postcard or email. If you are unable to locate your Unique ID, please call **1-888-835-0109**.

12. What happens if my contact information changes after I submit a Claim Form?

If you change your mailing address or email address after you submit a Claim Form, it is your responsibility to inform the Settlement Administrator of your updated information. You may notify the Settlement Administrator of any changes by writing to:

Sutter Health Analytics Litigation
Settlement Administrator
P.O. Box 4276
Portland, OR 97208-4276

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.

Remaining in the Settlement

13. What am I giving up to receive a cash payment or stay in the Settlement Class?

Unless you exclude yourself (opt out), you are choosing to remain in the Settlement Class. If the Settlement is approved and becomes final, all Court orders and any judgments will apply to you and legally bind you. You will not be able to sue, continue to sue, or be part of any other lawsuit against the Released Parties about any of the alleged circumstances and issues in this lawsuit that are released by this Settlement. The specific rights you are giving up are called “Released Claims.”

14. What are the Released Claims?

The Released Claims will cover any and all claims against the Released Parties reasonably related to any facts alleged in the Action regarding the alleged disclosure, use, interception, or transfer of information through use of Google Analytics, the Meta pixel, other cookies, other pixels, web beacons, java scripts, or other tracking, analytics, and/or advertising technologies on or involved with any of the Released Parties’ respective websites, web domains, webpages, or portals. The Released Claims and the Release are described in more detail in Article III and the definitions in Article I of the Settlement Agreement, so please read these sections carefully. The Settlement Agreement is available at www.SutterAnalyticsSettlement.com. If you have any questions regarding the Release or Released Claims and what the language in the Settlement Agreement means, you can contact Class Counsel listed below for free, or you can talk to your own lawyer at your own expense.

15. What happens if I do nothing at all?

If you do nothing, you will not get a cash payment from this Settlement. Additionally, you will not be able to start a lawsuit or be part of any other lawsuit against the Released Parties for the Released Claims, unless you exclude yourself by opting out of the Settlement.

The Lawyers Representing You

16. Do I have a lawyer in the lawsuit?

Yes. The Court has appointed Jeffrey A. Koncius and Nicole Ramirez Jones with the law firm Kiesel Law LLP, along with Jason “Jay” Barnes and Eric Johnson with the law firm Simmons Hanly Conroy LLP, as Class Counsel to represent you and the other Settlement Class Members for purposes of this Settlement only. You will not be charged for these lawyers. If you want to be represented by your own lawyer in this lawsuit, you may hire one at your expense.

17. How will Class Counsel be paid?

Class Counsel will ask the Court to award attorneys’ fees of up to \$7,095,000 of the Settlement Fund, plus reimbursement of costs. Class Counsel will also ask the Court to approve Incentive Awards for the Class Representatives of up to \$10,000 each for their efforts in achieving the Settlement. If awarded by the Court, the attorneys’ fees and expenses and the Incentive Awards will be paid from the Settlement Fund. The Court may award less than these amounts.

Class Counsel’s application for the attorneys’ fees and expenses and Incentive Awards will be made available on the Settlement Website at www.SutterAnalyticsSettlement.com after it is filed with the Court.

Excluding Yourself from the Settlement

18. How do I opt out of the Settlement?

To opt out (exclude yourself) from the Settlement, you must mail a written request for exclusion, which includes the following information:

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.

- 1) Your name, address, telephone number, and email address (if any);
- 2) Your personal physical signature;
- 3) The name and number of the case, which is *Jane Doe I and Jane Doe II, et al. v. Sutter Health*, Case No. 34-2019-00258072-CU-BT-GDS; and
- 4) A statement in any form that indicates your intent to request to be excluded from the Settlement.

The exclusion request must be **mailed** to the Settlement Administrator at the following address and be **postmarked** by **January 23, 2026**:

Sutter Health Analytics Litigation
Settlement Administrator
P.O. Box 4276
Portland, OR 97208-4276

You cannot opt out (exclude yourself) by telephone or email.

“Mass” or “class” requests for exclusion filed by third parties on behalf of a “mass” or “class” of Settlement Class Members or multiple Settlement Class Members where the opt out hasn’t been signed by each and every individual Settlement Class Member will not be allowed.

19. If I do not opt out, can I sue the Defendant for the same thing later?

No. Unless you exclude yourself, you give up any right to sue any of the Released Parties for the claims being resolved by this Settlement and the Releases relating to the lawsuit will apply to you, and you will be bound by all the terms of this Settlement and by all proceedings, orders, and judgments in the lawsuit. You must opt out of this lawsuit to start or continue with your own lawsuit or be part of any other lawsuit against the Released Parties for the claims being resolved by this Settlement. If you have a pending lawsuit, speak to your lawyer in that case immediately.

20. If I opt out, can I get anything from this Settlement?

No. If you opt out, you will not be entitled to receive a cash payment. You can only get a cash payment if you stay in the Settlement and submit a timely and valid Claim Form.

Objecting to the Settlement

21. How do I tell the Court I do not like the Settlement?

If you are a Settlement Class Member, you can tell the Court why you do not agree with all or any part of the Settlement.

To object in writing, you must file an objection with the Court by **January 23, 2026**, and serve on Class Counsel and Sutter Health’s Counsel by hand, U.S. Mail, or private courier (such as Federal Express) by **January 23, 2026**, stating that you object to the Settlement in *Jane Doe I and Jane Doe II, et al. v. Sutter Health*, Case No. 34-2019-00258072-CU-BT-GDS.

To file an objection, you cannot exclude yourself from the Settlement Class. Your objection must include all of the following information:

- 1) Your personal signature as the objector;
- 2) Your full name and current address;
- 3) An explanation of the basis upon which you claim to be a Settlement Class Member;
- 4) All grounds for the objection, including all citations to legal authority and evidence supporting the objection
- 5) The name and contact information of any and all lawyers representing, advising, or in any way assisting you in connection with the preparation or submission of the objection or who may profit from the pursuit of the objection;
- 6) You may include a statement indicating whether you intend to appear at the final Approval Hearing (either personally or through your lawyer who files an appearance with the Court in accordance with the Local Rules), though the Court generally will hear from any Class Member who attends the final Approval Hearing and asks to speak;
- 7) If you or your lawyer have objected to any class action Settlement where you or your lawyer asked for or received any payment in exchange for dismissal of the objection, or any related appeal, without any modification to the Settlement, then your objection must include a statement identifying each such case by full case caption and amount of payment received.

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.

File the objection with the Court and mail a copy to the two addresses below, postmarked no later than **January 23, 2026**.

Court	Class Counsel	Defendant's Counsel
Clerk of Court Sacramento Superior Court 720 9 th Street, Dept. 22 Sacramento, CA 95814	Jeffrey A. Koncius Nicole Ramirez Jones KIESEL LAW LLP 8648 Wilshire Blvd. Beverly Hills, CA 90211-2910	Robert H. Bunzel Michael D. Abraham Stephen C. Steinberg BARTKO PAVIA LLP 1100 Sansome Street San Francisco, CA 94111

You can also appear and object at the final Approval Hearing, regardless of whether you have submitted written objections.

22. What is the difference between objecting and excluding myself from the Settlement?

Objecting simply means telling the Court that you do not like something about the Settlement. You can object only if you stay in the Settlement Class. Excluding yourself from the Settlement Class is telling the Court that you do not want to be part of the Settlement Class. If you exclude yourself, you cannot object because you are no longer part of the Settlement.

The Court's final Approval Hearing

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

The Court will hold the final Approval Hearing at **9:00 a.m.** on **February 27, 2026**, before the Honorable Lauri A. Damrell in Dept. 22 at the Sacramento Superior Court, 720 9th Street, Sacramento, CA 95814. At the hearing, the Court will consider whether to give final approval based on the Settlement being fair, reasonable, adequate, and in the best interest of the Settlement Class; consider Class Counsel's request for attorneys' fees, costs, and expenses; and consider the request for Incentive Awards to the Class Representatives.

If there are objections that were filed by the deadline or made at the final Approval Hearing, the Court will consider them. If you file a timely objection, and you would like to speak at the hearing, the Court will also listen to you or your lawyer speak at the hearing, if you so request.

Note: The date and time of the final Approval Hearing are subject to change without further notice to the Settlement Class. The Court may also decide to hold the hearing via video conference or by telephone. You should check the Settlement Website, www.SutterAnalyticsSettlement.com, to confirm the date and time of the final Approval Hearing have not changed. After entry, copies of the Order Granting final Approval and the Notice of Entry of Judgment will be available on the Settlement Website.

24. Do I have to attend the final Approval Hearing?

No. Class Counsel will answer any questions the Court may have. But, you are welcome to come at your own expense. If you file an objection, you do not have to attend the final Approval Hearing to speak about it. As long as you file your written objection by the deadline, the Court will consider it.

You may attend the final Approval Hearing remotely. If you wish to attend the final Approval Hearing remotely, you can join via the Department's Zoom link or phone number and provide the following access information for the appropriate Department in the Notice:

Department 22:

To join by Zoom link: <https://saccourt-ca-gov.zoomgov.com/my/sscdept22>

To join by phone: (833) 568-8864 / ID: 16184738886

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.

25. May I speak at the Final Approval Hearing?

Yes. You can (but do not have to) participate and speak for yourself at the final Approval Hearing. This is called making an appearance. You can also have your own lawyer speak for you, but you will have to pay for the lawyer yourself.

If you want to appear, or if you want your own lawyer instead of Class Counsel to speak for you at the hearing, you may file a Notice of Intention to Appear and specifically include a statement whether you or your lawyer will appear at the final Approval Hearing. Regardless of whether you file a Notice of Intention to Appear, the Court generally will hear from any Settlement Class Member who attends the final Approval Hearing and asks to speak.

Getting More Information**26. Where do I get more information?**

This Notice summarizes the Settlement. More details are in the Settlement Agreement. The Settlement Agreement and other related documents, including, but not limited to, the Orders Granting Preliminary Approval and final Approval and the Notice of Entry of Judgment, will be available at www.SutterAnalyticsSettlement.com. You may get additional information at www.SutterAnalyticsSettlement.com, by calling toll-free **1-888-835-0109**, or by writing to:

Sutter Health Analytics Litigation
Settlement Administrator
P.O. Box 4276
Portland, OR 97208-4276

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE REGARDING THIS NOTICE.

Questions? Go to www.SutterAnalyticsSettlement.com or call 1-888-835-0109.