

## **CLAIM FORM FOR PACIFIC CITY BANK DATA INCIDENT BENEFITS**

### **USE THIS FORM TO MAKE A CLAIM FOR A CASH PAYMENT, LOST TIME PAYMENTS AND/OR OUT-OF-POCKET EXPENSES PAYMENTS**

For more information, call **1-844-740-2251** or visit the website [www.pcbdatasettlement.com](http://www.pcbdatasettlement.com)  
*Para una notificación en Español, pueda llamar 1-844-740-2251 o visitar nuestro sitio de web*  
[www.pcbdatasettlement.com](http://www.pcbdatasettlement.com).

*이 통지문이나 청구서를 한국어로 받으시려면 사건 웹사이트 [www.pcbdatasettlement.com](http://www.pcbdatasettlement.com) 을 방문하시거나,  
[info@pcbdatasettlement.com](mailto:info@pcbdatasettlement.com) 으로 이메일을 보내시거나, 1-844-740-2251로 전화해 주십시오.*

**The DEADLINE to submit this Claim Form online (or mail it postmarked) is**

**March 21, 2024**

#### **I. GENERAL INSTRUCTIONS**

If you were notified by Pacific City Bank that your Private Information was potentially compromised in a cyberattack Pacific City Bank experienced on or about August 30, 2021 (the “Data Incident”), you are a Class Member.

The Settlement establishes a \$700,000.00 fund to compensate Class Members who submit valid and timely claims for their Lost Time and Out-of-Pocket expenses, as well provide for a pro-rata payment to each Class Member and additional compensation for incidents of verified fraud. The Settlement Fund will also provide for Plaintiff’s service award, and attorneys’ fees and expenses as awarded by the Court. As a Class Member, you are eligible for cash payments as reimbursement for time and money spent in response to the Data Incident (such as money spent on credit monitoring), as well as for any money you lost as a result of incidents of fraud or identity theft connected to the Data Incident, along with a pro-rata payment. You must fill out this claim form to receive these benefits. You may claim one, two, or more of the settlement benefits listed below.

The benefits are as follows:

#### **Out-of-Pocket Expenses**

You are eligible to receive reimbursement for money you paid to protect yourself after the Data Incident, such as money spent on a credit monitoring service. You are also eligible to receive reimbursement for money you lost as a result of fraud or identity theft, if that money has not been reimbursed from another source. This includes:

- Unreimbursed losses relating to fraud or identity theft;
- Professional fees including attorneys’ fees, accountants’ fees, and fees for credit repair services;
- Costs associated with freezing or unfreezing credit with any credit reporting agency;
- Credit monitoring costs that were incurred on or after August 30, 2021 that you attest under penalty of perjury were caused or otherwise incurred as a result of the Data Incident, through the date of claim submission; and
- Miscellaneous expenses such as notary, data charges (if charged based on the amount of data used) fax, postage, copying, mileage, cell phone charges (only if charged by the minute), and long-distance telephone charges.

These losses must be documented; you must submit copies of documents supporting your claims, such as receipts or other documentation. “Self-prepared” documents, such as handwritten receipts, will not count as documentation, but you can submit them as clarification for other, official documents.

### **Lost Time Claims**

You may submit a claim for reimbursement for time spent resolving issues attributable to the Data Incident. You will be reimbursed at \$25/hour of time spent, **up to \$100 total**. By filling out this claim form, you can attest to the amount of time you spent attempting to mitigate the effects of the Data Incident on your life. This can include, for example, time spent on the phone with banks, time spent dealing with replacement card issues or reversing fraudulent charges, time spent researching the Data Incident, time spent monitoring accounts, or time spent freezing your credit. **You do not have to include documentation of your lost time. Instead, you can swear, under penalty of perjury, to the amount of time you spent.**

### **Verified Fraud**

For each documented and verified instance of identity fraud you have suffered, you are entitled to \$250, regardless of whether you have been reimbursed for that fraud.

Verified Fraud Claims include:

- Fraudulent bank or credit card charges,
- Tax filings,
- Opening of bank and/or credit accounts,
- Unemployment filings,
- Other fraudulent actions taken using your information from the Data Incident.

Class Members with Verified Fraud Claims must submit documentation and attestation supporting their claims. Receipts or other documentation, not “self-prepared” by the claimant, that documents the incident are required. “Self-prepared” documents such as handwritten receipts are, by themselves, insufficient to receive reimbursement, but may be considered to add clarity or support to other submitted documentation.

### **California Resident Sub-Class \$100 Additional Payment**

If you were living in the State of California at the time of the Data Incident, August 30, 2021, you may submit a claim for an additional payment of \$100 as part of the California Sub-Class.

### **\$50 Pro-Rata Residual Cash Payment**

After distributing funds for the claim payments set forth above to claimants, as well as attorneys’ fees, Class Counsel’s litigation expenses, Administrative Fees, and Service Award, if there is any money left over, the Settlement Administrator will make *pro rata* settlement payments of the remaining Settlement Fund to each Class Member who submits a cash payment claim. The remaining amount of the Settlement Fund will be distributed pro rata for each Class Member who submits a claim, which may increase or decrease the \$50 cash payment amount. Based on the claims received under the Settlement so far and those expected to be received through the extended claim deadline in this case, the pro rata cash payments are expected to exceed \$200 for each valid pro rata cash payment claim.

### **Completing the Claim Form**

This Claim Form may be submitted online at **[www.pcbdatasettlement.com](http://www.pcbdatasettlement.com)** or completed and mailed to the address below. Please type or legibly print all requested information, in blue or black ink. Mail your completed Claim Form, including any supporting documentation, by U.S. mail to:

Pacific City Bank Settlement Administrator  
P.O. Box 4147  
Baton Rouge, LA 70821



Class Members who elect to submit a Claim for Lost Time Payment may claim, together with Out-of-Pocket Expenses, no more than \$100 at \$25/hour for four hours of time actually spent addressing issues arising from the Data Incident. If you are selecting reimbursement for Lost Time, you must fill in the blanks in this section and sign the certification at the end of the claim form.

I, \_\_\_\_\_, declare that I suffered Lost Time. Specifically, I spent the following number of  
|Name|  
hours attempting to prevent fraud or mitigate fraud and identity theft related to the Data Incident: \_\_\_\_  
hours (rounded to the nearest hour).

#### V. CASH PAYMENT TO CALIFORNIA RESIDENTS

California residents, due to the heightened statutory damages available to them under California law, may elect to receive a \$100 cash payment under the Settlement.

If you were a California resident on August 30, 2021, would you like to receive a \$100 cash payment under the Settlement? (circle one)

Yes                      No

\*\* The payments under this option will originally be set at \$100, however, the value of cash payment under this option will be increased or decreased pro rata based on the balance of the Settlement Fund after the payment of other benefits, attorneys' and settlement administrator fees and expenses.

#### VI. REIMBURSEMENT FOR OUT-OF-POCKET EXPENSES AND/OR VERIFIED FRAUD

Please check off this box for this section if you are electing to seek reimbursement for unreimbursed **Out-of-Pocket Expenses** and such claimed losses above will total no more than \$5,000.00. You must provide reasonable documentation of the claimed Out-of-Pocket Expenses. Self-attested documentation will not suffice.

Please check off this box for this section if you are electing to seek reimbursement for one or more incidents of **Verified Fraud**. Such claimed payments will be \$250/incident, but in total no more than \$5,000.00. You must provide reasonable documentation for **each** instance of fraud. Self-attested documentation will not suffice.

#### Making a Claim for Out-of-Pocket Expenses

In order to make a claim for Out-of-Pocket Expenses, **you must** (i) fill out the information below, or fill out a separate sheet to be submitted with this Claim Form; (ii) sign the attestation at the end of this Claim Form (section V); and (iii) include reasonable documentation supporting each claimed loss along with this Claim Form. Out-of-Pocket Expenses need to be deemed fairly traceable to the Data Incident by the Settlement Administrator based on the documentation you provide and the facts of the Data Incident.

**Failure to meet the requirements of this section may result in your claim being rejected by the Settlement Administrator.**





## VII. CERTIFICATION

By submitting this Claim Form, I certify that I am eligible to make a claim in this settlement and that the information provided in this Claim Form and any attachments are true and correct. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I understand that this claim may be subject to audit, verification, and Court review and that the Settlement Administrator may require supplementation of this Claim or additional information from me. I also understand that all claim payments are subject to the availability of settlement funds and may be reduced in part or in whole, depending on the type of claim and the determinations of the Settlement Administrator.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Print Name: \_\_\_\_\_