	Case 3:20-cv-02155-LB Document 23	1-1 Filed 03/14/22 Page 1 of 19			
1	TINA WOLFSON (SBN 174806)				
2	twolfson@ahdootwolfson.com ROBERT R. AHDOOT (SBN 172098)				
3	rahdoot@ahdootwolfson.com THEODORE MAYA (SBN 223242)				
4	tmaya@ahdootwolfson.com BRADLEY K. KING (SBN 274399)				
5	bking@ahdootwolfson.com CHRISTOPHER STINER (SBN 276033)				
6	cstiner@ahdootwolfson.com AHDOOT & WOLFSON, PC				
7	2600 West Olive Avenue, Suite 500 Burbank, California 91505				
8	Tel: (310) 474-9111				
9	MARK C. MOLUMPHY (SBN 168009) mmolumphy@cpmlegal.com TYSON C. REDENBARGER (SBN 294424)				
10	tredenbarger@cpmlegal.com JULIA Q. PENG (SBN 318396)				
11	jpeng@cpmlegal.com ELLE LEWIS (SBN 238329)				
12	elewis@cpmlegal.com COTCHETT, PITRE & MCCARTHY, LLP				
13	840 Malcolm Road Burlingame, California 94010				
14 15	Tel: (650) 697-6000				
16		m Co-Lead Class Counsel for the Settlement Class UNITED STATES DISTRICT COURT			
17	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA				
18	IN RE: ZOOM VIDEO COMMUNICATIONS, INC. PRIVACY LITIGATION	CASE NO: 3:20-cv-02155-LHK			
19	This Document Relates To:	SUPPLEMENTAL DECLARATION OF CAMERON R. AZARI, ESQ. ON			
20		IMPLEMENTATION AND			
21	ALL ACTIONS	ADEQUACY OF SETTLEMENT NOTICE PLAN AND NOTICES			
22					
23					
24					
25 26					
26 27					
27					
_0	SUPPLEMENTAL DECLARATION OF CAMERON I				
	ADEQUACY OF SETTLEMENT NO	UTICE PLAN AND NUTICES			

# Case 3:20-cv-02155-LB Document 231-1 Filed 03/14/22 Page 2 of 19

I, Cameron R. Azari, Esq., hereby declare and state as follows:

2 1. My name is Cameron R. Azari, Esq. I have personal knowledge of the matters set
3 forth herein, and I believe them to be true and correct.

4

5

1

2. I am a nationally recognized expert in the field of legal notice and I have served as an expert in thousands of federal and state cases involving class action notice plans.

3. I am a Senior Vice President with Epiq Class Action and Claims Solutions, Inc.
("Epiq") and the Director of Legal Notice for Hilsoft Notifications ("Hilsoft"), a firm that specializes
in designing, developing, analyzing, and implementing large-scale, un-biased, legal notification
plans. Hilsoft is a business unit of Epiq.

10 4. This declaration will provide updated settlement administration statistics regarding the 11 implementation of the Settlement Notice Program ("Notice Program" or "Notice Plan") and notice 12 (the "Notice" or "Notices") in this Action. I previously executed my Declaration of Cameron R. 13 Azari, Esq. on Adequacy of Settlement Notice Plan and Notices, on July 30, 2021, which described 14 the Settlement Notice Program. Dkt. No. 192. In my declaration, I detailed Hilsoft's class action 15 notice experience and attached Hilsoft's curriculum vitae. I also provided my educational and 16 professional experience relating to class actions and my ability to render opinions on overall adequacy of 17 Subsequently, I executed my Declaration of Cameron R. Azari, Esq. on notice programs. 18 Implementation and Adequacy of Settlement Notice Plan and Notices ("Implementation Declaration") 19 on January 27, 2022, which detailed the successful implementation of the Notice Plan. Dkt. No. 219. 20 The facts in this declaration are based on my personal knowledge, as well as information provided to 21 me by my colleagues in the ordinary course of my business at Hilsoft and Epiq.

22

# NOTICE PLAN SUMMARY

5. As I stated in my Implementation Declaration, CAFA Notice, as required by the
federal Class Action Fairness Act of 2005 (CAFA), 28 U.S.C. § 1715, was provided to 57 federal and
state officials on August 10, 2021. *Id.* ¶ 9. Epiq has not received any objections from federal or state
officials in response to the CAFA Notice.

- 27
- SUPPLEMENTAL DECLARATION OF CAMERON R. AZARI, ESQ. ON IMPLEMENTATION AND ADEQUACY OF SETTLEMENT NOTICE PLAN AND NOTICES

#### Case 3:20-cv-02155-LB Document 231-1 Filed 03/14/22 Page 3 of 19

1 6. In addition, pursuant to Federal Rule of Civil Procedure 23, the Notice Program was 2 "the best practicable under the circumstances" and included "individual notice to all members who can be identified through reasonable effort." The Notice Program included individual notice sent via 3 4 email or mailed via United States Postal Service ("USPS") first class mail. Coverage was further 5 enhanced by supplemental media provided with regional newspaper notice, nationally distributed digital and social media notice efforts, sponsored search, an informational release, and a Settlement 6 Website. 7

8 7. In my opinion, the Notice Program as designed and implemented, is consistent with 9 other court-approved notice programs, and has reached the greatest practicable number of members 10 of the Settlement Class through the use of individual notice. In my opinion, the Notice Plan is the 11 best notice practicable under the circumstances of this case, and satisfies the requirements of due 12 process, including its "desire to actually inform" requirement.

- 13
- 14

# 15

16

17

#### **NOTICE PROGRAM IMPLEMENTATION**

Individual Notice

8. As I stated in my Implementation Declaration, from November 19, 2021, through January 3, 2022, Epiq provided individual notice to Settlement Class Members (via Postcard Notices and Email Notices).

9. 18 Additionally, a Long Form Notice and Claim Form were mailed to all persons who 19 requested one via the toll-free telephone number or by mail. As of March 10, 2022, 865 Long Form 20 Notices and Claim Forms have been mailed as a result of such requests.

21 10. Prior to mailing the Postcard Notices, all mailing addresses were checked against the 22 National Change of Address ("NCOA") database maintained by the USPS to ensure address 23 information for members of the Settlement Class was up-to-date and accurately formatted for mailing.<sup>1</sup> In addition, the addresses were certified via the Coding Accuracy Support System (CASS) 24

25 26

28

27

The NCOA database contains records for all permanent change of address submissions received by the USPS for the last four years. The USPS makes this data available to mailing firms and lists

#### Case 3:20-cv-02155-LB Document 231-1 Filed 03/14/22 Page 4 of 19

to ensure the quality of the zip code and were verified through Delivery Point Validation (DPV) to
 verify the accuracy of the addresses. This address updating process is standard for the industry and
 for the majority of promotional mails that occur today.

4 11. The return address on the Postcard Notice is a post office box that Epiq maintains for 5 this case. The USPS automatically forwards Postcard Notices with an available forwarding address order that has not expired ("Postal Forwards"). For Postcard Notices returned as undeliverable, Epiq 6 7 re-mailed the Postcard Notice to any new address available through USPS information (for example, 8 to the address provided by the USPS on returned pieces if the forwarding order had expired, but was 9 still within the time period in which the USPS returns the piece with a forwarding address indicated). 10 As of March 10, 2022, Epiq has re-mailed 761 Postcard Notices to members of the Settlement Class 11 where a forwarding address was provided. As of March 10, 2022, Epiq has received a total of 11,543 12 undeliverable Postcard Notices (which includes any re-mailed Postcard Notices that were also 13 returned as undeliverable). Where possible, addresses for undeliverable Postcard Notices were run 14 through a third-party address look-up service, and where an additional address was found, a Postcard 15 Notice was re-mailed to that address.

#### Notice Results

17 12. As of March 10, 2022, an Email Notice or Postcard Notice was delivered to
18 144,242,901 of the 158,392,163 unique, identified members of the Settlement Class, a deliverable
19 rate of approximately 91%.

# Media Plan

13. As I stated in my Implementation Declaration, a comprehensive media plan was
implemented, which included CLRA publication notice, a targeted internet notice campaign, internet
sponsored search listings, and an informational release.

28

16

20

24

25

submitted to it are automatically updated with any reported move based on a comparison with the person's name and known address.

#### Settlement Website

2 14. The informational Settlement Website (www.ZoomMeetingsClassAction.com) that 3 was established for the Settlement continues to be available 24 hours per day, 7 days per week. 4 Members of the Settlement Class are able to obtain additional information and were able to file an 5 online claim on the website. The Settlement Website was updated with information that Hon. Laurel Beeler is the current presiding judge and the Final Approval Hearing now takes place on April 7, 6 2022, at 9:30 a.m., via Zoom, in Courtroom B of the United States District Court for the Northern 7 8 District of California, located at San Francisco Courthouse, 15th Floor, 450 Golden Gate Ave., San 9 Francisco, CA 94102. The Settlement Website provides the Zoom link to the Final Approval Hearing. 10 As of March 10, 2022, there have been 5,167,402 visitors to the Settlement Website and 12,191,986 11 website pages presented.

12

1

# Toll-Free Telephone Number

13 15. The existing toll-free telephone number (1-800-397-3418) that was established for the
14 Settlement continues to be available 24 hours per day, 7 days per week. As of March 10, 2022, there
15 have been 12,293 calls to the toll-free telephone number representing 23,169 minutes of use.

16

# Postal Mailing Address and Email Address for Information

17 16. The post office box and email address established for the Settlement continue to be
available, allowing members of the Settlement Class to contact the Settlement Administrator by mail
and/or email with any specific requests or questions. Epiq provided responses to all known inquiries
20 from members of the Settlement Class.

21

#### **Requests for Exclusion and Objections**

17. **Requests for Exclusion.** The deadline to request exclusion from the Settlement or to object to the Settlement was March 5, 2022. As of this deadline, Epiq has received approximately 1,600 requests of exclusion. Epiq has not yet completed its review, processing, and analysis of these requests. Since the deadline to file a request for exclusion recently lapsed, Epiq may still receive timely requests for exclusion (postmarked on or before March 5, 2022). Epiq will provide a supplemental declaration to the Court prior to the Final Approval Hearing to provide updated

28

1 information regarding any requests for exclusions and/or objections to the Settlement.

18. <u>Objections.</u> As of March 10, 2022, Epiq is aware of five objections to the Settlement.<sup>2</sup>
Based on my review of the objections, one of the five objections relates to notice or settlement
administration: the objection of Sammy Rodgers and Alvery Neace (Dkt. No. 228) (addressed in
paragraph 19 below). Sammy Rodgers and Alvery Neace are not on the list of known Settlement
Class Members provided to Epiq by Zoom pursuant to the terms of the Settlement Agreement.
Moreover, Objectors Melody Rodgers (Dkt. No. 220), Better World Properties, LLC (Dkt. No. 225),
and Sammy Rodgers / Alvery Neace (Dkt. No. 228) did not file a Claim.

9

# 19. Rodgers / Neace Objection.

a. This objection appears to have been filed by J. Allen Roth, Esq. on March 6,
2022, after the deadline to file an objection had passed. Dkt. No. 228. Among other things, the
Rodgers / Neace Objection states the objectors have been unable to "lodge a claim online or via paper
form because of the impossible requirement listed on the form that they upload or include
documentary evidence" and that no such document exists. Dkt 228, pages 1, 9-11.

15 The Claim Form preliminary approved by the Court (Dkt. 191-1), and which b. 16 was implemented by Epiq (Dkt. 219 pp. 52-54), required those persons who claimed to be 17 unregistered Zoom users to provide reasonable documentation to confirm membership in the Class 18 and reduce the likelihood of fraud, which is common in class action settlements of this size. As of 19 March 10, 2022, Epiq has received more than 27,497 claims from unregistered Zoom user Claimants 20 that were able to submit documentation. Epig accepted a wide array of documentation submitted 21 with such Claims. For example, an invitation to join a Zoom meeting is one of the many valid forms 22 of supporting documentation. Though Epiq has yet to complete its review, analysis and processing 23 of all Claims, as of the date of this Declaration, it has not rejected any claims from Class Members 24 who were unregistered Zoom users for documentation reasons. There are other simple ways to obtain 25 such documentation. For example, an internet Google search for, how do I find the date an app was

26 27

6

<sup>&</sup>lt;sup>2</sup> Objections filed with the Court - Dkt. Nos. 206, 220, 225, 227, and 228.

provides for finding 1 downloaded. which the easy steps this information (App 2 Store>Account>Purchased/My Purchases/All Purchases, and the data installed is listed for each app). 3 A screenshot of this information is an example of acceptable supporting documentation.

c. The Rodgers / Neace Objection asserts that:

[T]he published Notice of Settlement that Class Counsel emailed and mailed to potential class members does not mention that a person who neither files a claim nor opts out waives "Unknown Claims." Rather, it simply states that, "If you do nothing, you will not be eligible to receive a cash payment. However, if the Settlement is approved by the Court, you will give up your rights to sue Zoom for claims that are released by this Settlement. (Dkt 228 pages 7-9).

d. The Email Notice and Postcard Notice are summary notices that complied with 10 the requirements for notice set forth in Fed. R. Civ. P. 23 and the N.D. Cal. Procedural Guidance for 11 Class Action Settlements, and were mailed with the language as approved by the Court. The Email 12 Notice and Postcard Notice also conspicuously provided the Settlement Website address. Dkt. 219, 13 Exs. 2 & 3. The Settlement Agreement with the full terms regarding the release and provisions 14 regarding "Unknown Claims" is prominently displayed, and available for download, on the 15 Settlement Website documents page. As is standard practice in class action notice administration, 16 the full release provisions of a Settlement Agreement are not included in summary notices. However, 17 in multiple places, the Email Notice directed Class Members to the Settlement Website for more 18 19 information and for precise terms and conditions of the Settlement ("Complete information about all of your rights and options, as well as a Claim Form, a more detailed Long Form Notice and the 20 Settlement Agreement are available at www.ZoomMeetingsClassAction.com" and "this notice is 21 only a summary. For a more detailed notice or the precise terms and conditions of the Settlement, 22 please see Long Form Notice or Settlement Agreement available 23 the at www.ZoomMeetingsClassAction.com ..."). Both references to the Settlement Website address were 24 direct links to the Settlement Website. 25

26 e. The Rodgers / Neace Objection states, "The Claims Filing Deadline and Opt
27 Out Deadline Must be a Date After this Court Approves the Final Terms of the Settlement and

28

4

5

6

7

8

9

#### Case 3:20-cv-02155-LB Document 231-1 Filed 03/14/22 Page 8 of 19

Administration of the Case" (Dkt 228 pages 5-7). In my decades of experience, it would be almost 1 2 unprecedented for the Opt Out Deadline to be after Final Approval, as the number of requests to opt 3 out are often used in the evaluation of the adequacy of the Settlement or approved and attached to the proposed Judgment. In my experience, while the Claim Filing Deadline can sometimes extend until 4 5 after Final Approval is granted, this is unusual and typically done in settlements that need long claim filing deadlines where the alleged injury can manifest over time (like an allegation of a defective 6 7 building or automotive product). In a case like this, it is more common for the claims deadline to 8 come before the Final Approval Hearing so the Court can assess the number of claims filed when 9 evaluating the overall fairness of the settlement. Here, the Settlement Class was given an adequate 10 (and typical) amount of time to file a claim – more than 60 days after the full completion of the initial 11 notice effort.

12 f. The Rodgers / Neace Objection objects to the process for evaluating the 13 eligibility of claims, questioning the "qualifications of the person making this decision" and "what 14 criteria will be used." Epiq is the largest administrator of class action settlements and has extensive 15 experience in providing notice and administration to thousands of such settlements, which have 16 gained final approval and withstood challenges in the Courts of Appeal. *See e.g.* Dkt. 192 ¶¶ 1-14. 17 Court-approved settlements regularly authorize Epiq to determine if claims are eligible for 18 distribution.

g. The Rodgers / Neace Objection takes issue with mailed checks. However, the
majority of payments will be distributed electronically and where Epiq receives returned checks, Epiq
will run address correction, check forwards, and send payments to the corrected addresses when
possible. Epiq will mail the checks, via USPS first class mail, in a standard business envelope (a
Number 10 business envelope), which is the industry practice.

h. In my opinion, the Rodgers / Neace Objection does not present valid arguments
that the Notice Plan or the Notices were materially deficient in any way. In fact, the objection shows
that the specific terms of the Settlement that the objector disagrees with were easily accessible through
the various notice channels provided.

28

1 2

# Supplemental Reminder Notice

2 20. To ensure the highest reasonable claims participation rate, the Parties, through Epiq
3 and Hilsoft, engaged in substantial supplemental reminder notice efforts. The reminder notice
4 campaign ran from February 1, 2022, to March 5, 2022.

5 21. Reminder Email Noticing. From February 1, 2022, through February 27, 2022, Epiq sent 143,225,659 Reminder Email Notices, which were sent to all members of the Settlement Class 6 7 who were previously sent an Email Notice that was deliverable, and a claim or request for exclusion 8 was not filed. Each Reminder Email Notice included a unique identifying number (a ten-digit alpha-9 numeric code) specific to each unique member of the Settlement Class. This allowed for secure 10 online claim submission and efficient claims processing of physical paper Claim Forms sent to Epiq. 11 The Reminder Email Notice contained a Settlement Class member specific link directly to the "Claim 12 Login" page on the Settlement Website, and auto-populated with the unique identifying number for 13 the specific Settlement Class recipient of the Reminder Email Notice. This was intended to encourage 14 members of the Settlement Class to file a Claim Form before the claim filing deadline. A true and 15 correct exemplar of the Reminder Email Notice (Paid Subscriber Reminder Email Notice and 16 Registered User Reminder Email Notice) are included as Exhibit 1.

17 22. <u>Reminder Postcard Noticing.</u> On February 16, 2022, Epiq also sent 453,574
18 Reminder Postcard Notices, which were sent to members of the Settlement Class who were
19 previously sent a Postcard Notice that was deliverable, and a claim or request for exclusion was not
20 filed. Each Reminder Postcard Notice also included a unique identifying number (a ten-digit alpha21 numeric code) specific to each unique member of the Settlement Class. A true and correct exemplar
22 of the Reminder Postcard Notice is included as Exhibit 2.

23 23. <u>Reminder Banner Noticing.</u> Targeted banner advertising modeled after the initial
24 banner notice campaign ran on a selected advertising network and on social media. The Banner
25 Notices linked directly to the Settlement Website, which allowed visitors easy access to relevant
26 information and documents. More details regarding the target audiences, distribution, and specific
27 ad sizes of the reminder banner notice campaign are included in the following table.

# Case 3:20-cv-02155-LB Document 231-1 Filed 03/14/22 Page 10 of 19

Network/Property	Target	Ad Sizes	Delivered Impressions
Google Display Network	Adults 18+	728x90, 300x250, 300x600, 970x250	20,193,451
Google Display Network	Custom Intent Audiences: Online Video Conferencing Conference Room Solutions Conference Call Services Webinar Software Conferencing Cameras Distance Learning Courses, Home Learning Courses Distance MBA Distance Learning Courses in Busines Online Courses Online Schools Online Open Education, Online High	728x90, 300x250, 300x600, 970x250	34,055,939
	School Classes Online Course Software Video Chat Apps		
Facebook	Adults 18+	Newsfeed & Right Hand Column	12,913,037
Facebook	Interests: Zoom	Newsfeed & Right Hand Column	28,251,328
Facebook	Interests: Videoconferencing, Web Conferencing, Videotelephony	Newsfeed & Right Hand Column	15,024,878
Facebook	Interests: Work From Home, Self-Employment, Meeting	Newsfeed & Right Hand Column	14,793,915
Instagram	Adults 18+	Newsfeed	12,975,695
Instagram	Interests: Zoom	Newsfeed	21,657,436
Instagram	Interests: Videoconferencing, Web Conferencing, Videotelephony	Newsfeed	11,095,986
Instagram	Interests: Work From Home, Self-Employment, Meeting	Newsfeed	10,741,163
TOTAL			181,702,82
24. Comb	ined, more than 181 million targeted	l impressions were g	enerated by
eminder banner not	ice campaign, which ran nationwide fro	m February 9, 2022, t	hrough Marc
2022.			
	10		

1 2

#### **Status of Claims Process**

The deadline for members of the Settlement Class to file a claim was March 5, 2022. 2 25. 3 As of March 10, 2022, Epiq has received 1,454,796 Claim Forms (1,452,089 online and 2,707 paper). Epiq has yet to complete its review and processing of all Claims. However, Epiq estimates that the 4 5 distribution for Paid Subscription Claims will be either (i) a minimum of approximately \$50, or (ii) 30% of the total amount paid to Zoom by the Paid Subscriber Claimants, whichever is higher. It is 6 7 my understanding that the average distribution to the Paid Subscriber Claimants is currently estimated 8 to be \$95.51. Members of the Settlement Class who submitted a User Claim (Registered and 9 Unregistered) are currently estimated to each receive \$29.68. Since the claim filing deadline has just 10 recently lapsed, these numbers and the current estimated payment amounts are preliminary and 11 subject to Epiq's final review and processing of all Claims. Also, Epiq anticipates that additional 12 claims will still be received from members of the Settlement Class that are postmarked by the claim 13 filing deadline. As is its standard practice, Epiq is in the process of conducting a complete review 14 and audit of all claims received. There is a likelihood that after detailed review, the total number of 15 Claim Forms received will change due to duplicate and denied Claim Forms, though Epiq does not 16 anticipate this change to be substantial.

17

#### Correspondence Filed with the Court

18 26. On February 22, 2022, a letter was filed with the Court by Patricia Meyers, a member 19 of the Settlement Class. Dkt. 224. Patricia Meyer's letter stated that when trying to file a claim 20 electronically, a "request was blocked" message was presented and that an auto-reply message was 21 sent when she contacted the Settlement Administrator. On February 24, 2022, Epiq's Senior Project 22 Manager who is responsible for managing this case, responded to Patricia Meyers directly. In the 23 correspondence, it was confirmed that Epiq received Patricia Meyers' completed Claim Form 24 postmarked February 5, 2022, and confirmed that the claim has been approved, and no further action 25 is required. The correspondence also provided Patricia Meyer with direct contact information for 26 Epiq's Senior Project Manager for the case for any further questions or concerns.

- 27 28
- SUPPLEMENTAL DECLARATION OF CAMERON R. AZARI, ESQ. ON IMPLEMENTATION AND ADEQUACY OF SETTLEMENT NOTICE PLAN AND NOTICES

#### CONCLUSION

2 27. In class action notice planning, execution, and analysis, we are guided by due process 3 considerations under the United States Constitution, and by case law pertaining to the recognized 4 notice standards under Fed. R. Civ. P. 23. This framework directs that the notice plan be optimized 5 to reach the class and, in a settlement notice situation such as this, that the notice or notice plan itself 6 not limit knowledge of legal rights—nor the ability to exercise other options—to class members in 7 any way. All of these requirements were met in this case.

8 28. The Notice Program here was designed and implemented to ensure that Class
9 Members were adequately informed of the Settlement and their rights and options.

10 29. In my opinion, the above-described Notice Program was consistent with other 11 effective class action notice programs. Many courts have accepted and understood that a 75 or 80 12 percent reach is more than adequate. In 2010, the Federal Judicial Center issued a Judges' Class 13 Action Notice and Claims Process Checklist and Plain Language Guide. This Guide states that, "the 14 lynchpin in an objective determination of the adequacy of a proposed notice effort is whether all the 15 notice efforts together will reach a high percentage of the class. It is reasonable to reach between 70-16 95%."<sup>3</sup> The Notice Program here satisfied this requirement with individual notice sent via email or mailed via USPS first class mail delivered to approximately 91% of the identified members of the 17 18 Settlement Class to whom Epiq sent Notice. Address updating and re-mailing protocols met or 19 exceeded those used in other class action settlements. Coverage was further enhanced by 20 supplemental media provided with regional newspaper notice, nationally distributed digital and social 21 media notice efforts, sponsored search, an informational release, and a Settlement Website. 22 Additionally, the claim stimulation efforts with reminder email, postcard, and banner noticing 23 provided additional visibility of the Settlement, and encouraged members of the Settlement Class to file a claim. 24

25 26

12

 <sup>&</sup>lt;sup>3</sup> FED. JUDICIAL CTR, JUDGES' CLASS ACTION NOTICE AND CLAIMS PROCESS CHECKLIST AND PLAIN
 LANGUAGE GUIDE 3 (2010), available at https://www.fjc.gov/content/judges-class-action-notice-and-claims-process-checklist-and-plain-language-guide-0.

30. It is my opinion, based on my expertise and experience and that of my team, that this
 method of focused notice dissemination provided effective notice in this Action, provided the best
 notice that is practicable, adhered to Fed. R. Civ. P. 23, followed the guidance set forth in the Manual
 for Complex Litigation 4th Ed. and FJC guidance, and met the requirements of due process, including
 its "desire to actually inform" requirement.

6 31. The Notice Plan schedule afforded enough time to provide full and proper notice to
7 Class Members before the opt-out and objection deadlines.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 14th day of March 2022 in Portland, Oregon.

DR. Azari, Esq.

# Exhibit 1

Subject: Reminder re Zoom Class Action ...

Click here to view this message in a browser window.

#### **Claim Deadline Approaching for Zoom Class Action Settlement**

#### Your Unique Claim Number:

#### Claim Deadline: March 5, 2022

This is a reminder of the Notice you received on December 1, 2021, regarding the Zoom Class Action Settlement. You are eligible for a cash payment from the Settlement if you submit your claim by March 5, 2022.

While the actual payment amount to you will depend on the total number of valid claims that are filed and the amount you paid to Zoom during the relevant timeframe, at the current rate of claims, subscribers who submit claims are currently estimated to receive approximately 30% of the amount you paid to Zoom for the Zoom Meetings App subscription during the relevant timeframe.

To submit your claim online, click here. The claims process takes just minutes and requires no documentation or personal information.

#### Where can I get more information?

Information about your rights and options, including the Notice and the Settlement Agreement, are available at www.ZoomMeetingsClassAction.com, by emailing Info@ZoomMeetingsClassAction.com, or by calling toll-free 1-800-397-3418.

SOURCE: In re: Zoom Video Communications, Inc. Privacy Litigation, Case No. 3:20-cv-02155-LB (www.ZoomMeetingsClassAction.com)

AF565\_v01

If you would prefer not to receive further messages from this sender, please Click Here and confirm your request. You can also send your request to *In Re: Zoom Video Communications, Inc. Privacy Litigation* c/o Settlement Administrator P.O. Box 5534, Portland, Oregon 97228-5534, United States

Subject: Reminder re Zoom Class Action ...

Click here to view this message in a browser window.

#### **Claim Deadline Approaching for Zoom Class Action Settlement**

#### Your Unique Claim Number:

#### Claim Deadline: March 5, 2022

This is a reminder of the Notice you received on December 1, 2021, regarding the Zoom Class Action Settlement. You are eligible for a cash payment from the Settlement if you submit your claim by March 5, 2022.

Zoom's records indicate that you have a registered Zoom account and are eligible to file a claim for \$15. While the actual payment amount will depend on the total number of valid claims that are filed, at the current rate of claims, users who submit claims are estimated to receive substantially more than \$15.

To submit your claim online, click here. The claims process takes just minutes and requires no documentation or personal information.

#### Where can I get more information?

Information about your rights and options, including the Notice and the Settlement Agreement, are available at www.ZoomMeetingsClassAction.com, by emailing Info@ZoomMeetingsClassAction.com, or by calling toll-free 1-800-397-3418.

SOURCE: In re: Zoom Video Communications, Inc. Privacy Litigation, Case No. 3:20-cv-02155-LB (www.ZoomMeetingsClassAction.com)

AF566\_v02

If you would prefer not to receive further messages from this sender, please Click Here and confirm your request. You can also send your request to *In Re: Zoom Video Communications, Inc. Privacy Litigation* c/o Settlement Administrator P.O. Box 5534, Portland, Oregon 97228-5534, United States

# Exhibit 2

# Case 3:2016 Communications Document 231-1 Filed 03/14 22 STER STER 18 of 19

վուսվորվելիկենկնկելելեններեսներություններենկելե

Settlement Administrator P.O. Box 5534 Portland, OR 97228-5534 AUTO U.S. POSTAGE PAID PORTLAND, OR PERMIT NO. 2882

Court-Approved Legal Notice





This is an Important Notice about a Class Action Settlement YOUR CLAIM NUMBER IS: This is a reminder of the Notice you received on December 30, 2021, regarding the Zoom Class Action Settlement. You are eligible for a cash payment from the Settlement if you submit your claim by **March 5, 2022**.

While the actual payment amount to you will depend on the total number of valid claims that are filed and the amount you paid to Zoom during the relevant timeframe, at the current rate of claims, *subscribers who submit claims are currently estimated to receive approximately 30% of the amount you paid to Zoom* for the Zoom Meetings App subscription during the relevant timeframe.

<u>Act now</u> to claim your payment before the March 5, 2022 deadline. You can submit your claim online at www.ZoomMeetingsClassAction.com. The claims process takes just minutes and requires no documentation or personal information.

Information about your rights and options, including the Notice and the Settlement Agreement, are available at www.ZoomMeetingsClassAction.com, by emailing Info@ZoomMeetingsClassAction.com, or by calling toll-free 1-800-397-3418.

AF6392 v.01