

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

If you are a member of the 2017 CSR Subclass, 2018 CSR Subclass, and/or 2019 CSR Subclass preliminarily certified by the United States Court of Federal Claims in the *Common Ground Healthcare Cooperative v. United States* cost-sharing reduction litigation, please read this Notice for important settlement information.

A federal court authorized this Notice. This is not a solicitation from a lawyer.

THIS NOTICE MAY AFFECT YOUR RIGHTS; PLEASE READ CAREFULLY.

TO: All entities belonging to the 2017 CSR Subclass, 2018 CSR Subclass, and/or 2019 CSR Subclass preliminarily certified by the United States Court of Federal Claims in *Common Ground Healthcare Cooperative v. United States*, Case No. 1:17-cv-00877-KCD.

- This legal notice has been sent to you by order of a federal court. Please read this notice carefully and fully. It contains important settlement information.
- This notice is intended to advise you of the pending settlement and of your rights with respect to it. This includes, but is not limited to, the right to object to the settlement and the right to withdraw from the Settlement Classes.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS CLASS ACTION LAWSUIT:	
DO NOTHING	If you intend to participate in the Settlement and have no objections, <u>there is nothing you need to do at this time.</u>
WITHDRAW FROM THE SETTLEMENT CLASSES	You can exclude yourself from the settlement by withdrawing from the Settlement Subclass(es) to which you belong. You will not receive a settlement payment as contemplated under the settlement agreement and will retain the right to pursue your claims against the United States.
OBJECT TO THE SETTLEMENT	If you object to the settlement, you may file an objection with the Court in the manner outlined in this notice. If you object and the Court grants final approval of settlement despite your objection, you will remain bound by the settlement.

- Your rights and options, and the deadlines to exercise them, are explained in this notice.
- **Any questions? Read on and visit www.CSRClassAction.com.**

What This Notice Contains

Basic Information	2	Distribution of Settlement Payments	4
Your Options	2	Getting More Information	5
Fairness Hearing.....	4		

Basic Information

1. Why did I receive this notice?

You are receiving this notice because government records show that you are a member of one or more of the 2017 CSR Subclass, 2018 CSR Subclass, and/or 2019 CSR Subclass (collectively, the “Settlement Classes”) preliminarily certified by the United States Court of Federal Claims in the class action lawsuit *Common Ground Healthcare Cooperative v. United States*, Case No. 17-cv-00877 C.

The purpose of this notice is to inform you that the parties have resolved the Settlement Classes’ claims against Defendant United States of America for a cash payment pursuant to the terms of the Proposed Settlement Agreement (“Settlement”). If finally approved, the Settlement will resolve each Class Member’s claims against the Government.

2. What does the Settlement provide?

The Settlement ensures a total release of the Settlement Classes’ claims in exchange for and upon payment of the full amount of an award by the United States in the amount set forth for each member of the Settlement Classes as listed in Exhibits A and B of the Settlement Agreement, inclusive of interest with each party to bear its own costs, attorney fees, and expenses. Similarly, the United States, to the extent permitted by law, releases, waives, withdraws, and abandons any and all claims against the Settlement Classes based upon, arising out of, or in any way directly related to CSR reimbursements except (a) any liability arising under Title 26, United States Code (Internal Revenue Code); (b) any criminal liability; and (c) any fraud.

3. What am I giving up in exchange for the Settlement benefits?

If the settlement becomes final, members of the Settlement Classes will release the United States from liability for any claims directly or indirectly related to any nonpayment by the government of CSR reimbursement amounts from 2017 onward, and will not be able to sue the United States any further about those issues.

Your Options

4. Do I need to opt in to the Settlement?

No. There is no requirement to opt into the Settlement. If you intend to participate in the Settlement and have no objections, **there is nothing you need to do at this time.**

5. Can I exclude myself from the Settlement?

Yes. Pursuant to Rule 23(e)(4) of the Court of Federal Claims, you have the opportunity to exclude yourself from the Settlement by withdrawing from the Settlement Classes. If you withdraw from the Settlement Classes, you will retain your right to continue to sue the United States for your CSR-related claims.

6. How can I exclude myself from the Settlement?

Attached you will find a document titled “Class Action Opt-Out Notice Form.” If you choose to withdraw from the Settlement Classes, **it is extremely important** that you read, sign, and return the Class Action Opt-Out Notice Form electronically via the website Class Counsel has established for this litigation, or by email, mail, courier, or facsimile to JND Class Action Administration (via the below addresses or facsimile number). The various locations and methods by which you may submit a Class Action Opt-Out Notice Form are listed below:

By Internet:

<http://www.CSRClassAction.com/optout>

- A copy of the Class Action Opt-Out Notice Form may also be downloaded at this URL.

By Email:

info@CSRClassAction.com

By Mail:

CSR Class Action
c/o JND Class Action Administration
PO Box 91349
Seattle, WA 98111

By Facsimile: 1-833-894-4523

7. What is the deadline to be excluded from the Settlement?

The Class Action Opt-Out Notice Form **must be** submitted, faxed, postmarked, or delivered on or before 19 days after the date of this notice, that is, **on or before October 14, 2025.**

8. How will any attorneys’ fees be paid in this case?

Class Counsel will apply to the Court for its attorneys’ fees. As fees, Class Counsel intends to seek 5% of the amounts awarded to the Settlement Class members. The Court, in its discretion, may award Class Counsel less than a 5% fee.

9. Can I object to the Settlement?

Any class member may express to the Court its views in support of, or in opposition to, the fairness, reasonableness, and adequacy of the Settlement. If a class member objects to the Settlement, the objection must be filed with the Court, with copies provided to Class Counsel and defendant’s counsel. The objection must include a signed, sworn statement that (a) identifies the case name and number; (b) describes the basis for the objection, including all citations to legal authority and evidence supporting the objection; (c) contains the objector’s name, address, and telephone number, and if represented by counsel, the name, address, e-mail address, and telephone number of counsel; (d) indicates whether the objector has filed a claim form and opted-in to the case; and (e) indicates whether the objector intends to appear at the Fairness Hearing.

If you object, and the Court grants final approval of Settlement despite your objection, you will remain bound by the Settlement.

Any class members who do not make and serve written objections in the above manner will be deemed to have waived such objections and will be foreclosed from making any objections to the proposed Settlement.

10. What is the deadline to object to the Settlement?

The deadline to object to the Settlement is **October 14, 2025**.

11. What is the difference between objecting to the Settlement and excluding yourself from the Settlement Classes?

Excluding yourself from the Settlement tells the Court you no longer want to be a member of the Settlement Classes. If you exclude yourself, you have no basis to object to the Settlement as you will no longer be a class member.

Objecting is telling the Court you do not like something about the Settlement. You can object only if you are a member of the Settlement Classes. If you object and the Court grants final approval of the Settlement despite your objection, you will still be bound by the Settlement.

Fairness Hearing

12. When will the Fairness Hearing occur?

The Court will hold a Fairness Hearing, at which it will consider any timely and properly submitted objections made by class members to the Settlement, at November 6, 2025, at 10:30 a.m. EST. There is no requirement that you attend the Fairness Hearing in order to participate in the Settlement, withdraw from the Settlement Classes, or object to the Settlement. The Court will consider all written objections submitted in a timely fashion according to the procedures set forth above.

13. May I speak at the Fairness Hearing?

Class members who properly submit timely objections may be heard in person or through counsel at the Fairness Hearing to the extent allowed by the Court.

14. Will the Settlement automatically become final after the Fairness Hearing?

The Settlement will not be final unless and until the Court grants final approval of the Settlement at or after the Fairness Hearing and after any appeals are resolved in favor of the settlement.

Distribution of Settlement Payments

15. How will Settlement payments be distributed?

If and when the Court grants final approval of the Settlement, Class Counsel will submit the resulting executed and approved settlement agreement to the United States for payment. Once the United States makes that payment, Class Counsel will then ask the Court to authorize immediate distribution of 95% of the amounts paid to the Settlement Class members. The remaining 5% of the funds will be subject to Class Counsel's fee petition and the Court's subsequent fee award.

Getting More Information

16. What if I need more information or have additional questions?

If you have additional questions about this Notice, you may visit the website set up by Class Counsel at www.CSRClassAction.com, or you may contact Class Counsel directly:

Adam B. Wolfson
Quinn Emanuel Urquhart & Sullivan, LLP
865 S. Figueroa Street
Los Angeles, California 90017
(213) 443-3000
adamwolfson@quinnemanuel.com

Please do **not** contact the United States Court of Federal Claims with questions or requests for information.

Settlement Class Opt-Out Form

UNITED STATES COURT OF FEDERAL CLAIMS
Common Ground Healthcare Cooperative v. United States
Case No. 17-cv-00877 C

1. Fill out this form completely and legibly. **It must be submitted, postmarked, faxed or delivered to the Claims Administrator (who has been retained by Class Counsel for this case and whose address is at Paragraph 5 below) on or before October 14, 2025.**

PLEASE NOTE: A notice has been sent to your address based on information in the Government's records. It is your responsibility to ensure that the information you provide on this form is complete and accurate, and that you are entitled to a distribution of money arising out of the above lawsuit.

2. Please write the full name of the person or entity that is a 2017 CSR Subclass, 2018 CSR Subclass, and/or 2019 CSR Subclass member and wishes to opt out of the Settlement.

3. Please fill in the following information for the QHP issuer named above.

Address: _____

Telephone number: _____

Name, telephone number, and email address for person at QHP issuer that will act as contact for this opt out request:

4. By signing your name in the space below, you are declaring under penalty of perjury under the laws of the United States and applicable state laws:

(a) That the above-listed QHP issuer is a 2017 CSR Subclass, 2018 CSR Subclass, and/or 2019 CSR Subclass member and wishes to opt out of the Settlement described in the accompanying Notice (*Common Ground Healthcare Cooperative v. United States*); and

(b) That you are authorized by the above-listed QHP issuer to sign this document on behalf of the QHP issuer and thereby bind the above-listed QHP issuer.

Sign Your Name: _____ Date: _____

Print Your Name: _____

Position at QHP issuer: _____

Note: If you represent an entity making a claim, such as a corporation, partnership, or trust, please identify the name of that entity in response to Question 2, but sign in your own name as a representative of that entity.

5. Submit this completed form to:

By Internet:

<http://www.CSRClassAction.com/optout>

- A copy of the Class Action Opt-Out Notice Form may also be downloaded at this URL.

By Email:

info@CSRClassAction.com

By Mail:

CSR Class Action
c/o JND Class Action Administration
PO Box 91349
Seattle, WA 98111

By Facsimile:

1-833-894-4523