

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: MOVEIT CUSTOMER DATA
SECURITY BREACH LITIGATION

This Document Relates To:
1:23-cv-12436-ADB

JEFFREY SCOTT, et al., individually and
on behalf of all others similarly situated,

PLAINTIFFS,

v.

UNION BANK AND TRUST COMPANY
& PROGRESS SOFTWARE
CORPORATION,

DEFENDANTS.

MDL No. 1:23-md-03083-ADB-PGL

**DECLARATION OF ERIKA L. BRITTON REGARDING
SETTLEMENT ADMINISTRATION**

1. My name is Erika L. Britton, and I am over the age of 18 years. I make this declaration under the penalty of perjury, freely and voluntarily, under no coercion, threat, or intimidation, and without promise of benefit or reward, based on my own personal knowledge. If called to testify, I could and would testify consistent with the matters stated herein.

INTRODUCTION

2. I am a Project Manager for RG/2 Claims Administration LLC (“RG/2 Claims”), whose address is 30 South 17th Street, Philadelphia, PA 19103. RG/2 Claims is the independent

third-party Settlement Administrator¹ appointed by the Court to handle the settlement administration activities in the above-referenced matter, including, but not limited to, assisting in the development and administration of the notice plan, as set forth in detail in this Declaration, and administering the claims process set forth in detail in the Settlement Agreement. This Declaration is based upon my personal knowledge and upon information provided to me by Class Counsel or Union Bank and Trust Company's ("UBT" or "Defendant") Counsel, my associates, and RG/2 Claims staff members.

3. RG/2 Claims is a full-service class action settlement administrator offering notice, claims processing, allocation, distribution, tax reporting, and class action settlement consulting services. RG/2 Claims' experience includes the provision of notice and administration services for settlements arising from antitrust, data security breach, consumer, civil rights, employment, negligent disclosure, and securities fraud allegations. Since 2000, RG/2 Claims has administered and distributed in excess of \$2 billion in class action settlement proceeds.

4. I have been actively involved and responsible for handling the administration of the settlement of the above-referenced matter.

5. RG/2 Claims was retained to, among other tasks, a) create, administer and oversee the Settlement Fund, b) prepare and send the Short Form Notice via mail and email to Settlement Class Members; c) establish and maintain the Settlement Website; d) establish and maintain a toll-free telephone line for Settlement Class Members; e) provide Reminder Notices to Settlement Class Members; f) prepare weekly activity reports; g) handle inquiries from Settlement Class Members; h) re-mail Notices; i) skip-trace undeliverable addresses; j) receive and process Claim Forms; k) receive and track Opt-Out Requests and Objections; l) review supporting

¹ All capitalized terms herein have the same meaning as the terms defined in the Class Action Settlement Agreement and Release ("Settlement Agreement").

documentation; m) calculate and issue settlement benefits to Settlement Class Members with Valid Claims; and n) conduct such other tasks as the Parties mutually agree or the Court orders RG/2 Claims to perform.

6. On behalf of Plaintiffs and Defendant, RG/2 Claims provided notice of the proposed Settlement pursuant to the Class Action Fairness Act (the “CAFA Notice”). In particular, on March 12, 2026, RG/2 Claims caused to be served by Federal Express, or Certified Return Receipt Requested First-Class mail, the CAFA Notice, and the documents required under 28 U.S.C. § 1715(b)(1)-(8) to the United States Attorney General and 53 State and State Territory Attorney Generals. A copy of the Notice of Proposed Settlement, excluding its exhibits, is attached hereto as **“Exhibit A.”**

SETTLEMENT FUND

7. On or about December 17, 2025, RG/2 Claims established the interest-bearing Qualified Settlement Fund account with Citibank, an FDIC-Insured bank backed by the full faith and credit of the U.S. Government.

NOTICE DISSEMINATION

8. On or about March 23, 2026, RG/2 Claims received from UBT’s Counsel an electronic file containing the names and known mailing addresses, for the 208,824 individuals identified as Settlement Class Members. RG/2 Claims reviewed the electronic file and determined there were 208,262 unique Settlement Class Members. Prior to sending the Short Form Notice, and in order to provide the best notice practicable, RG/2 Claims processed the Class List of 208,262 unique names and addresses received through Accurant, a service of LexisNexis, to identify the most recent email addresses for Settlement Class Members. Email addresses were identified for 174,618 Settlement Class Members.

9. On April 22, 2026, RG/2 Claims caused to be served via email, the Short Form Notice to 174,618 Settlement Class Members for whom an email address was located. Of the 174,618 Short Form Notices issued by email, 21,472 were unsuccessful and could not be delivered. On or about June 12, 2026, the Short Form Notice was mailed to the 21,472 Settlement Class Members with a mailing address, whose email Notice was unsuccessful.

10. On April 22, 2026, RG/2 Claims caused to be served by First Class U.S. Mail the Short Form Notice to 32,652 individuals identified as Settlement Class Members with a mailing address for whom an email address could not be located. A true and correct copy of the Short Form Notice is attached hereto as “**Exhibit B**”. 992 Settlement Class Members did not have a known mailing address or email address and therefore did not receive a Short Form Notice via mail or email.

11. Prior to mailing the Short Form Notice, and in order to provide the best notice practicable and locate the most recent addresses for Settlement Class Members, RG/2 Claims processed the list of 208,262 Settlement Class Members names and addresses through the United States Postal Service’s (“USPS”) National Change of Address database (“NCOA”) and updated the data with corrected information.

12. As of July 6, 2026, the USPS returned 3,979 Short Form Notices as undeliverable. Of the Short Form Notices returned, 168 included a forwarding address provided by the USPS, and RG/2 Claims promptly mailed a new Short Form Notice to those Settlement Class Members. For the remaining 3,811 Short Form Notices, RG/2 Claims performed extensive skip-trace procedures and was able to locate updated addresses for 1,278 Settlement Class Members. A total of 2,533 Short Form Notices remain undeliverable after skip-trace procedures. Thus, less than 5% of the Short Form Notices sent by mail have been deemed unsuccessfully delivered.

13. On June 26, 2026, RG/2 Claims caused to be served the Reminder Notice by email to 149,484 Settlement Class Members who had previously received notice successfully by email, and have not yet submitted a Claim Form. A true and correct copy of the Reminder Notice is attached hereto as “**Exhibit C**”.

SETTLEMENT WEBSITE

14. On or about April 21, 2026, RG/2 Claims made available the Settlement Website at www.ubtdatasettlement.com. The website includes the following:

- a. The “Homepage” contains a summary of the Settlement and advises the Settlement Class Members of their rights under the Settlement. A copy of the Homepage is attached hereto as “**Exhibit D.**”
- b. The “Court Documents” page contains pdf copies of the Second Amended Class Action Complaint, Plaintiff's Unopposed Motion for Preliminary Approval of Proposed UBT Class Action Settlement, Class Action Settlement Agreement and Release, Order of Preliminary Approval, Proposed Settlement Benefits Plan, Memorandum of Law in Support of Plaintiff's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Service Award for the Settlement Class Representative, Declaration of Gary F. Lynch in Support of Plaintiff's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Service Award for Settlement Class Representative, Declaration of Alyson Oliver in Support of Plaintiff's Application for an Award of Attorneys' Fees, Reimbursement of Expenses, and Service Award for Settlement Class Rep, and Plaintiff's Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Service Award for the Settlement Class Representative from the UBT

Settlement.

- c. A pdf copy of the final approval motion will also be placed on the Settlement Website.
- d. The “Notice and Claim Form” page contains pdf copies of the Long Form Notice, Claim Form, Reminder Notice, and a link to the online claim filing portal for Settlement Class Members to log in using a unique Claimant ID and Password to submit the claim electronically.
- e. The “File a Claim” page includes a link to a secure portal where Settlement Class Members can log in using a unique Claimant ID and Password to submit the claim electronically.
- f. The “Contact Us” page contains the contact information of the Settlement Administrator and Class Counsel.
- g. As of July 6, 2026, the Settlement Website was viewed 27,523 times by 16,577 active users.

TOLL-FREE NUMBER

15. RG/2 claims made available and hosted a toll-free number 800-464-3215 to allow Settlement Class Members to learn more about the Settlement, ask questions about the Settlement, and request to have a Long Form Notice and Claim Form mailed directly to them. The toll-free number was displayed in the Long Form Notice, Short Form Notice, and on the Settlement Website. As of July 6, 2026, RG/2 Claims has received 730 calls from Settlement Class Members.

SETTLEMENT P.O. BOX

16. RG/2 Claims made available and monitored a settlement mailbox, Post Office

Box 59479 in Philadelphia, PA 19102-9479 where Settlement Class Members could submit hard copy Claim Forms, requests for Claim Forms, Opt-Out Requests, objections, and other case correspondence.

SETTLEMENT EMAIL INBOX

17. RG/2 Claims established and monitored a settlement inbox, UBTDDataSettlement@rg2claims.com, where Settlement Class Members could learn more about the Settlement, ask questions about the Settlement and request to have a Long Form Notice and Claim Form mailed directly to them, and submit a Claim Form.

OPT-OUTS & OBJECTIONS

18. The Opt-Out Deadline for this Settlement was June 22, 2026. To date, RG/2 Claims has received seven (7) exclusions to the Settlement. A list of all the Settlement Class Members who submitted a timely Opt-Out Request is attached hereto as “**Exhibit E.**”

19. The Objection Deadline for this Settlement was June 22, 2026. To date, RG/2 Claims has not received or been advised of any objections to the Settlement.

CLAIMS PROCESSING

20. As of July 6, 2026, RG/2 Claims has received and processed 4,905 Claim Forms resulting in a 2.36% claims rate. The information provided regarding the claim submissions is subject to change, RG/2 Claims anticipates that additional claims will be received after the date of this declaration that are postmarked on or before the July 21, 2026 Claims Deadline. RG/2 Claims will provide a supplemental declaration in advance of the final approval hearing with updated information.

CONCLUSION

21. Based on the total returned Short Form Notices to date and the number of remailed

notices, RG/2 Claims believes the notice plan reached over 95% of Settlement Class Members. This reach is consistent with or better than other effective court-approved settlement notice programs and is designed to meet due process requirements. The FJC's Judges' Class Action Notice and Claims Process Checklist and Plain Language Guide (the "FJC Checklist") considers 70-95% reach among class members to be a "high percentage" and reasonable.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES THAT TO THE BEST OF MY KNOWLEDGE THE FOREGOING IS TRUE AND CORRECT.

Executed on July 6, 2026, at Philadelphia, PA.



Erika L. Britton, Declarant

Exhibit A



March 12, 2026

Via «Via_Mail»

«First» «Last», «Esquire»

«Title»

«Street_1»

«Street2»

«City», «State1» «Zip»

Re: *Scott et al. v. Union Bank and Trust Company & Progress Software Corporation.*
 Transferred to and coordinated with *In re: MOVEit Customer Data Security Breach Litigation*
 MDL No. 1:23-md-03083-ADB-PGL
 United States District Court, District of Massachusetts
Notice of Proposed Settlement under the Class Action Fairness Act (CAFA)

To «First» «Last», Esq.:

RG2 Claims Administration LLC is the independent third-party Administrator in the above referenced class action lawsuit that is pending before The Honorable Allison D. Burroughs, U.S.D.J., in the United States District Court for the District of Massachusetts (the “Action”). Mullen Coughlin represents defendant Union Bank and Trust Company (“Defendant”) in that Action.

This letter is to advise you that plaintiff Pricilla Wall filed a Motion for Preliminary Approval of a Class Action Settlement in connection with the Action on **March 3, 2026**. The hearing on the Motion for Preliminary Approval has not been scheduled as of the date of this CAFA filing. This CAFA notice is being provided as soon as practicable after resolution of the class member list and more than ninety (90) days before any final approval hearing in the matter.

Defendant denies any wrongdoing or liability whatsoever but has decided to settle the Action solely in order to eliminate the burden, expense, and uncertainties of further litigation. In compliance with 28 U.S.C. § 1715(b), the documents referenced below are included on the CD that accompanies this letter.

1. *28 U.S.C. § 1715(b)(1) – Complaint and Related Materials:* A copy of the Second Amended Class Action Complaint is included on the enclosed CD as **Exhibit 1**.
2. *28 U.S.C. § 1715(b)(2) – Notice of Any Scheduled Judicial Hearing:* As of the date of this letter, the Court has not yet scheduled a final fairness hearing in this Action. A copy of the Motion for Preliminary Approval requesting the Court to preliminarily approve the proposed Class Action Settlement, Memo In Support Of the Motion for Preliminary Approval of the Proposed UBT Class Action Settlement, Declaration of Gary F. Lynch In Support Of the Motion for Preliminary Approval of the Proposed UBT Class Action Settlement, and Declaration of Melissa E. Baldwin Regarding Notice Administration are attached as **Exhibit 2**.

March 12, 2026

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3. *28 U.S.C. § 1715(b)(3) – Notification to Class Members:* Copies of the Long Form Notice, Short Form Notice, Reminder Notice., and the Claim Form are included on the enclosed CD as **Exhibit 3.**
4. *28 U.S.C. § 1715(b)(4) – Class Action Settlement Agreement:* A copy of the Settlement Agreement is included on the enclosed CD as **Exhibit 4.**
5. *28 U.S.C. § 1715(b)(5) – Any Settlement or Other Agreement:* As of the date of this agreement, no other settlement or agreement has been entered into by the Parties to this Action, either directly or by and through their respective counsel.
6. *28 U.S.C. § 1715(b)(6) – Final Judgment:* No Final Judgment has been reached as of date of this letter, nor have any Notices of Dismissal been entered at this time. A copy of the Proposed Final Approval Order is included on the enclosed CD as **Exhibit 5.**
7. *28 U.S.C. § 1715(b)(7)(A)-(B) – Names of Class Members/Estimate of Class Members:* A copy of the count and states of residence for the Class Members is included on the enclosed CD as **Exhibit 6.**
8. *28 U.S.C. § 1715(b)(8) – Judicial Opinions Related to the Settlement:* As the proposed Settlement is still pending final approval by the Court, there are no other opinions available at this time.

If you have questions about this notice, the lawsuit, or the enclosed materials, please contact James F. Monagle at 202-778-2274 (counsel for Defendant Union Bank and Trust Company) or RG/2 Claims Administration LLC at 215-979-1620.

Sincerely,

RG/2 Claims Administration LLC

Exhibit B

**Notice of Union Bank and Trust
Company Security Incident
Class Action Settlement**

**A Settlement has been
proposed in a class action
lawsuit about a Security
Incident that potentially
compromised your
Personally Identifiable
Information.**

Union Bank and Trust Company Data Breach
Settlement
c/o RG/2 Claims Administration LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

PRESORTED
FIRST-CLASS MAIL
U.S. POSTAGE PAID
MAG

**Electronic Service
Requested**



NUMERIC EQUIVALENT

Postal Service: Please do not mark barcode

Claimant ID: <<Claimant ID>>
Password: <<Password>>

<<FirstName>><<LastName>>
<<Address1>>
<<Address2>>
<<City>>, <<State>> <<Zip>>
<<Country>>

Claimant ID: <<Claimant ID>> Password: <<Password>>

A Settlement has been proposed in a class action lawsuit against Union Bank and Trust Company (“Defendant” or “UBT”). The Settlement resolves claims brought by individuals impacted by the Security Incident which occurred in May 2023 and resulted in the potential compromise of individuals’ Personally Identifiable Information (“PII”) entrusted to UBT. Defendant denies any allegation of wrongdoing.

Who’s Included? You are included in the Settlement as a “Settlement Class Member” because you have been identified as a person whose Personally Identifiable Information may have been accessed or exposed during the Security Incident.

What does the Settlement provide? Under the Settlement, UBT will pay \$2,389,976.00 into a Settlement Fund which will be used to pay all valid claims made by Settlement Class Members, notice and administration costs, service award, and attorneys’ fees and costs. Settlement Class Members may file a claim to receive either: (1) reimbursement of ordinary losses up to \$2,500 and reimbursement of extraordinary losses up to \$10,000; or (2) an alternative cash payment of \$100 (subject to *pro rata* reduction or increase based on total claim submission). All Settlement Class Members may also file a claim to receive two (2) years of identity theft protection services.

How do I get a Payment? You must complete and submit a Claim Form by **July 21, 2026**. Claim Forms may be submitted online at www.UBTDataSettlement.com or printed from the website and mailed to the address on the form.

What are my other options? If you do nothing, your rights will be affected, and you won’t get a payment. If you don’t want to be legally bound by the Settlement, you must exclude yourself from it by **June 22, 2026**. Unless you exclude yourself, you won’t be able to sue or continue to sue UBT, or other released parties as defined in the Settlement Agreement, for any claim made in this lawsuit or released by the Settlement Agreement. If you stay in the settlement (*i.e.*, don’t exclude yourself), you may object to it or ask for permission for you or your lawyer to appear and speak at the hearing—at your own cost—but you do not have to. Objections and requests to appear are due by **June 22, 2026**. More information about these options is available at www.UBTDataSettlement.com.

The Court’s hearing. The Court will hold a Final Approval Hearing in this case (*Scott, et. al. v. Union Bank and Trust Co. et. al.*, Case No. 1:23-cv-12436-ADB (D. Mass.) on **August 6, 2026**. At the hearing, the Court will decide whether to approve the Settlement; Class Counsel’s request for attorneys’ fees and costs, and a service award to the Settlement Class Representative (up to \$2,500). You or your lawyer may appear at the hearing at your own expense.

Questions? This Notice provides only a high-level summary of the Settlement. More details, including the Settlement Agreement, are provided at www.UBTDataSettlement.com or you can call the Settlement Administrator at 800-464-3215.

Exhibit C

From: [RG2 Claims](#)
To: [REDACTED]
Subject: Union Bank and Trust MOVEit Security Incident Class Action Settlement
Date: Friday, June 26, 2026 1:00:20 PM

[REDACTED]
Claimant ID: [REDACTED]

Password: [REDACTED]

File your claim for up to \$100 or more by July 21, 2026

You may have recently received a mailed or emailed notice of a class action settlement in Massachusetts federal court regarding the Security Incident as it relates to Personally Identifiable Information (“PII”) of Union Bank and Trust clients (the “Settlement”). If so, according to the terms of that notice, you may be eligible to receive either: (1) reimbursement of ordinary losses up to \$2,500 and reimbursement of extraordinary losses up to \$10,000; or (2) an alternative cash payment of \$100 (subject to *pro rata* reduction or increase based on total claim submission)—in addition to two (2) years of identity theft protection services from the proposed Settlement. To receive a payment and/or identity theft protection services, you must complete and submit a Claim Form. You may file your claim online or complete and mail the downloadable claim form, which are both available on the website, www.ubtdatasettlement.com. Your Claim Form must be postmarked or submitted online by **July 21, 2026**.

For more information visit the website, www.ubtdatasettlement.com, where you will find more information, including the Claim Form, a copy of the Settlement Agreement, and answers to questions about the Settlement and other information to help you determine whether you are eligible for a payment or whether to exercise other rights.

Questions? Go to www.ubtdatasettlement.com or call 800-464-3215.

[Click here to stop future mailings](#)

Exhibit D

Scott, et. al. v. Union Bank and Trust Co. et. al.

Case No. 1:23-cv-12436-ADB (D. Mass.)

If you received notice from Union Bank and Trust Company that your personally identifiable information was potentially compromised in the 2023 MOVEit Security Incident, you could get a payment from a class action settlement.

WHAT IS THIS LAWSUIT ABOUT?

A Settlement has been proposed in a class action lawsuit against Union Bank and Trust Company (“Defendant” or “UBT”). The Settlement resolves claims brought by individuals impacted by the Security Incident which occurred between May 27 and May 31, 2023 and resulted in the potential compromise of individuals’ Personally Identifiable Information (“PII”) entrusted to UBT. Defendant denies any allegation of wrongdoing.

WHO’S INCLUDED?

You are included in the Settlement as a “Settlement Class Member” if you have been identified as a person whose Personally Identifiable Information may have been accessed or exposed during the Security Incident. The following are not included in the Settlement Class: (i) UBT, any entity in which UBT has a controlling interest, and UBT’s officers, directors, legal representatives, successors, subsidiaries, and assigns; (ii) any judge, justice, or judicial officer presiding over the Litigation and the members of their immediate families and judicial staff; and (iii) any individual who timely and validly opts out of the Settlement.

WHAT DOES THE SETTLEMENT PROVIDE?

Under the Settlement, UBT will pay \$2,389,976.00 into a Settlement Fund which will be used to pay all valid claims made by Settlement Class Members, notice and administration costs, service award, and attorneys' fees and costs. Settlement Class Members may file a claim to receive **either:**

(1) reimbursement of ordinary losses up to \$2,500 and reimbursement of extraordinary losses up to \$10,000;

or

(2) an alternative cash payment of \$100 (subject to pro rata reduction or increase based on total claim submission).

All Settlement Class Members may also file a claim to receive two (2) years of identity theft protection services.

HOW TO GET BENEFITS?

You must complete and submit a Claim Form by **July 21, 2026**. Claim Forms may be submitted online **here** (<https://www.claimsettlementportal.com/UBT>) using the Claimant ID and Password on the notice you received. You may also download a paper Claim Form **here** ([pdf/Claim_Form.pdf](#)) and mail it to the address on the form so that it is postmarked by **July 21, 2026**.

As of December 24, 2025, the USPS has made changes to their postmark dating system. With the current changes, Settlement Class Members who now mail their Claim Form close to the claim deadline may have a postmark that reflects when the claim reaches a USPS automated processing operation rather than when it was received by the USPS. Depending upon the proximity of the Settlement Class Member to the automated processing facility, the postmark may be a few days after initial receipt by the USPS, possibly resulting in a late claim submission. To ensure your Claim Form is treated as timely, if submitting by mail, allow extra time

for processing by the USPS. For the avoidance of doubt, you may also submit your claim online **here** (<https://www.claimsettlementportal.com/UBT>), using the Claimant ID and Password provided on your notice.

YOUR LEGAL RIGHTS & OPTIONS IN THIS SETTLEMENT

If you are a Settlement Class Member, you have the following options:

ACTION	EXPLANATION	DEADLINE
SUBMIT A CLAIM FORM	The only way to receive a payment.	Online or Postmarked by July 21, 2026.
EXCLUDE YOURSELF BY OPTING OUT	Get no payment. Keep your right to file your own lawsuit against UBT for the same claims resolved by this Settlement. Please note that if you opt out, you cannot also object to the Settlement.	Postmarked by June 22, 2026.
OBJECT TO THE SETTLEMENT AND/OR ATTEND A HEARING	Tell the Court the reasons why you do not believe the Settlement should be approved. You can also ask to speak to the Court at the hearing on August 6, 2026 about the fairness of the Settlement, with or without your own attorney.	Postmarked by June 22, 2026.
DO NOTHING	Get no payment and be bound by the terms of the Settlement.	

These rights and options—**and the deadlines to exercise them**—are explained in the **Long Form Notice**. ([pdf/Long_Form_Notice.pdf](#))

WHEN AND WHERE WILL THE COURT DECIDE WHETHER TO APPROVE THE SETTLEMENT?

The Court will hold a Final Approval Hearing in this case (*Scott, et. al. v. Union Bank and Trust Co. et. al.*, Case No. 1:23-cv-12436-ADB (D. Mass.) on August 6, 2026. At the hearing, the Court will decide whether to approve the Settlement; Class Counsel's request for attorneys' fees and costs, and a service award to the Settlement Class Representative (up to \$2,500). You or your lawyer may appear at the hearing at your own expense.

Exhibit E

Opt-Out Requests

<u>Row</u>	<u>First Name</u>	<u>Last Name</u>
1	DORIS	VOSS
2	RICHARD	WALLACE
3	PAMELA	SMITH
4	AYDEN	SMITH
5	SHERMANN	SMITH
6	DORIANNE	HARPSTER
7	BRET	HARPSTER