

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

JOEY MUNIZ, individually and on behalf of all
others similarly situated,

Plaintiff,

v.

WORKWELL TECHNOLOGIES, INC., a
California corporation,

Defendant.

Case No.: 2019 CH 04061

Hon. David B. Atkins

ORDER

THIS MATTER COMING for presentment and hearing on Plaintiff's Supplemental Motion for and Memorandum in Support of Preliminary Approval of Class Action Settlement, on November 1, 2021, due and adequate notice having been given, and the Court being duly advised,

IT IS HEREBY ORDERED THAT:

1. By November 30, 2021, Workwell's employer-customers who have not responded to Plaintiff's January 31, 2020 subpoenas *duces tecum* (the "Subpoenas") shall either:
 1. Produce documents in response to the Subpoena to the Settlement Administrator,

David Kaufman
Kroll Settlement Administration
1515 Market Street, Suite 1700
Philadelphia, PA 19102
Email: David.Kaufman@kroll.com
Tel: 1-914-837-2427

or
 2. Post an on-site notice of the Settlement, attached hereto, in their facility next to their timeclock, or if the employer no longer uses a physical timeclock, in a common area accessible to its employees. The on-site notice must be displayed from November 30, 2021 to February 15, 2022.
2. The Court finds that the deadline has expired for the Subpoena recipients to object to any Subpoenas properly served by Plaintiff.

JUDGE DAVID B. ATKINS

ENTERED:

NOV 01 2021

 Circuit Court-1879

Judge David B. Atkins

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Muniz v. Workwell Techs., Inc., Case No. 2019 CH 04061

(Circuit Court of Cook County, Illinois)

If you used a Workwell-uAttend and/or Citadel brand finger or facial scanner for employment timekeeping purposes in the State of Illinois between March 28, 2014 and April 8, 2019, you may be entitled to a payment from a class action settlement.

An Illinois State Court authorized this notice. This is not a solicitation from a lawyer.

For complete information, visit www.WorkwellBIPASettlement.com or call 1-888-665-1127.

A settlement has been reached in a class action lawsuit between Workwell Technologies, Inc. (“Workwell”) and individuals that used Workwell finger or facial scanners for employee timekeeping purposes. The lawsuit alleges that Workwell violated an Illinois law called the Biometric Information Privacy Act (“BIPA”) by collecting employees’ fingerprints or facial scans on time clocks in Illinois without complying with several of the law’s requirements. Workwell denies any wrongdoing and maintains that it has not violated any laws. The settlement does not establish who is correct, but rather is a compromise to end the lawsuit and avoid the uncertainties and expenses associated with ongoing litigation. The lawsuit is called *Muniz v. Workwell Techs., Inc.*, Case No. 2019 CH 04061, and is in the Circuit Court of Cook County, Illinois.

How do I know if I am a Class Member? You are a member of the Workwell Class if you used a Workwell-uAttend and/or Citadel brand finger or facial scanner for employment timekeeping purposes in the State of Illinois between March 28, 2014 and April 8, 2019.

What Can I Get Out of the Settlement? If you’re eligible and the Court approves the settlement, you can file a claim to receive a cash payment of approximately \$50. This is an equal share of a \$900,000 fund that Workwell has agreed to create, after the payment of settlement expenses and attorneys’ fees. The settlement also requires Workwell to comply with the BIPA in the future.

How Do I Get My Payment? Just complete and verify the short and simple Claim Form available at www.WorkwellBIPASettlement.com. You can also call 1-888-665-1127 to request a paper copy of the Claim Form. ***All Claim Forms must be received by the Settlement Administrator by February 15, 2022.***

What are My Options? You can do nothing, comment on or object to any of the settlement terms, or exclude yourself from the settlement. If you do nothing, you won’t be able to sue Workwell and certain related companies in a future lawsuit about the claims addressed in the settlement. If you exclude yourself, you won’t get a payment but you’ll keep your right to sue Workwell on the issues the settlement concerns. You must contact the settlement administrator by mail or e-mail to exclude yourself. You can also object to the settlement if you disagree with any of its terms. ***All Requests for Exclusion and Objections must be received by January 11, 2022.***

Do I Have a Lawyer? Yes. The Court has appointed Plaintiff’s lawyers as “Class Counsel.” They represent you and other settlement class members. The lawyers will request to be paid from the total amount that Workwell will pay to the Class Members. You can hire your own lawyer, but you’ll need to pay that lawyer’s legal fees. The Court has also chosen Joey Muniz—a class member like you—to represent the Settlement Class.

When Will the Court Approve the Settlement? The Court will hold a final approval hearing on February 1, 2022, at 11:00 a.m. before the Honorable David B. Atkins in Room 2102 at the Richard J. Daley Center, 50 West Washington Street, Chicago, Illinois 60602. The Court will hear objections, determine if the settlement is fair, and consider Class Counsel’s request for fees and expenses of up to 35% of the settlement fund and an incentive award of \$5,000. The request will be posted on the settlement website by December 28, 2021.

Visit www.WorkwellBIPASettlement.com for complete information.