

Vivint FCRA Settlement  
c/o A.B. Data, Ltd.  
P.O. Box 173087  
Milwaukee, WI 53217

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**YOU MAY BE ENTITLED TO A CASH PAYMENT FROM A CLASS ACTION SETTLEMENT IF YOUR CREDIT WAS ACCESSED BY VIVINT, INC. TO OPEN ACCOUNTS WITHOUT AUTHORIZATION OR IF YOU WERE SUBJECTED TO COLLECTION ATTEMPTS REGARDING SUCH ACCOUNTS. THIS NOTICE EXPLAINS YOUR RIGHTS AND OPTIONS AND THE DEADLINES TO EXERCISE THEM.**

*Sullen, et al. v. Vivint, Inc.*, Case No. 01-CV-2023-903893 (Ala. Cir. Ct. Jefferson Cnty.)

*For more information, visit [www.VivintFCRASettlement.com](http://www.VivintFCRASettlement.com).*

*Para una notificación en Español, visitar [www.VivintFCRASettlement.com](http://www.VivintFCRASettlement.com).*

Vivint, Inc. (“Vivint”) is a company that sells and services smart home security systems across the United States. A settlement has been reached in a class action lawsuit involving allegations that Vivint accessed individuals’ credit information without authorization, with certain of those individuals having been subject to collection efforts regarding accounts that were created using the credit information that was accessed without authorization. The lawsuit, *Sullen, et al. v. Vivint, Inc.*, Case No. 01-CV-2023-903893 (Ala. Cir. Ct. Jefferson Cnty.), further alleges that Vivint violated the federal Fair Credit Reporting Act (“FCRA”), 15 U.S.C. § 1681 *et seq.*, by accessing credit information of consumers to create accounts without their authorization and thereby without a permissible purpose. Certain of those individuals were subject to collection efforts regarding these accounts. Vivint contests these claims and denies that it violated the FCRA. The proposed settlement is not an admission of wrongdoing by Vivint. Vivint denies that it violated the FCRA or any similar laws, and the Court hasn’t decided who is right or wrong. Rather, the parties are resolving the dispute by settlement.

#### **Am I a Member of the Settlement Classes?**

You could be a member of the Settlement Classes if, at any time between January 1, 2016, and January 16, 2024, Vivint accessed your credit without authorization and used that information to create a Vivint account in your name.

#### **What Can I Get from the Proposed Settlement?**

If the Court finally approves the settlement, Class Members who timely submit a valid claim form will be entitled to a payment of up to \$1,200 per account created in their name without authorization for which he or she was subjected to collection attempts and up to \$250 per additional account created in his or her name without authorization that was not subjected to collection attempts, all paid out of a \$9,750,000 fund (the “Settlement Fund”) that Vivint has agreed to create. The exact amount of each Class Member’s payment is unknown at this time, but it may be reduced depending on several factors, including how many Settlement Class Members return valid claim forms and whether the Class Member previously received a payment from Vivint’s settlement with the Federal Trade Commission. Administration expenses, attorneys’ fees and costs, and service awards are also to be paid from the Settlement Fund.

To make a claim for a cash payment, you must submit a completed claim form electronically via the settlement website or email or by U.S. Mail (sent or postmarked) by **June 7, 2024**. All timely claims will be verified using Vivint’s records, and receiving this Notice does not guarantee that you are a Class Member or will receive a cash payment.

### **What are my Options?**

Please visit the settlement website, [www.VivintFCRASettlement.com](http://www.VivintFCRASettlement.com), for details about your options and related deadlines. If you do not want to be legally bound by the settlement, you must exclude yourself by April 8, 2024. If you do not exclude yourself, you will release any claims you may have, as more fully described in the Settlement Agreement, available at the settlement website. You may also object to the settlement by making a valid objection by April 8, 2024. The Long-Form Notice, available on the website, explains how to exclude yourself or object. The Court will hold a fairness hearing on April 23, 2024, to consider whether to approve the settlement and a request by Class Counsel for attorneys' fees of up to one-third of the Settlement Fund for their substantial work in the case, in addition to reimbursement of expenses and costs not to exceed One Hundred Sixty-Five Thousand dollars (\$165,000.00). The Court will also consider a request for service award payments totaling \$30,000 to the Class Representatives. You may appear at the hearing, either by yourself or through an attorney hired by you, but you don't have to.

***For more information and for a claim form, visit [www.VivintFCRASettlement.com](http://www.VivintFCRASettlement.com) or call (800) 513-1506.***