

LEGAL NOTICE

If you were a patient at Griffin Hospital during the period between September 1, 2008 and May 7, 2014, receiving insulin from a multi-dose insulin pen and later underwent blood testing after receiving a letter from Griffin Hospital indicating that multi-dose insulin pens may have been misused

YOU COULD GET A PAYMENT FROM A PROPOSED CLASS ACTION SETTLEMENT

The Connecticut Superior Court, Complex Litigation Docket, Judicial District of Waterbury (the “Court”) has given preliminary approval for settlement of a class action lawsuit against Griffin Health Services Corporation and Griffin Hospital (the “Defendants”). The lawsuit is known as *Anthony Diaz, et al. v. Griffin Health Services Corporation, et al.*, Docket No. (X10) UWY-CV15-6029965-S (the “Lawsuit”). The Proposed Settlement, if finally approved by the Court, will provide for payments to Settlement Class Members, as discussed below. This notice summarizes your rights and options in connection with the Proposed Settlement. A document with additional information is available at www.GriffinvDiazClassAction.com or upon request by calling 1-866-742-4955.

Are you a Settlement Class Member?

You are a Settlement Class Member if (1) you were a patient at Griffin Hospital between September 1, 2008 and May 7, 2014; (2) you received insulin from a multi-dose insulin pen during that time period while a patient of Griffin Hospital; (3) you received a letter on or about May 16, 2014 from Griffin Hospital about the possible misuse of insulin pens during the aforementioned time period; and, (4) you subsequently underwent blood testing relating to the alleged misuse of multi-dose insulin pens, including testing for Hepatitis B virus (HBV), Hepatitis C virus (HCV) and human immunodeficiency virus (HIV).

What is the Case About?

The Lawsuit claims that Griffin Hospital, between September 1, 2008 and May 7, 2014, may have misused multi-dose insulin pens and that as a result, affected patients were offered an opportunity to undergo blood testing for the Hepatitis B virus (HBV), Hepatitis C virus (HCV) and human immunodeficiency virus (HIV).

The Parties agree that there is no evidence in this case that any Griffin Hospital employee reused an insulin pen needle. The Parties agree that Griffin Hospital always used special safety needles on its insulin pens that prevented the needle from being used for more than a single injection. However, even when using a new needle for a new patient, there was a potential that a pen’s insulin cartridge could have been contaminated through the backflow of blood or skin cells from one patient, thus, there was a remote possibility to transmit an infection if used on another patient.

The Lawsuit seeks money damages relating to having to undergo the blood test after being advised of the potential that the multi dose insulin pen may have been used on multiple patients. Griffin Hospital denies the allegations and maintains that it had appropriate policies and procedures in effect and did not breach any duty or cause any injury to the Class Members. The Parties have agreed to a settlement, subject to approval of the Court, to avoid further litigation.

What are the Terms of the Settlement?

Under the terms of the Proposed Settlement, the Defendants will pay a total settlement amount of \$1,000,000.00 (One Million Dollars). After reductions for attorney's fees and expenses associated with pursuing this matter (which will be determined by the Court) as well as any Class Representative Service Awards (also determined by the Court), the remaining amount will be distributed in equal shares to all Settlement Class Members who qualify for payment. Pursuant to the Proposed Settlement, all Settlement Class Members will receive a monetary payment without the need of offering additional proof (with the exception of the Claim Form noted below, where applicable) and without additional fact-finding proceedings.

Who Represents You?

The Court has appointed the law firm of Silver Golub & Teitell LLP as "Class Counsel." You do not have to pay any fees or expenses to Class Counsel. As part of the Proposed Settlement, counsel fees and expenses will be approved by the Court and paid from the total settlement amount noted above. You do not have to pay any attorney's fees or expenses out of your pocket. You may hire your own attorney, if you wish. However, you will be responsible for that attorney's fees and expenses.

What Further Proceedings Are Scheduled?

The Court has not yet decided whether to give Final Approval of the Proposed Settlement. The Court will hold a virtual Fairness Hearing at 10:00 a.m. on February 19, 2024, in Virtual Courtroom 11 of the Connecticut Superior Court, Judicial District of Waterbury. The proceedings will be livestreamed at the following link: <https://jud.ct.gov/PublicAccess/CourtList.aspx?d=Waterbury>. At this hearing, the Court will consider: (1) whether the Proposed Settlement is fair, reasonable and adequate, and if it should be approved; (2) the amount of attorney's fees and expenses to award Class Counsel; and, (3) any awards to the Class Representatives for their services. If there are objections, the Court will also consider them.

Settlement Class Members who have followed certain procedures may appear and be heard by the Court at the Fairness Hearing. After the hearing, the Court will decide whether to approve the Proposed Settlement.

What Are Your Legal Rights?

If the Proposed Settlement is approved, you are a Settlement Class Member as defined in this Notice, and you underwent subsequent blood testing at Griffin Hospital in response to letter that you received on or about May 16, 2014, you do not need to do anything in order to receive the benefits set forth above. **If you fall into this category and do not need to submit a Claim Form, there will be no Claim Form attached to this notice. If, however, you underwent subsequent blood testing at a facility unaffiliated with Griffin Hospital, you must submit the attached Claim Form.** Any Claim Form must be postmarked on or before January 22, 2024. Additional information regarding the Claim Form is available at www.GriffinvDiazClassAction.com, or by calling 1-866-742-4955 or by reviewing the "Long-Form Notice" at www.GriffinvDiazClassAction.com, which contains additional information about the Lawsuit and the Settlement.

If you are receiving this Notice on behalf of a deceased or incapacitated individual, you must provide the Settlement Administrator with documentation evidencing your legal authority to act on behalf of that individual or estate, no later than January 22, 2024. Additional information is available at www.GriffinvDiazClassAction.com or by calling 1-866-742-4955.

Release: If the Proposed Settlement is approved, all Settlement Class Members will be bound by the terms of the Settlement. No Settlement Class Member will be able to sue any of the Defendants for the released claims. More detailed language regarding the release is available at www.GriffinDiazClassAction.com.

Your Right to Object: If you are a member of the Settlement Class, you may object to any aspect of the Proposed Settlement, including (1) final certification of the Settlement Class; (2) the fairness, reasonableness, or adequacy of the Proposed Settlement; (3) the adequacy of the representation by the Class Representatives or by Class Counsel; or (4) the requested awards of attorney's fees and costs and/or the requested service awards of \$25,000 each for the Class Representatives. Information regarding the amounts requested for attorney's fees and costs will be available at www.GriffinDiazClassAction.com by November 10, 2023. Your objection must be in writing, sent to the Clerk of the Complex Litigation Docket, Judicial District of Waterbury, 400 Grand Street, Waterbury, CT 06702, as well as the Settlement Administrator, RG/2 Claims Administration LLC, P.O. Box 59479, Philadelphia, PA 19102-9479 and must be postmarked no later than December 22, 2023. If you object and the Court approves the Settlement, you will be bound by the Court's decision and the release described above, and will retain the right to receive a payment under the terms of the Settlement.

Your Right to Opt-Out: If you do not want to be bound by the Settlement in this case, do not want a payment from the Proposed Settlement, and you instead want to keep any right you may have to sue the Defendants about the legal issues in this case, then you must exclude yourself from the Class. To exclude yourself from the Class, you must submit an Opt-Out Election Form to the address indicated on the form. Be sure to include your name, address, telephone number and your signature. Your Opt-Out Election Form must be postmarked on or before December 22, 2023. The Opt-Out Election Form is available at www.GriffinDiazClassAction.com. You can also call and request an Opt-Out Election Form by calling 1-866-742-4955. You cannot exclude yourself by telephone or by email. If you ask to be excluded, you will not get any recovery from the Proposed Settlement. You will not be legally bound by anything that happens in the lawsuit, and you may be able to sue the Defendants in the future about the legal issues in this case, but you will be subject to any legal defenses that the Defendants may assert. If you opt out of the Settlement, you may not file an objection to the Settlement.

HOW CAN YOU GET MORE INFORMATION?

If you have questions or want a full, detailed notice or other documents about this lawsuit and your rights, you can visit www.GriffinDiazClassAction.com or call toll-free 1-866-742-4955. You may also contact Class Counsel at 203-325-4491 . You can also download copies of the Proposed Settlement and other documents related to the Proposed Settlement on the Connecticut Judicial Branch website (www.jud.ct.gov) by searching for the docket for this Lawsuit. **Please do not contact the Court or Griffin Hospital or its attorneys regarding this notice.**