

## LEGAL NOTICE

A state court authorized this notice. This is not a solicitation from a lawyer.

**If you played one or more of MobilityWare's gaming apps on a mobile device in the United States at any time between July 17, 2015 and June 11, 2024, your rights may be affected by a proposed class action settlement.**

**For More Information, Please Visit [www.MobilityWareClassAction.com](http://www.MobilityWareClassAction.com)**

### WHAT IS THIS CASE ABOUT?

A proposed settlement has been reached in a class action lawsuit. The lawsuit alleges that MobilityWare's gaming apps collect personal information about the users without consent and track online behavior to sell to third parties and profile for targeted advertising. Defendants deny these claims and deny they did anything wrong. The Court has not decided which side was right. Instead, the parties have decided to settle the case.

### ARE YOU A CLASS MEMBER?

You are a class member if you are a United States citizen and played one or more of the following MobilityWare gaming apps on a mobile device at any time between July 17, 2015 and June 11, 2024:

- Solitaire
- Tripeaks Solitaire
- Pyramid Solitaire
- FreeCell Solitaire
- Crown Solitaire
- Spider Solitaire
- Spider Go Solitaire
- Castle Solitaire
- Addiction Solitaire
- Mahjong Solitaire
- Yukon Russian Solitaire Game
- Aces Up Solitaire
- Destination Solitaire
- Hearts Card Game
- Puzzle Cats
- Sudoku Simple
- Spades Card Game
- Tropical Treats
- Word Wiz
- Word Warp
- Sunny Shapes
- Word Search
- Tetra Block – Puzzle Game
- Dice Merge Puzzle Master
- Blackjack
- Match & Rescue – Match 3 Game
- Vegas Blvd Slots
- Block Party Bingo
- 52 Card Pick-up
- Excite Bear – Animal Bikers
- Monopoly Solitaire.

You should read the entire Notice carefully because your legal rights may be affected.

### WHAT DOES THIS SETTLEMENT PROVIDE?

Defendants have agreed to provide added disclosures relating to the collection and use of personal information by the MobilityWare apps. Defendants have also agreed to implement certain business practices in order to better ensure that children do not have any of their data collected by the MobilityWare apps.

Specifically, MobilityWare will update each of the MobilityWare Gaming Apps to include a permanent, clear, and conspicuous pop-up notification to be served to app users whose device settings indicate that they are in the United States that cannot be skipped, closed, or bypassed and that: (i) informs app users of MobilityWare's privacy policy and collection of personal information, and of app users' ability to opt out of selling of their personal information as applicable based on their regional privacy laws; (ii) informs app users that MobilityWare will delete personal information collected by app users upon request; and (iii) asks users to confirm that they are at least 18 years of age. MobilityWare will not collect, share, or sell personal information from new app users whose device settings indicate that they are in the United States unless and until the app users have (i) scrolled through the entirety of the notification, (ii) confirmed that they have read the notification, and (iii) confirmed that they are at least 18 years of age.

MobilityWare has also agreed to make a \$100,000.00 *cy pres* payment, split equally between the Electronic Frontier Foundation, a non-profit digital rights group that champions user privacy (see <https://www.eff.org/about>), and the Electronic Privacy Information Center, a public interest non-profit research and advocacy organization established to "secure the fundamental right to privacy in the digital age for all people..." See <https://epic.org/about/>.

The complete Settlement Agreement is found at [www.MobilityWareClassAction.com](http://www.MobilityWareClassAction.com).

### WHAT HAPPENS NOW?

The Court will hold a hearing in this case on September 18, 2024 at 11:00 a.m. in Department 14 of the Spring Street Courthouse of the Superior Court of California, County of Los Angeles, located at 312 North Spring Street, Los Angeles, CA, to consider final approval of the Settlement, payment of attorneys' fees of up to \$800,000 inclusive of costs and inclusive of an incentive award of up to \$7,500 for the Class

**[WWW.MOBILITYWARECLASSACTION.COM](http://WWW.MOBILITYWARECLASSACTION.COM)**

**DO NOT CALL DEFENDANTS OR THE COURT**

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Representative in the lawsuit, and related issues. The motion(s) by Class Counsel for attorneys' fees, costs, and incentive award for the Class Representative will be available for viewing on the settlement website after they are filed. You may appear at the hearing in person or through your attorney at your own cost, but you are not required to do so.

### WHAT ARE YOUR OPTIONS?

<b>Do Nothing</b>	If you do nothing, then you will automatically receive benefits under this Settlement in the form of a <i>cy pres</i> award to the Electronic Frontier Foundation and the Electronic Privacy Information Center, and Defendants' added disclosures and changes to certain business practices. You will also give up your right to sue Defendants and certain related entities and individuals regarding any claims for injunctive relief that are part of the Settlement. You will not give up any claims for monetary damages.
<b>Exclude Yourself from the Settlement Class by August 19, 2024</b>	If you are a Class Member, you may ask to be excluded from the Settlement Class. If you ask to be excluded, you will not be bound by what the Court does in this case, and will keep any right you might have to sue Defendants separately about the legal claims in this lawsuit. Requests for Exclusion must be sent to the Notice Administrator at RG/2 Claims Administration, P.O. Box 59479, Philadelphia, PA 19102, and postmarked no later than August 19, 2024.
<b>Object or Comment in Writing by</b>	If you are a Class Member, you may write to Notice

<b>August 19, 2024</b>	Administrator about why you object to the Settlement. Written objections must be sent to the Notice Administrator at RG/2 Claims Administration, P.O. Box 59479, Philadelphia, PA 19102, and postmarked no later than August 19, 2024. If you do not submit a written objection, you may appear at the final approval hearing in Department 14 of the Spring Street Courthouse, located at 312 North Spring Street, Los Angeles, CA 90012 and request to speak regarding your objection.
<b>Appear in the lawsuit by August 19, 2024 and Attend a Hearing on September 18, 2024 at 11:00 a.m. in Department 14 of the Spring Street Courthouse</b>	If you are a Class Member, you may ask to speak in Court about the fairness of the Settlement at the Final Approval Hearing. You may enter your appearance in Court either pro se or through an attorney at your own expense if you so desire.

Your rights and options – and the deadlines to exercise them – are only summarized in this notice. The Detailed Notice describes, in full, how to object to or opt out of the Settlement and provides other important information. For more information and to obtain a Detailed Notice, and the complete text of the Settlement Agreement, visit [www.MobilityWareClassAction.com](http://www.MobilityWareClassAction.com) or contact the Notice Administrator at 1-866-742-4955. You may also contact class counsel at 619-696-9006 or 651 Arroyo Drive, San Diego, California 92103, or access the Court docket in this case through the Los Angeles Superior Court Register of Actions.