

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

AMBER WILSON , <i>individually and on</i>	§	
<i>behalf of all others similarly situated</i> ,	§	Civil Action No. 3:24-CV-1418-L
	§	
Plaintiffs,	§	
	§	Consolidated with Civil Action Nos.
v.	§	3:24-cv-01421; 3:24-cv-01423;
	§	3:24-cv-01429; 3:24-cv-01435;
FRONTIER	§	3:24-cv-01441; 3:24-cv-01444;
COMMUNICATIONS	§	3:24-cv-01468; 3:24-cv-01492;
PARENT, INC.,	§	3:24-cv-01497; 3:24-cv-01501;
	§	3:24-cv-01507; 3:24-cv-01516;
Defendant.	§	3:24-cv-01517; 3:24-cv-01589;
	§	3:24-cv-01592; 3:24-cv-01671;
	§	3:24-cv-1788.

**SUPPLEMENTAL DECLARATION OF CAMERON R. AZARI, ESQ. REGARDING
IMPLEMENTATION AND ADEQUACY OF NOTICE PROGRAM**

I, Cameron R. Azari, Esq., hereby declare and state as follows:

1. My name is Cameron R. Azari, Esq. I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.

2. I am a nationally recognized expert in the field of legal notice and have served as an expert in hundreds of federal and state cases involving class action notice plans.

3. I am a Senior Vice President of Epiq Class Action & Claims Solutions, Inc. (“Epiq”) and the Managing Director of Epiq Legal Noticing (aka Hilsoft Notifications), a business unit of Epiq that specializes in designing, developing, analyzing, and implementing large-scale, un-biased, legal notification plans.

4. The facts in this declaration are based on my personal knowledge, as well as information provided to me by my colleagues in the ordinary course of my business at Epiq and Epiq Legal Noticing (hereinafter “Epiq”).

OVERVIEW

5. This declaration provides updated Settlement administration statistics following the successful implementation of the Settlement Notice Program (“Notice Program”) and notices (the

“Notice” or “Notices”) for *Amber Wilson et al. v. Frontier Communications Parent Inc.*, Civil Action No. 3:24-CV-1418, in the United States District Court for the Northern District of Texas, Dallas Division. Previously, I executed my *Declaration of Cameron R. Azari, Esq. Regarding Commencement of Notice Program* (“Implementation Declaration”) on September 26, 2025, which described the successful implementation of the Notice Program, detailed Epiq’s class action notice experience, and attached Epiq’s *curriculum vitae*. I also provided my educational and professional experience relating to class actions and my ability to render opinions on overall adequacy of notice plans.

NOTICE PROGRAM SUMMARY

6. Federal Rule of Civil Procedure 23 directs that notice must be “the best notice that is practicable under the circumstances, including individual notice to all members who can be identified through reasonable effort. The notice may be by one or more of the following: United States mail, electronic means, or other appropriate means.”¹ The Notice Program as implemented satisfied these requirements.

7. The Notice Program as designed and implemented reached the greatest practicable number of Settlement Class members with individual notice via Postcard Notice to the identified Settlement Class. With the address updating protocols that were used, the Notice Program’s individual notice efforts reached approximately 91.2% of the identified Settlement Class. The reach was further enhanced by a Settlement Website. In my experience, the reach of the Notice Program was consistent with other court-approved notice plans, was the best notice practicable under the circumstances, and satisfy the requirements of due process, including its “desire to actually inform” requirement.²

¹ Fed. R. Civ. P. 23(c)(2)(B).

² *Mullane v. Cent. Hanover Bank & Trust Co.*, 339 U.S. 306, 315 (1950) (“But when notice is a person’s due, process which is a mere gesture is not due process. The means employed must be such as one desirous of actually informing the absentee might reasonably adopt to accomplish it. The reasonableness and hence the constitutional validity of any chosen method may be defended on the ground that it is in itself reasonably certain to inform those affected . . .”).

CAFA NOTICE

8. As detailed in my Implementation Declaration, on April 21, 2025, Epiq sent 57 CAFA Notice Packages (“CAFA Notice”), as required by the federal Class Action Fairness Act of 2005 (CAFA), 28 U.S.C. § 1715.

NOTICE PROGRAM

Individual Notice

9. As detailed in my Implementation Declaration, Epiq received one data file with 751,895 identified Settlement Class member records, which included names and postal addresses, if available, for the Class List. Epiq deduplicated and rolled-up the records and loaded the unique, identified Settlement Class member records into its database for this Settlement. These efforts resulted in 739,276 unique, identified Settlement Class member records.

Individual Notice – Direct Mail

10. As detailed in my Implementation Declaration, on September 5, 2025, Epiq commenced sending 739,225 double postcard notices with a detachable Claim Form (“Postcard Notices”) to identified Settlement Class members for whom an associated postal address was available (51 records did not have an associated postal address and were not sent a Postcard Notice). The Postcard Notice was sent via USPS first-class mail.

11. The return address on the Postcard Notices is a post office box that Epiq maintains for this Settlement. The USPS automatically forwarded Postcard Notices with an available forwarding address order that had not expired. Postcard Notices returned as undeliverable were remailed to any new address available through USPS information, (for example, to the address provided by the USPS on returned mail pieces for which the automatic forwarding order had expired but was still within the time period in which the USPS returned the piece with the address indicated), or to better addresses that were found using a third-party address lookup service. Upon successfully locating better addresses, Postcard Notices were promptly remailed. As of November 13, 2025, Epiq has remailed 83,243 Postcard Notices.

12. Additionally, a Long Form Notice and Claim Form (“Claim Package”) were mailed

to all persons who request one via the toll-free telephone number or other means. As of November 13, 2025, Epiq mailed 697 Claim Packages as a result of such requests.

Notice Results

13. As of November 13, 2025, a Postcard Notice was delivered to 674,540 of 739,276 unique, identified Class Members. This means the individual Notice efforts reached approximately 91.2% of the identified Settlement Class.

Settlement Website

14. The Settlement Website (www.FrontierDataSettlement.com) continues to be available 24 hours per day, 7 days per week. Relevant documents are posted on the Settlement Website, including the Consolidated Class Action Complaint, Settlement Agreement, Preliminary Approval Order, Long Form Notice, Postcard Notice, Claim Form, Motion for Preliminary Approval, Motion for Final Approval and Application for Attorneys' Fees, Costs, and Service Awards, and other case-related documents. In addition, the Settlement Website includes relevant dates, answers to frequently asked questions ("FAQs"), instructions for how Settlement Class members could opt-out from or object to the Settlement, instructions for submitting a Claim Form, contact information for the Settlement Administrator, and how to obtain other case-related information. Settlement Class Members were also able to submit a Claim Form on the Settlement Website. As of November 13, 2025, there have been 39,524 unique visitor sessions to the Settlement Website, and 126,152 web pages have been presented.

Toll-Free Telephone Number and Other Contact Information

15. The toll-free telephone number (1-888-608-8902) continues to be available for the Settlement. Callers are able to hear an introductory message, have the option to learn more about the Settlement in the form of recorded answers to FAQs, and were able to request a Claim Package be mailed to them. This automated telephone system is available 24 hours per day, 7 days per week. As of November 13, 2025, there have been 3,586 calls to the toll-free telephone number representing 8,729 minutes of use.

16. A postal mailing address was established for the Settlement, and continues to be available

to allow Settlement Class members the opportunity to request additional information or ask questions.

Opt-Out Requests and Objections

17. The Opt-Out Period and Objection Period for the Settlement both ended on October 14, 2025. As of November 13, 2025, Epiq has received 11 timely opt-out requests, and one late opt-opt request. As of November 13, 2025, Epiq is aware of no objections to the Settlement. The Opt-Out Report for the timely opt-out requests is included as **Attachment 1**.

Claim Submission & Distribution

18. The deadline for Settlement Class Members to file a Claim Form was October 27, 2025. As of November 13, 2025, Epiq has received 42,136 Claim Forms (15,334 online and 26,802 paper). Since the October 27, 2025, deadline has recently passed, these numbers are preliminary and are subject to change. As of the date of this declaration, the number of Claim Forms received is consistent with other data breach settlements with similar settlement class member benefits. As standard practice, Epiq is in the process of conducting a complete quality control review of Claim Forms received. There is a likelihood that after detailed review, the total number of Claim Forms received will change due to duplicate and denied Claim Forms.

SETTLEMENT ADMINISTRATION COSTS

19. As of November 13, 2025, Settlement Administration Costs total \$657,276, which is inclusive of the combined cost to implement the Notice Program and administer the Settlement to date. Based on the current scope of the Settlement administration, Epiq estimates approximately \$82,000 in additional costs will be incurred to complete the settlement administration, leading up to and following the Final Approval Hearing.

20. The remaining work to be completed is includes: (a) calculating payments for Credit Monitoring and Cash Payments to Settlement Class Members; (b) distributing Settlement Class Member Benefits to Settlement Class Members (digital payments or physical checks and postage for Cash Payments and emails with Credit Monitoring activation codes); (c) handling undeliverable payments; (d) re-issuing payments; (e) communication with Settlement Class Members, including maintaining the Settlement Website and toll-free telephone number throughout the remaining

duration of the Settlement administration; and (f) associated project management and related billable hours to handle the distribution and related Settlement administration responsibilities. All costs are subject to the Service Contract under which Epiq is retained as the Settlement Administrator, and the terms and conditions of that agreement.

CONCLUSION

21. In class action notice planning, execution, and analysis, we are guided by due process considerations under the United States Constitution, by federal and local rules and statutes, and further by case law pertaining to notice. “[N]otice must be reasonably calculated, under all the circumstances, to apprise interested parties of the pendency of the action and afford them an opportunity to present their objections, *Eisen v. Carlisle & Jacquelin*, 417 U.S. 156 (1974) (citing *Mullane*, 339 U.S. at 314). This framework directs that the notice plan be designed to reach the greatest practicable number of potential class members and, in a settlement class action notice situation such as this, that the notice or notice plan itself not limit knowledge of the availability of benefits—nor the ability to exercise other options—to class members in any way. All of these requirements were met in this case.

22. The Notice Program included individual direct notice via Postcard Notice to identified Settlement Class members. With the address updating protocols that were used, the Notice Program individual notice efforts reached approximately 91.2% of the identified Settlement Class. The reach was further enhanced by a Settlement Website. In 2010, the FJC issued a Judges’ Class Action Notice and Claims Process Checklist and Plain Language Guide, which is relied upon for federal cases. This guide states that, “the lynchpin in an objective determination of the adequacy of a proposed notice effort is whether all the notice efforts together will reach a high percentage of the class. It is reasonable to reach between 70–95%.”³ Here, we have developed and implemented a Notice Program that readily achieved a reach at the highest end of that standard.

³ FED. JUDICIAL CTR, JUDGES’ CLASS ACTION NOTICE AND CLAIMS PROCESS CHECKLIST AND PLAIN LANGUAGE GUIDE 3 (2010), available at <https://www.fjc.gov/content/judges-class-actionnotice-and-claims-process-checklist-and-plain-language-guide-0>.

23. The Notice Program as designed and implemented provided the best notice practicable under the circumstances of this case, conformed to all aspects of Federal Rule of Civil Procedure 23 regarding notice, and satisfied the requirements of due process, including its “desire to actually inform” requirement. *Mullane*, 339 U.S. at 315.

24. The Notice Program schedule afforded sufficient time to provide full and proper notice to Settlement Class members during the Opt-Out Period and Objection Period.

I declare under penalty of perjury that the foregoing is true and correct. Executed November 13, 2025.



Cameron R. Azari, Esq.

Attachment 1



Opt-Out Report

Wilson et al. v. Frontier Communications Parent Inc.

Number	First Name	Last Name
1	HENRY	RODRIGUEZ
2	MATTHEW	ZEISET
3	TERESA	LOCKHART
4	MEGAN	FAULK
5	ELLEN	DOUGLASS
6	REBECCA	INGRAM
7	VICKIE	JENKINS
8	MOUNYEA	LUDWIG
9	TRINTY	STELLA
10	DEBORAH	TARIN
11	KEITH	TOZIN