

# **EXHIBIT 1**

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

JENNA RIES, KATLYN BARBER,  
JOANNE BISHOP, and EMILY ANIBAL,  
on behalf of themselves and those similarly  
situated,

Plaintiffs,

v.

McDONALD'S USA, LLC, McDONALD'S  
CORPORATION, MLMLM  
CORPORATION d/b/a McDONALD'S, and  
M.A.A.K.S., Inc. d/b/a McDONALD's of  
Williamston,

Defendants.

Case No. 1:20-cv-0002-HYJ-RSK

Hon. Hala Y. Jarbou

Mag. Judge Ray Kent

**DECLARATION OF ROBERT HYTE RE: NOTICE MAILING**

I, ROBERT HYTE, declare as follows:

1. I am Director of Operations at Settlement Services, Inc. ("SSI"). The following statements are based on my personal knowledge and information provided by other SSI employees working under my supervision, and, if called on to do so, I could and would testify competently thereto.

2. SSI is serving in this Action as the Settlement Administrator for the purposes of administering the Settlement Agreement (the "Agreement"), preliminarily approved in the Court's Order dated April 5, 2022. I submit this Declaration in order to provide the Court and the Parties to this Action with information regarding the dissemination of the Court Authorized Notice of Settlement of Class Action ("Notice Packet"), processed in accordance with the Court's Order.

3. **Class Data.** On April 6, 2022, Defense Counsel provided SSI with a spreadsheet, derived from Defendants' employment records, (the "Class List") with ninety-eight (98) names and addresses. Later April 6, 2022, Defense Counsel provided SSI with an updated Class List with 98 names, addresses and Social Security Numbers ("SSNs"). On April 14, 2022, Defense

Counsel provided a third spreadsheet with 3 additional Class Members with names, mailing addresses, and SSNs. On April 19, 2022, Class Counsel provided a spreadsheet with confirmed updated contact information for thirty-one (31) Class Members, with names, phone numbers, email addresses, and mailing addresses. On April 19, 2022, Class Counsel provided a second spreadsheet with unconfirmed updated contact information for 2 Class Members, with names, phone numbers and email addresses.

4. **NCOA**. In order to obtain the most current mailing address for Class Members, SSI processed the Class List addresses through the National Change of Address (“NCOA”) database maintained by the United States Postal Service (“USPS”). This process updates addresses for individuals who have moved within the last four years and who filed a change of address card with the USPS.

5. **Notice**. On May 3, 2022 (the “Notice Date”), SSI mailed the Notice Packet by first-class mail, postage prepaid, from Tallahassee, Florida, to the one hundred one (101) Class Members on the Class Lists. SSI also emailed the Notice Packet to the thirty-two (32) Class Members for whom Class Counsel was able to provide email addresses.

6. **Undeliverable Mail**. As of this date, twenty-six (26) original Notice Packets have been returned to SSI by the USPS as undeliverable without forwarding address information. SSI conducted a locator trace for each individual with a returned Notice Packet, and possible new addresses were obtained for twenty-three (23) of them. SSI re-mailed Notice Packets to these possible new addresses. Six (6) remained Notice Packets were subsequently returned undeliverable. No email Notices were returned undeliverable.

7. **Remail by Request**. One (1) Notice Packet was re-mailed at the request of Class Counsel or the Class Member.

8. **Website**. SSI established a website at <https://www.mcdonaldsmasonsettlement.com/>, and the website address is provided in the Class Notice. The website went live on May 3, 2022, the date that the Notice Packet was mailed. The website provides the following: 1) copies of the Third Amended Complaint; 2) copies of all

pleadings filed with regard to Preliminary Approval, including the Settlement Agreement and Addendum 3) the ability to file a claim form and change of address online; 4) information concerning requesting exclusion from or objecting to the Settlement; 5) information regarding hearing dates and deadlines in the case; 6) contact information for the Settlement Administrator and Class Counsel; and 7) answers to Frequently Asked Questions. On June 6, 2022, copies of all pleadings filed with respect to Plaintiffs' Request for Attorneys' Fees, Litigation Costs, and Service Awards; and Final Approval will be posted to the website.

9. **Requests for Exclusion.** The deadline for Class Members to exclude themselves from the Class is a postmark deadline of July 2, 2022. As of June 2, 2022, SSI has received no (0) requests for exclusion.

10. **Objections.** The deadline for Class Members to object to the Settlement is a postmark deadline of July 2, 2022. As of June 2, 2022, SSI has received no (0) objections.

11. **Claim Forms.** The deadline for Class Members to timely submit a Claim Form is a postmark deadline of July 2, 2022. As of June 2, 2022, SSI has received a total of twenty-five (25) valid and timely Claim Forms.

12. **Reminder Postcards.** On June 2, 2022, SSI mailed Reminder Postcards to the seventy-six (76) Class Members, who had not yet submitted a Claim Form or Request for Exclusion by first-class mail, postage prepaid, from Tallahassee, Florida,. To be as thorough as possible, SSI mailed to the seventy-six (76) original addresses provided in the Class List. SSI then traced all seventy-six (76) in an effort to find an updated address using Class Member's names, Social Security Numbers and Addresses and searching the Accurint from LexisNexis database. SSI identified forty-seven (47) Class Members with a more current address and mailed additional Postcards to the newly identified addresses.

13. I will update this information on August 3, 2022, to include the full number of requests for exclusion, objections, and Claims Forms received by the postmark deadline of July 2, 2022.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 2<sup>nd</sup> day of June, 2022, in Tallahassee, Florida.

  
\_\_\_\_\_  
ROBERT HYDE