# LEGAL NOTICE OF CLASS ACTION SETTLEMENT

**You are receiving this Notice because you are a member of a class in a class action lawsuit and you have a legal claim described in this Notice. You are entitled to benefits from a proposed class action settlement if you comply with the terms of the Settlement.**

**This is a court-authorized Notice describing the Settlement and your rights. This is not a solicitation from an attorney, and you are not being sued.**

**PLEASE READ THIS NOTICE CAREFULLY, AS IT EXPLAINS YOUR RIGHTS AND OPTIONS AND THE DEADLINES TO EXERCISE THEM.**

**Claim Number: ‹‹Claim Number››**

**PIN: ‹‹PIN››**

A Settlement has been reached in a class action lawsuit asserting Fair Credit Reporting Act, 15 U.S.C. § 1681 *et seq*. ("FCRA") violations against Xactus, LLC ("Xactus"), and Credit Plus, LLC ("Credit Plus," and collectively "Defendants"), based on the claim that Defendants failed to assure maximum possible accuracy when Credit Plus sold consumer reports to mortgage lenders which included estimated monthly payments on charged off accounts which Plaintiff asserts had not been reported by creditors but instead was calculated by Defendants. Specifically, Plaintiff Yaakov Cinner asserts that Credit Plus sold a "merged infile credit report" that reported a non-zero monthly payment obligation on one of Plaintiff's charged off credit accounts, although Plaintiff did not owe any monthly payment on the account because he had paid it off and two of the three major credit reporting agencies reported the account with a $0 balance. Plaintiff asserts that Credit Plus's estimation of a monthly payment on this account made it appear as if his monthly debt obligations were higher than they actually were.

Plaintiff's legal claim is that Defendants violated a federal law called the Fair Credit Reporting Act by failing to follow reasonable procedures to assure the maximum possible accuracy of the information it reported. Plaintiff alleges that Defendants acted in the same way with respect to other individuals, called the "Class." The lawsuit is known as *Cinner v. Xactus, LLC*, Civil Action No. 2:23-cv-04531-JMY (E.D. Pa.).

Defendants have denied and continue to deny Plaintiff's allegations and deny that they have violated the FCRA or engaged in any wrongful acts. Nevertheless, Plaintiff and Defendants have agreed to resolve the claims of a group of consumers defined as:

> For the period beginning on November 16, 2021 and continuing through the date of the Court's Preliminary Approval Order, all natural persons with an address in the United States and its Territories about whom Credit Plus prepared and sold a Merged Infile Credit Report to a third party where the merged component of the report displayed a charged off account in R9 status with a non-$0 balance and non-$0 calculated monthly payment amount when two of the three consumer reporting agencies both reported the same account to Credit Plus with a $0 balance.

To resolve the lawsuit, Defendants have agreed to pay Two Million Four Hundred Thousand Dollars ($2,400,000) for the creation of a Settlement Fund that will be used for class member payments, administrative costs, attorneys' fees, litigation expenses, and a service award to Plaintiff. A summary of the terms of the Settlement is below – please read it carefully and note the deadlines to act. There is more detailed information about the case and Settlement on the website, www.CinnerFCRAClassAction.com.

**According to Defendants' records, you are a member of the Settlement Class.**

| SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT | |
|---|---|
| **SUBMIT A VALID CLAIM FORM AND RECEIVE A PAYMENT** | To receive a payment from the Settlement, you will need to submit a Claim Form by **September 29, 2026.** You can submit your Claim Form online at www.CinnerFCRAClassAction.com using the Unique Claim Number and PIN Number above. The amount of the payments will depend on the number of claims submitted, but it is expected to be approximately $500. This estimate is based upon the typical claims rates in similar cases – the actual payment amount will depend on the actual claims rate in this case and may be lower or higher.<br><br>If the Court approves the Settlement and it becomes final and effective, you can choose to receive payment electronically through the website, or a check will be mailed to the address listed on the Claim Form, and you will give up your right to bring your own lawsuit against Xactus or Credit Plus about claims related to the reporting of a calculated payment amount for a charged off account.<br><br>You may update and/or confirm your address with the Settlement Administrator at www.CinnerFCRAClassAction.com. |
| **EXCLUDE YOURSELF FROM THE SETTLEMENT** | The Court will exclude from the Class any Class Member who requests exclusion in accordance with the terms of the Settlement Agreement. If you are excluded from the Class, you will receive no benefits from the Settlement or the lawsuit. Requesting exclusion is the only option that will retain your right to bring your own lawsuit against Defendants about the claims described above. If you are not excluded from the Class, you will be bound by the judgment in the case. If you choose to request exclusion, you must do so by **September 29, 2026** and must do so by writing to the Settlement Administrator at the address below. For more information about how to exclude yourself, see www.CinnerFCRAClassAction.com. |
| **OBJECT** | You may object to any of the terms of the Settlement Agreement, including the proposed award of attorneys' fees of $800,000, the litigation expenses of up to $25,000, and/or the separate service award to the Plaintiff of $15,000. For more information on these awards, including Class Counsel's request for fees which will be available on **September 15, 2026,** see www.CinnerFCRAClassAction.com.<br><br>Your deadline to object is **September 29, 2026.** You must do so by writing to the Settlement Administrator, and to the Court. For more information about how to submit an objection and what you must include, see www.CinnerFCRAClassAction.com. |
| **GO TO A HEARING** | You may speak at the Final Approval Hearing, set for **November 5, 2026** if you submit an objection by **September 29, 2026** and mail in a letter saying that you would like to appear and be heard at the hearing. |

If you have questions, please visit the Settlement website at www.CinnerFCRAClassAction.com.

You may also write with questions to:

Cinner v. Xactus, LLC
c/o Settlement Administrator
P.O. Box 16
West Point, PA 19486

**Please do not contact Xactus, Credit Plus, or the Court for information about this Settlement.**

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Cinner v. Xactus, LLC
c/o Settlement Administrator
P.O. Box 16
West Point, PA 19486

PRESORTED
FIRST-CLASS MAIL
U.S. POSTAGE PAID
MAG

NUMBERIC EQUIVALENT

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