

All persons residing in the United States who used one or more mobile devices and whose Location Information was stored by Google while ‘Location History’ was disabled at any time during the Class Period (January 1, 2014 through December 4, 2023), a proposed settlement may affect you.

NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION

A federal court authorized this Notice. You are not being sued. This is not a solicitation from a lawyer.

A proposed settlement has been reached (the “Settlement”¹) of a set of related class action lawsuits against Defendant Google LLC (“Google” or “Defendant”) that were consolidated into a single lawsuit. **You are included in this Settlement, and your rights may be affected by this Settlement, if you are a Settlement Class Member, which is defined as “All natural persons residing in the United States who used one or more mobile devices and whose Location Information was stored by Google while ‘Location History’ was disabled at any time during the Class Period (January 1, 2014 through December 4, 2023).”**

In the consolidated lawsuit, plaintiffs allege that Google collected and stored their Location Information without their consent while Location History was disabled. The Settlement resolves the legal claims in the consolidated lawsuit against Google. Google denies all the legal claims in the lawsuit, and by agreeing to the Settlement does not admit to any wrongdoing.

No money will be paid directly to Settlement Class Members.

Under the Settlement, Google will pay \$62 million into a Settlement Fund that will be used to fund payments to one or more independent non-profit 501(c)(3) organizations with a track record of addressing privacy concerns on the internet (either directly or through grants), as well as an award of reasonable attorneys’ fees and costs, service awards for class representatives, notice and administration costs related to the Settlement, and taxes. Google also will revise certain practices and disclosures related to the collection of Location Information.

This Notice summarizes the proposed Settlement and your legal rights. For the precise terms of the Settlement, please see the Settlement Agreement available at www.GoogleLocationHistorySettlement.com.

This Notice explains important legal rights you may have. If you are a Settlement Class Member, your legal rights will be affected regardless of whether you do or do not act. The following rights and options—**and the deadlines to exercise them**—are explained in this Notice.

The Court in charge of this consolidated lawsuit has preliminarily approved the Settlement and will hold a hearing to make a final decision whether to approve it, on April 18, 2024 at San Jose Courthouse, Courtroom 4—5th Floor, 280 South 1st Street, San Jose, CA 95113 at 9 a.m. Money will only be paid to the independent non-profit 501(c)(3) organizations if the Court gives final approval to the Settlement and, if there are any appeals, after the appeals are resolved in favor of the Settlement.

¹ All capitalized terms not defined herein have the same meaning as in the Settlement Agreement, which can be viewed at www.GoogleLocationHistorySettlement.com.

SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT

DO NOTHING	Unless you exclude yourself, you are automatically part of the Settlement. If you do nothing, you will give up the right to sue, continue to sue, or be part of another lawsuit against Google related to the legal claims resolved by this Settlement.
EXCLUDE YOURSELF FROM THE SETTLEMENT	You can choose to request exclusion from the Settlement by March 4, 2024. This option allows you to sue, continue to sue, or be part of another lawsuit against Google related to the legal claims resolved by this Settlement.
OBJECT TO THE SETTLEMENT AND/OR ATTEND A HEARING	If you do not exclude yourself from the Settlement, you may object to it by writing to the Court about why you don't like the Settlement, by March 4, 2024. You may object to the Settlement and ask the Court for permission to speak at the Final Approval Hearing about your objection.

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION	2
WHO IS IN THE SETTLEMENT	3
THE SETTLEMENT BENEFITS	4
THE LAWYERS REPRESENTING YOU	6
EXCLUDING YOURSELF FROM THE SETTLEMENT	6
COMMENTING ON OR OBJECTING TO THE SETTLEMENT	7
THE COURT'S FINAL APPROVAL HEARING	8
IF I DO NOTHING	8
GETTING MORE INFORMATION	9

BASIC INFORMATION

1. Why was this Notice issued?

A federal court authorized this Notice because you have a right to know about the proposed Settlement of this class action lawsuit and about all your options before the Court decides whether to grant final approval of the Settlement. This Notice explains the lawsuit, your legal rights, and the proposed settlement.

Judge Edward J. Davila of the United States District Court for the Northern District of California is overseeing the consolidated lawsuit, which are called *In re: Google Location History Litigation*, 5:18-cv-05062-EJD (N.D. Cal.). The people that pursued this consolidated action are called the "Plaintiffs" and the company they sued, Google, is called the "Defendant."

Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com

2. What is this lawsuit about?

This consolidated lawsuit alleges that the Defendant stored Location Information from persons residing in the United States who used one or more mobile devices while “Location History” was disabled between January 1, 2014 and December 4, 2023.

During the Class Period (between January 1, 2014 and December 4, 2023), “Location History” was a Google Account setting that was off by default. In this consolidated lawsuit, Plaintiffs allege that users who disabled, or did not enable, the Location History setting did not consent to Google’s storage of any Location Information about them.

For purposes of this settlement, the term Location Information refers to any data used to identify a user or device and a place in the world at a point in time by use of GPS coordinate monitoring technology, IP address, cell tower data, wireless internet access points (Wi-Fi data), or Bluetooth data.

The Defendant expressly denies any liability or wrongdoing with respect to the Plaintiffs’ allegations.

3. What is a class action?

In a class action, one or more individuals sue on behalf of other people with similar legal claims. Together, the people included in the class action are called a class or class members. One court resolves the lawsuit for all class members, except for those who exclude themselves from a settlement. In this Settlement, the Settlement Class Representatives are Napoleon Patacsil, Michael Childs, and Noe Gamboa.

4. Why is there a Settlement?

The Court did not decide in favor of Plaintiffs or Google. Google denies all claims that it violated any law. Settlements avoid the costs and uncertainty of a trial and appeals. The Settlement Class Representatives and their attorneys think the Settlement is best for all Settlement Class Members.

WHO IS IN THE SETTLEMENT?

5. How do I know if I am part of the Settlement?

You are part of the Settlement if you are in the Settlement Class. The Court decided that the Settlement Class includes “All natural persons residing in the United States who used one or more mobile devices and whose Location Information was stored by Google while ‘Location History’ was disabled at any time during the Class Period (January 1, 2014 through December 4, 2023).”

6. Are there exceptions to being included?

Yes. The Settlement Class does not include: (a) all persons who are directors, officers, employees, or agents of Google or its subsidiaries and affiliated companies; (b) the Court, the Court’s immediate family, and Court staff, as well as any appellate court to which this matter is ever assigned, and its immediate family and staff; and (c) eligible persons who submit a timely and valid Request for Exclusion from the Settlement Class.

If you are not sure whether you are included in the Settlement Class, or have any other questions

Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com

about the Settlement, visit www.GoogleLocationHistorySettlement.com, write with questions info@googlelocationhistorysettlement.com or call the Settlement Administrator at 1-877-673-2191.

THE SETTLEMENT BENEFITS

7. What does the Settlement provide?

A \$62 million Settlement Fund will be created. The Settlement Fund will be used to pay the cost of settlement notice and administration, any Attorneys' Fees and Expenses Award, any Service Awards, and taxes. The amount remaining after these items are paid (the "Net Settlement Fund"), will be paid to one or more independent non-profit 501(c)(3) organizations with a track record of addressing privacy concerns on the internet (either directly or through grants) (the "Approved Cy Pres Recipients"). The parties have nominated the following non-profit organizations to the Court thus far:

- The American Civil Liberties Union Foundation (Speech, Privacy, and Technology Project)
- The American Civil Liberties Union Foundation of Northern California (Technology and Civil Liberties Program)
- Berkman Klein Center for Internet & Society at Harvard University
- Center for Democracy & Technology
- Connect Safely
- Data & Society Research Institute
- Electronic Frontier Foundation
- Electronic Privacy Information Center
- Fordham University Center on Law and Information Policy (CLIP)
- FPF Education & Innovation Foundation
- The Internet Archive
- The Markup
- MIT Internet Policy Research Initiative
- National Cyber Security Alliance
- New York University Information Law Institute
- Privacy Rights Clearinghouse
- The Rose Foundation for Communities and the Environment
- Yale Law School Information Society Project (ISP)

The proposal from each of the proposed non-profit 501(c)(3) organizations describing how it would use money from the Settlement will be made available on the Settlement Website, at www.GoogleLocationHistorySettlement.com. Any additional, new, or updated proposals for cy pres funding from these or any other organizations will be posted on the Settlement Website.

The Court will decide which non-profit 501(c)(3) organization or organizations will receive the money. No money will be provided until approved by the Court at the Final Approval Hearing, and after the time for any appeals has passed or any such appeals have been decided in favor of the settlement.

Google has agreed to make certain disclosures regarding its practices with respect to Location Information, notify users in the event it makes certain changes with respect to its practices regarding Location Information, and refrain from making certain types of changes to its current practices and policies regarding Location Information. For more information on the non-financial consideration for the Settlement, you may view the Non-Monetary Terms set forth in Exhibit C to the Settlement Agreement at www.GoogleLocationHistorySettlement.com.

Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com

8. How will the Cy Pres Recipients use the Settlement money?

Detailed proposals from each Proposed Cy Pres recipient regarding how they would use funds awarded by the Court will be made available on the Settlement Website at www.GoogleLocationHistorySettlement.com.

Each Approved Cy Pres Recipient must agree that, as a condition of receiving any portion of the Settlement Fund, they shall provide a specific proposal demonstrating and committing to use the funds to promote the protection of internet privacy. As another condition of receiving any portion of the Settlement Fund, each Approved Cy Pres Recipient shall agree to provide a report to the Court and the parties every six months informing the Court and the parties of how any portion of the Settlement Fund allocated to the recipient has been used and how remaining funds are intended to be used. Such reports will be posted on the Settlement Website at www.GoogleLocationHistorySettlement.com.

9. Can I receive any money from the Settlement?

No, the Plaintiffs and Google have agreed to a Settlement that provides for the Net Settlement Fund to be paid to one or more independent non-profit 501(c)(3) organizations with a track record of addressing privacy concerns on the internet (either directly or through grants) (the “Approved Cy Pres Recipients”).

10. What are the Released Claims?

If you do not exclude yourself from the Settlement Class, you will be releasing all your legal claims relating to the allegations and legal theories in the consolidated lawsuit, which allege that Google improperly collected, used, or disclosed data relating to the location of mobile devices. You may view the entire Complaint on the Settlement Website at www.GoogleLocationHistorySettlement.com.

The claims you are giving up are called “Released Claims,” and they are defined in paragraph 52 of the Settlement Agreement www.GoogleLocationHistorySettlement.com. When the Settlement becomes final, you (and anyone claiming through you, or acting or purporting to act on your behalf, such as your heirs, estates, trustees, principals, beneficiaries, parents, guardians, executors, administrators, representatives, agents, attorneys, partners, successors, predecessors-in-interest, and assigns) will be releasing the Released Claims against Google, Google’s parent companies, their respective officers, directors, employees, members, agents, attorneys, administrators, representatives, insurers, beneficiaries, trustees, shareholders, investors, contractors, joint venturers, predecessors, successors, assigns, transferees, and all other individuals and entities acting on Google’s behalf in connection with the Released Claims.

By releasing your legal claims, you are giving up the right to file lawsuits against, or seek further compensation from, Google and the affiliated entities listed above based on those claims—whether or not you are currently aware of those claims. That means you will be bound to the terms of the Settlement and accompanying Court order, and cannot bring a lawsuit, or be part of another lawsuit against Google or the other entities listed in the paragraph above regarding the Released Claims. The “Releases and Dismissal of Action” section in the Settlement Agreement provides more detail regarding the legal claims that you give up if you remain in the Settlement Class. You can review the entire Settlement Agreement at www.GoogleLocationHistorySettlement.com.

Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com

THE LAWYERS REPRESENTING YOU

11. Do I have a lawyer in the case?

Yes. The Court has appointed Tina Wolfson of Ahdoot & Wolfson, PC and Michael W. Sobol of Lieff Cabraser Heimann & Bernstein, LLP to represent the Settlement Class as Lead Class Counsel. You will not be charged for their services. If you have any questions about the case, you may call 1-877-673-2191, or email info@googlelocationhistorysettlement.com.

12. Should I get my own lawyer?

You do not need to hire your own lawyer because Lead Class Counsel works for you. If you want to be represented by your own lawyer, you may hire one at your own expense.

13. How will the lawyers be paid?

Lead Class Counsel will ask the Court for an Attorneys' Fees and Expenses Award, consisting of an award of attorneys' fees not to exceed 30% of the Settlement Fund, and costs not to exceed \$155,000. They will also ask the Court to approve a Service Award for each of the Settlement Class Representatives not to exceed \$5,000 each. Google has the right to oppose Lead Class Counsel's request for fees, reimbursement of costs, and Service Awards, and Settlement Class Members have the right to object. The Court may award less than these amounts. If approved, these fees, costs and awards will be paid from the Settlement Fund.

EXCLUDING YOURSELF FROM THE SETTLEMENT

14. How do I exclude myself from the Settlement?

If you want to keep your right, if any, to separately sue Google about the legal issues in this consolidated lawsuit, you must take steps to exclude yourself from the Settlement Class. The deadline for requesting exclusion from the Settlement is March 4, 2024.

To exclude yourself from the Settlement, you must submit a completed and signed Request for Exclusion by email to exclusions@googlelocationhistorysettlement.com or by U.S. mail at the below address. If you submit your Request for Exclusion by email to the Settlement Administrator, the Request for Exclusion **must be attached as an attachment to the email and must contain your physical signature**. A request for exclusion in the body of the email will **not** be considered valid due to the lack of physical signature).

Your Request for Exclusion must include:

- 1) the case name and number (*In re: Google Location History Litigation.*, 5:18-cv-05062-EJD (N.D. Cal.));
- 2) your name, address, and email address;
- 3) the email address(es) associated with your Google account(s) (if any);
- 4) your physical signature;
- 5) a statement that clearly indicates that you intend to be excluded from the Settlement Class for purposes of this Settlement; and
- 6) a statement that you are a natural person residing in the United States who used one or more mobile devices while "Location History" was disabled at any time during the Class Period (January 1, 2014 through the December 4, 2023).

Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com

Your request for exclusion must be submitted by email to exclusions@googlelocationhistorysettlement.com or via U.S. mail at the address below:

P.O. Box 2227
Portland, OR 97208-2227

If you exclude yourself, you are stating to the Court that you do not want to be part of the Settlement Class or the Settlement.

If submitted by email, the Request for Exclusion must be submitted no later than 11:59 p.m. PST on or before March 4, 2024.

If submitted by U.S. mail, the Request for Exclusion must be **postmarked** no later than March 4, 2024.

COMMENTING ON OR OBJECTING TO THE SETTLEMENT

15. How do I tell the Court if I do not like the Settlement?

If you are a Settlement Class Member, you can object to the approval of the Settlement, the request for Attorneys' Fees and Expenses, and/or the request for Class Representative Service Awards. You can give reasons why you think the Court should not approve the Settlement. The Court will consider your views.

You can ask the Court to deny approval of the Settlement by filing an objection. You can't ask the Court to order a different settlement; the Court can only approve or deny the Settlement. If the Court denies approval, no Settlement payments will be made to any of the one or more selected independent non-profit 501(c)(3) organizations with a track record of addressing privacy concerns on the internet (the Approved Cy Pres Recipients), Google will not be obligated by the Settlement to make any changes to its practices and disclosures related to the collection of Location Information, and the lawsuit will continue.

Your objection must include:

- 1) the case name and number: *In re: Google Location History Litigation.*, 5:18-cv-05062-EJD (N.D. Cal.);
- 2) your name, address, and email address as the objector;
- 3) the email address(es) associated with the Google account(s) (if any) of the objector
- 4) your physical signature as the objector;
- 5) a statement that you as the objector are a natural person who resided in the United States and used one or more mobile devices while "Location History" was disabled at any time during the Class Period (January 1, 2014 through the December 4, 2023);
- 6) a statement of whether the objection applies only to the objector, a subset of the Settlement Class, or the entire Settlement Class;
- 7) a statement of the specific grounds for the objection, including any legal and factual support and any evidence in support of the objection; and
- 8) a statement of whether you (the objecting Settlement Class Member) intend to appear at the Final Approval Hearing, and if so, whether personally or through your own lawyer.

All objections from Settlement Class Members regarding the proposed Settlement must be submitted in writing to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California; or by filing them electronically or in person at any location of the United States District Court for the Northern District of California, and they must be **filed or postmarked** on or before March 4, 2024.

Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com

**Class Action Clerk
United States District Court for the Northern District of California
280 South 1st Street
San Jose, California 95113**

You or your lawyer may be permitted to speak at the Final Approval Hearing about your objection. To do so, you must include a statement in your objection indicating that you or your lawyer intend to appear at the Final Approval Hearing, as well as a detailed description of any evidence you may offer at the Final Approval Hearing and copies of any exhibits you may introduce at the Final Approval Hearing.

16. What is the difference between objecting and asking to be excluded?

Objecting is telling the Court that you do not like something about the Settlement. You can object to the Settlement only if you do not exclude yourself from the Settlement. Excluding yourself from the Settlement is stating to the Court that you do not want to be part of the Settlement Class or the Settlement. If you exclude yourself from the Settlement, you cannot object to it because it no longer affects you.

THE COURT’S FINAL APPROVAL HEARING

17. When is the Court’s Final Approval Hearing?

The Court has scheduled a Final Approval Hearing at **9 a.m. PST on April 18, 2024**. If the hearing proceeds **in person**, it will be held at the San Jose Courthouse, Courtroom 4—5th Floor, 280 South 1st Street, San Jose, CA 95113.

At the Final Approval Hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate. The Court will also consider whether to approve Lead Class Counsel’s request for an award of attorneys’ fees and expenses, as well as the Settlement Class Representatives’ Service Awards. If there are objections, the Court will consider them. Judge Davila will listen to people who have asked to speak at the hearing (see Question 15 above). After the hearing, the Court will decide whether to approve the Settlement.

The date or time of the Final Approval Hearing may change. Please check the Settlement Website, www.GoogleLocationHistorySettlement.com, or the Court’s PACER site to confirm that the date has not been changed. You may also visit these websites for any updates, and to find out whether the Final Approval Hearing will be held in person or by video conference.

18. Do I have to attend the Final Approval Hearing?

No. Lead Class Counsel will answer any questions the Court may have. You may attend at your own expense if you wish. If you submit an objection, you do not have to attend the Final Approval Hearing to talk about it. If you submit your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but such attendance is not necessary for the Court to consider an objection that was filed on time.

IF I DO NOTHING

19. What happens if I do nothing at all?

If you are a Settlement Class Member and you do nothing, you will give up the rights explained **Questions? Call 1-877-673-2191 or visit www.GoogleLocationHistorySettlement.com**

in Question 10, including your right to start a lawsuit, continue a lawsuit, or be part of any other lawsuit against Google and the Released Parties about the legal issues resolved by this Settlement.

GETTING MORE INFORMATION

20. How do I get more information?

This Notice summarizes the proposed Settlement. Complete details are provided in the Settlement Agreement. The Settlement Agreement and other related documents are available at the Settlement Website, www.GoogleLocationHistorySettlement.com.

You may also contact the Settlement Administrator by email, phone, or mail:

Email: info@googlelocationhistorysettlement.com

Toll-Free: 1-877-673-2191

Mail: P.O. Box 2227, Portland, OR 97208-2227

Publicly filed documents can also be obtained by visiting the office of the Clerk of the United States District Court for the Northern District of California. You may also access Court's online docket for this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>.

PLEASE DO NOT TELEPHONE OR DIRECTLY CONTACT THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THE SETTLEMENT PROCESS.