

Class Action Settlement Notice

You are receiving this Notice because ChartOne's records indicate that you requested copies of medical records (either directly from your health care provider or through your lawyer) for which you were billed by ChartOne on or after August 7, 1999, and paid more than the amounts listed below. Under a class action settlement, you may be eligible to receive a \$15.00 payment from ChartOne.

This Settlement arises from two lawsuits filed in District of Columbia Superior Court which allege that ChartOne overcharged persons who requested copies of their medical records (either directly or through a lawyer). The two cases are: *Ford v. ChartOne, Inc.*, Case No. 02-CA-7111 (filed as a class action) and *Peter Petersan et al. v. ChartOne, Inc.*, Case No. 03-CA-8328 (filed as a representative action under the District of Columbia consumer protection statute). ChartOne denies that it overcharged anyone, but wishes to settle the cases.

Under the terms of the Settlement, ChartOne has agreed to pay \$15.00 to patients who requested and paid ChartOne for copies of their own medical records from their health care provider when the charge was in excess of the then applicable rate for medical records set by the Maryland Legislature as set forth in the Annotated Code of Maryland, Health (General) Article, section 4-304 (and with no clerical or preparation fee for patients who requested their records directly rather than through a lawyer on or after April 14, 2003). Going forward, ChartOne has also agreed to reduce the rates it charges persons who request copies of their medical records either (directly or through an attorney) to no more than (a) the applicable rate for medical records set forth in the Ann. Code of Md., Health (General) § 4-304, or (b) by federal regulations at Title 45 of the Code of Federal Regulations, section 164.524 if the patient requests the records directly (*i.e.*, not through a lawyer). ChartOne has also agreed under the Settlement Agreement to pay the costs of mailing notice and paying claims, pay the three Representative Plaintiffs \$2,000 each, pay plaintiffs' attorneys legal fees of \$219,000, and pay half the cost of administering the claims process.

As a potential class member, in addition to other legal rights you may have in this case, you may: (1) mail the attached Claim Form and any required documents to Ford v. ChartOne Class Administrator, c/o The Garden City Group, Inc., P.O. Box 9183, Dublin, OH 43017-4183 postmarked on or before January 31, 2008 for a \$15.00 refund or (2) "opt-out" of the Class and the Settlement by mailing a statement saying you wish to "opt-out" of the Settlement to Ford v. ChartOne Class Administrator, c/o The Garden City Group, Inc., P.O. Box 9183, Dublin, OH 43017-4183 postmarked on or before October 30, 2007. The Judgment, whether favorable or not, will include all Class Members who do not "opt-out". Any Class Member who does not "opt-out" may, if desired, enter an appearance through a separate attorney of his or her choosing. Class Members who file a Claim or do nothing will be bound by the terms of the Settlement and will not be able to bring separate lawsuits for any alleged overcharges by ChartOne between August 7, 1999 and the date this case is terminated. Class Members who "opt-out" will not be bound by the terms of the Settlement, will not be eligible to receive \$15.00, and will not be entitled to object to the Settlement or to appear and be heard at the Settlement Hearing. Class Members wishing to object to some or all of the terms of the Settlement must file their objections in the Office of the Clerk, District of Columbia Superior Court, 500 Indiana Ave., N.W., Washington, D.C. 20001 and serve copies on the lawyers in the case listed below postmarked on or before October 30, 2007.

A Settlement Hearing will be held before the Court on January 11, 2008 at 2:00 p.m., in Courtroom No. A50 at the District of Columbia Superior Court, (or at such adjourned times and dates as the Court may direct without further notice) to determine whether the proposed settlement should be approved. You need not attend the Settlement Hearing unless you object to some or all of the terms of the Settlement.

The Settlement documents and other documents filed in the case can be viewed at the Office of the Clerk, District of Columbia Superior Court, 500 Indiana Ave., N.W., Washington, D.C. 20001 during normal court hours and the Settlement documents are available online at www.ChartOneRecordsSettlement.com.

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