

The Honorable Robert S. Lasnik

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

ADRIENNE BENSON and MARY
SIMONSON, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

DOUBLEDOWN INTERACTIVE, LLC, a
Washington limited liability company,
INTERNATIONAL GAME TECHNOLOGY, a
Nevada corporation, and IGT, a Nevada
corporation,

Defendants.

No. 18-cv-525-RSL

**DECLARATION OF REED
BAESSLER REGARDING
SETTLEMENT ADMINISTRATION**

1 I, REED BAESSLER, declare and state as follows:

2 1. I am an Assistant Director of JND Legal Administration (“JND”). This Declaration is
3 based on my personal knowledge, as well as upon information provided to me by experienced JND
4 employees, and if called upon to do so, I could and would testify competently thereto.

5 2. JND is a legal administration services provider with its headquarters located in Seattle,
6 Washington. JND has extensive experience in all aspects of legal administration and has administered
7 settlements in hundreds of cases. As an Assistant Director of JND, among my responsibilities is to
8 monitor the implementation of our notice and claim administration programs. I have more than 10
9 years of experience with such programs.

10 3. JND is serving as the Settlement Administrator¹ in the above-captioned litigation
11 (“Action”) for the purposes of administering the notice plan pursuant to Order Granting Plaintiffs’
12 Motion for Preliminary Approval of Class Settlement, dated November 14, 2022; Order Granting in Part
13 Plaintiffs’ Unopposed Motion to Continue Settlement Deadlines, dated December 16, 2022; and Order
14 Granting Plaintiffs’ Unopposed Motion to Continue Settlement Deadlines by Additional 14 Days, dated
15 January 23, 2023 (collectively, “Orders”).

16 4. This Declaration is being filed to report on the implementation of the notice plan outlined
17 in the Settlement Agreement and provide an update on claims received.

18 **CAFA NOTICE**

19 5. In compliance with the Class Action Fairness Act (“CAFA”), 28 U.S.C. § 1715, JND
20 compiled a CD-ROM containing the following documents:

- 21 a. Class Action Complaint, filed on April 9, 2018;
- 22 b. Unopposed Motion for Preliminary Approval of Class Action Settlement
23 Agreement, filed on November 11, 2022;
- 24 c. Declaration of Todd Logan in Support of Unopposed Motion for Preliminary
25 Approval of Class Action Settlement Agreement, filed on November 11, 2022;
- 26

27 ¹ Capitalized terms used and not otherwise defined herein shall have the meanings given such terms in the Class Action
28 Settlement Agreement.

- d. Class Action Settlement Agreement, filed on November 11, 2022, and attaching the proposed Claim Form, Email Notice, Postcard Notice, Long Form Notice, Plan of Allocation, and Stipulated Undertaking Re: Attorneys' Fees and Costs; and
- e. Order Granting Plaintiffs' Motion for Preliminary Approval of Class Action Settlement, filed on November 14, 2022.

6. The CD-ROM was mailed on November 21, 2022, to the appropriate Federal and State officials identified in the attachment with an accompanying cover letter, a copy of which is attached hereto as **Exhibit A**.

CLASS LIST DATA

7. From November 29, 2022 through January 19, 2023, JND received data files from Platform Providers² and Defendants, which contained—where available—the names, mailing addresses, email addresses, phone numbers, Player IDs, and Lifetime Spending Amounts of individuals identified as Settlement Class Members. JND analyzed the raw data by deduplicating data from each Platform Provider, then consolidating the sources, resulting in 3,182,549 unique email addresses. Based on this data, the Lifetime Spending Amount for Settlement Class Members between April 1, 2014 and June 30, 2022 was \$2,090,068,158.51, and the Lifetime Spending Amount for Settlement Class Members for all time, beginning in 2010 and running through November 14, 2022, was \$3,379,322,797.56.

8. The Settlement Class Member data was promptly loaded into a database established for this Action.

EMAIL NOTICE CAMPAIGN

9. On February 14, 2023, JND sent the Court-approved notice via email ("Email Notice") to 3,103,168 email addresses of Settlement Class Members. 79,381 Class List email addresses that failed a validation check were excluded. Records with multiple email addresses were sent an Email Notice to each unique email address. A representative copy of the Email Notice is attached hereto as **Exhibit B**.

² The Platform Providers are Amazon, Apple, Meta, and Google.

10. Of the 3,103,168 total email addresses sent, 2,705,829 were delivered, a rate of 87.2%.

11. On March 12, 2023, JND sent the first Reminder Email Notice to 2,661,014 email addresses of Settlement Class Members who had not submitted a Claim Form to date. The email contained the same text as the initial notice, except for the subject line indicating it was a reminder. Of these first Reminder Email Notices, 2,652,528 were deliverable, a rate of 99.7%.

12. On April 1, 2023, JND sent the second Reminder Email Notice to 2,623,500 email addresses of Settlement Class Members who had not submitted a Claim Form to date. The email contained the same text as the initial notice, except for the subject line indicating it was a reminder. Of these second Reminder Email Notices, 2,616,928 were deliverable, a rate of 99.7%.

13. On April 6, 2023, JND sent the third Reminder Email Notice to 2,614,235 email addresses of Settlement Class Members who had not submitted a Claim Form to date. The email contained the same text as the initial notice, except for the subject line indicating it was a reminder. Of these third Reminder Email Notices, 2,546,090 were deliverable, a rate of 97.4%.

MAILED NOTICE

14. On February 14, 2023, JND mailed the Court-approved notice via mail (“Postcard Notice”) to Settlement Class Members with a Lifetime Spending Amount greater than \$100.00 for whom a mailing address was available. Prior to mailing, JND performed address research using data from the National Change of Address (“NCOA”) database and updated the mailing addresses accordingly.³ The mailing included 92,515 individuals with a Lifetime Spending Amount greater than \$100.00 whose addresses were obtained by reverse email address lookup. JND also mailed 79,007 Postcard Notices to individuals whose Email Notice was undeliverable but whose mailing address was contained in the Class List. A total of 504,160 Postcard Notices were mailed. A representative copy of the Postcard Notice is attached hereto as **Exhibit C**.

15. As of May 2, 2023, 2,786 Postcard Notices were forwarded by USPS to updated addresses and 54,462 Postcard Notices were returned as undeliverable. Of the 54,462 undeliverable Postcard Notices, 32 Postcard Notices were returned with updated addresses provided by USPS and were subsequently

³ The NCOA database is the official United States Postal Service (“USPS”) technology product which makes changes of address information available to mailers to help reduce undeliverable mail pieces before mail enters the mail stream.

1 remailed. For the remaining undeliverable Postcard Notices, JND conducted advanced address searches and
 2 received updated address information for 29,236 records. JND remailed 29,236 Notices to the new
 3 addresses accordingly. Of the 29,236 Notices mailed to new addresses, 3,647 were undeliverable. Overall,
 4 Postcard Notices to 475,287 Settlement Class Members were deliverable, a rate of 94.3%.

5 16. As of May 2, 2023, over 90% of the Class List has received direct notice via Email Notice
 6 and/or Postcard Notice.

7 **DIGITAL AD CAMPAIGN**

8 17. On February 14, 2023, JND caused the digital effort to launch with Google Display
 9 Network (“GDN”), Twitter, Facebook, Instagram, and YouTube. The digital effort concluded on March 13,
 10 2023, delivering 316,669,409 impressions to U.S. adults 18 years of age or older. A portion of the
 11 impressions were targeted towards those with an interest in or purchase intentions with DoubleDown
 12 Casino, DoubleDown Fort Knox, DoubleDown Classic, Ellen’s Road to Riches, mobile gaming,
 13 casino games, and/or gambling apps on GDN; users interested in DoubleDown Casino, DoubleDown
 14 Fort Knox, DoubleDown Classic, Ellen’s Road to Riches, mobile gaming, casino games, and/or
 15 mobile/online gambling on Facebook and Instagram; keywords such as DoubleDown Casino,
 16 DoubleDown Fort Knox, DoubleDown Classic, Ellen’s Road to Riches, online slots, online gaming,
 17 online gambling, and/or Facebook gaming on Twitter; and users in the market for online games, social
 18 games, or searches for or use of applications similar to DoubleDown Casino, DoubleDown Fort Knox,
 19 DoubleDown Classic, and/or Ellen’s Road to Riches on YouTube.

20 18. The digital ads were served across all devices (desktop, laptop, tablet, and mobile),
 21 with an emphasis on mobile. Screenshots of the Digital Notices as they appeared on GDN, Twitter,
 22 Facebook, Instagram, and YouTube are attached as **Exhibit D**.

23 **SETTLEMENT WEBSITE**

24 19. On November 22, 2022, JND established a Settlement Website for the Action,
 25 www.DoubleDownSettlement.com, which informs Settlement Class Members about the Action; hosts
 26 copies of relevant case documents including, but not limited to, copies of the Notice, Claim Form, Class
 27 Action Complaint, Settlement Agreement, Orders, and relevant motions for attorneys’ fees/expenses
 28

1 and incentive awards; provides answers to frequently asked questions; and lists contact information
 2 for JND by telephone, email address, and mailing address. A copy of the Notice is attached as **Exhibit**
 3 **E**. A copy of the Claim Form is attached as **Exhibit F**. Prior to the claim filing deadline, the Settlement
 4 Website allowed Settlement Class Members to submit claims electronically. It also gives Settlement
 5 Class Members the opportunity to view their estimated Settlement Payment.

6 20. Class Counsel's Motion for Award of Attorneys' Fees and Expenses and Issuance of
 7 Incentive Awards, Dkt. #533, was—after its filing—promptly posted on the Settlement Website where
 8 it could be easily accessed by Settlement Class Members.

9 21. As of May 2, 2023, the Settlement Website has tracked 364,746 unique visitors and
 10 1,742,777 pageviews.

11 **TOLL-FREE TELEPHONE NUMBER**

12 22. On November 22, 2022, JND launched a toll-free telephone number, 1-844-633-0698,
 13 for Settlement Class Members to call for information related to the Action. The telephone line is
 14 available 24 hours a day, 7 days a week.

15 23. As of May 2, 2023, JND has received 8,601 calls.

16 **CLAIMS RECEIVED**

17 24. The notice states that any Settlement Class Member who wants to receive a Settlement
 18 Payment must submit a completed Claim Form to the Settlement Administrator online via the
 19 Settlement Website or by mail. Claims Forms must have been submitted online or postmarked by
 20 April 11, 2023 to be considered timely.

21 25. As of May 2, 2023 JND has received a total of 130,765 timely claims, 129,229 online
 22 and 1,536 by mail or email. In JND's preliminary review, it is estimated that the total Lifetime
 23 Spending Amount of the claims received to date is approximately \$594,423,645.63. As we continue
 24 analyzing claim form data, we anticipate this value will increase.

25 26. Approximately 40,000 of the 129,229 online claims were filed in a repetitious manner
 26 without Application information. Based on my knowledge and experience, I believe these claims are
 27
 28

likely some sort of “spam” submitted by a single person or entity. When claims validation is completed, I anticipate these claims will not match Class List data and will be denied.

EXCLUSIONS RECEIVED

27. The Notice informed Settlement Class Members that to request exclusion from the Action, they must submit their exclusion request to JND, and the request must be emailed or postmarked by April 11, 2023.

28. As of May 2, 2023, JND has received seven timely and complete exclusion requests, from Judith Both, Michael Clegg, David Deroussis, Whitney Goodman, Margaret Herbst, Rita Hockman, and Maria Zapico.

OBJECTIONS

29. The Notice informed Settlement Class Members that to object to the Settlement, they must submit their written objection to Class Counsel and Defendant’s Counsel by April 11, 2023.

30. As of May 2, 2023, JND is not aware of any objections.

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

Executed on May 2, 2023, at Seattle, Washington.



REED BAESSLER

- EXHIBIT A -



November 21, 2022

The Appropriate Federal
and State Officials Identified
in Attachment A

RE: CAFA Notice of Proposed Class Action Settlement

Dear Sir or Madam:

This Notice is being provided to you in accordance with the Class Action Fairness Act ("CAFA"), 28 U.S.C. § 1715 on behalf of Defendants DoubleDown Interactive, LLC; International Game Technology; and IGT in the below-referenced class action ("the Action"). A Class Action Settlement Agreement was filed with the Court on November 11, 2022. The Court granted preliminary approval to the settlement on November 14, 2022, and has scheduled a Final Approval Hearing on March 30, 2023, at 11:00 a.m. Pacific Time.

Case Name:	<i>Benson et al. v. DoubleDown Interactive, LLC et al.</i>
Case Number:	2:18-cv-00525-RSL
Jurisdiction:	United States District Court for the Western District of Washington
Date Settlement filed with Court:	November 11, 2022

Copies of all materials filed in the above-named actions are electronically available on the Court's Pacer website found at <https://pcl.uscourts.gov>. Additionally, in compliance with 28 U.S.C. § 1715(b), the enclosed CD-ROM contains the following documents filed in the Action:

01 - Complaint.pdf

Complaint – Class Action, filed on April 9, 2018
First Amended Class Action Complaint, filed on July 23, 2018
Second Amended Class Action Complaint, filed on April 26, 2021

02 - Motion for Preliminary Approval.pdf

Unopposed Motion for Preliminary Approval of Class Action Settlement Agreement, filed on November 11, 2022

03 - Declaration of Todd Logan in Support of Preliminary Approval.pdf

Declaration of Todd Logan in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement Agreement, filed on November 11, 2022

04 - Settlement Agreement.pdf

Class Action Settlement Agreement, filed on November 11, 2022, and attaching:

Exhibit A – Claim Form
Exhibit B – Email Notice

Exhibit C – Postcard Notice
Exhibit D – Long Form Notice
Exhibit E – Plan of Allocation
Exhibit F – Stipulated Undertaking Re: Attorneys’ Fees and Costs

05 – Preliminary Approval Order.pdf

Order Granting Plaintiffs’ Motion for Preliminary Approval of Class Action
Settlement, filed on November 14, 2022

As of the date of this Notice, it is not feasible to provide a breakdown of the Settlement Class in accordance with 28 U.S.C. § 1715(b)(7), as class member data is not currently available. However, we anticipate that the Settlement Class is sufficiently numerous as to include Settlement Class Members potentially residing in all 50 U.S. states, as well as the District of Columbia, and may include Settlement Class Members residing in U.S. territories and associated states.

There are no other settlements or agreements made between Counsel for the parties related to the class defined in the proposed settlement, and as of the date of this Notice, no Final Judgment or notice of dismissal has been entered in this case. We do not expect any supplementation of this Notice.

If you have any questions regarding the details of the case and settlement, please contact Defendants’ Counsel:

For DoubleDown Interactive, LLC

Ekwan E. Rhow
Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg & Rhow, P.C.
1875 Century Park East, 23rd Floor
Los Angeles, CA 90067-2561
Email: erhow@birdmarella.com
Tel: (310) 201-2100

For IGT and International Game Technology

Paul G. Karlsgodt
Baker & Hostetler LLP
1801 California Street, Suite 4400
Denver, CO 80202
Email: pkarlsgodt@bakerlaw.com
Tel: (303) 861-0600

For questions regarding this Notice, please contact JND at:

JND Legal Administration
1100 2nd Ave, Suite 300
Seattle, WA 98101
Phone: 800-207-7160

Regards,

JND Legal Administration

Encl.

- EXHIBIT B -

From: info@DoubleDownSettlement.com
To: [Settlement Class Member Email Address]
Re: Legal Notice of Class Action

Unique ID: [JND Unique ID]

If you played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches while in the United States, you may be able to receive a payment from a class action settlement

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

A settlement has been reached in a class action lawsuit against DoubleDown Interactive, LLC ("DoubleDown"), International Game Technology, and IGT (together, "Defendants"), alleging claims under Washington state law based on the sale of virtual chips in the following social casino-style games: DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and Ellen's Road to Riches. Defendants deny all claims and that they violated any law, but have agreed to the settlement to avoid the uncertainties and expenses associated with continuing the case.

Am I a Settlement Class Member?

Our records indicate that you may be a Settlement Class Member. Settlement Class Members are persons who played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, in the United States, on or before November 14, 2022. More information is available at <https://www.DoubleDownSettlement.com>.

What can I get?

If approved by the Court, Defendants will establish a Settlement Fund of \$415,000,000 to pay all valid claims submitted by the Settlement Class, together with notice and administration expenses as well as any attorneys' fees, costs, and incentive awards to the Class Representatives awarded by the Court. Your share will depend on, among other things, (1) the total dollar amount of in-game purchases you made while playing DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, with those who spent more money receiving a higher percentage back, and (2) how many Settlement Class Members submit claims. You can find more information and estimate your share of the Settlement Fund at <https://www.DoubleDownSettlement.com>.

How do I get a payment?

You must submit a timely and properly completed Claim Form **no later than April 11, 2023**. You may request or submit a claim form to receive a share of the Settlement Fund at <https://www.DoubleDownSettlement.com>. You can select to receive your payment by Zelle, Paypal, direct deposit, or a check.

What are my other options?

You may choose to exclude yourself from the Settlement Class by sending a letter to the Settlement Administrator no later than **April 11, 2023**. If you exclude yourself, you will not receive a settlement payment, but you keep any rights you may have to sue Defendants over the legal claims raised in the lawsuit. You and/or your lawyer also have the right to object to the proposed settlement. Your written objection must be filed no later than **April**

11, 2023. Specific instructions about how to object to or exclude yourself from the Settlement are available at <https://www.DoubleDownSettlement.com>. If you file a claim or do nothing, and the Court approves the Settlement, you will be bound by all of the Court's orders and judgments in this case. In addition, your claims relating to the allegations in this case against Defendants and any other Released Parties will be released.

Who represents me?

The Court has appointed lawyers from Edelson PC to represent the Settlement Class. These attorneys are called "Class Counsel." You will not be charged for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your expense. Plaintiffs Adrienne Benson and Mary Simonson are Settlement Class Members and the Court appointed them as the "Class Representatives." You can be represented by your own lawyer at your expense.

When will the court consider the proposed settlement?

The Court will hold the Final Approval Hearing at **11:00 a.m. on June 1, 2023** at 700 Stewart Street, Seattle, Washington. At that hearing, the Court will: hear any objections to the fairness of the settlement; determine the fairness of the settlement; consider Class Counsel's request for attorneys' fees and costs of no more than 30% of the Settlement Fund; and decide whether to approve incentive awards to the Class Representatives of up to \$7,500 each from the Settlement Fund. The Court may award less than the amounts of attorneys' fee and incentive awards requested.

How do I get more information?

For more information, including the full Notice, Claim Form and Settlement Agreement go to <https://www.DoubleDownSettlement.com>, contact the DoubleDown Settlement Administrator at 1-844-633-0698, or call Class Counsel at 1-855-466-4697.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS. All questions regarding the Settlement or claims process should be directed to the Settlement Administrator or to Class Counsel.

- EXHIBIT C -

**COURT AUTHORIZED NOTICE OF CLASS
ACTION AND PROPOSED SETTLEMENT**

**If you have played DoubleDown
Casino, DoubleDown Fort Knox,
DoubleDown Classic, and/or
Ellen's Road to Riches while in the
United States, you may be able to
receive a payment from a
class action settlement.**

A settlement has been reached in a class action lawsuit against DoubleDown Interactive, LLC ("DoubleDown"), International Game Technology, and IGT (together, "Defendants"), alleging claims under Washington state law based on the sale of virtual chips in the following social casino-style games: DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and Ellen's Road to Riches. Defendants deny all claims and that they violated any law, but have agreed to the settlement to avoid the uncertainties and expenses associated with continuing the case.

DoubleDown Settlement
c/o JND Legal Administration
PO Box 91047
Seattle, WA 98111

Postal Service: Please do not mark barcode
Unique ID: «JND Name Number» «MailRec»

«NAME»
«ADDRESS»

By Orders of the Court Dated: November 14, 2022,
December 16, 2022, and January 23, 2023

Am I a Settlement Class Member? Our records indicate you may be a Settlement Class Member. Settlement Class Members are persons who played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, in the United States, on or before November 14, 2022. More information is available at www.DoubleDownSettlement.com.

What Can I Get? If approved by the Court, Defendants will establish a Settlement Fund of \$415,000,000.00 to pay all valid claims submitted by the Settlement Class, together with notice and administration expenses as well as any attorneys' fees, costs, and incentive awards to the Class Representatives awarded by the Court. Your share will depend on, among other things, (1) the total dollar amount of in-game purchases you made while playing DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, with those who spent more money receiving a higher percentage back, and (2) how many Settlement Class Members submit claims. You can find more information about the Settlement Fund, and estimate your share of the Settlement Fund, at www.DoubleDownSettlement.com.

How Do I Get a Payment? You must submit a timely and properly completed Claim Form **no later than April 11, 2023**. You may request or submit a claim form to receive a share of the Settlement Fund at www.DoubleDownSettlement.com. You can select to receive your payment by Zelle, Paypal, direct deposit, or a check.

What are My Other Options? You may choose to exclude yourself from the Class by sending a letter to the Settlement Administrator no later than **April 11, 2023**. If you exclude yourself, you will not receive a settlement payment, but you keep any rights you may have to sue Defendants over the legal claims raised in the lawsuit. You and/or your lawyer also have the right to object to the proposed settlement. Your written objection must be filed no later than **April 11, 2023**. Specific instructions about how to object to, or exclude yourself from, the Settlement are available at www.DoubleDownSettlement.com. If you file a claim or do nothing, and the Court approves the Settlement, you will be bound by all of the Court's orders and judgments in this case. In addition, your claims relating to the allegations in this case against Defendants and any other Released Parties will be released.

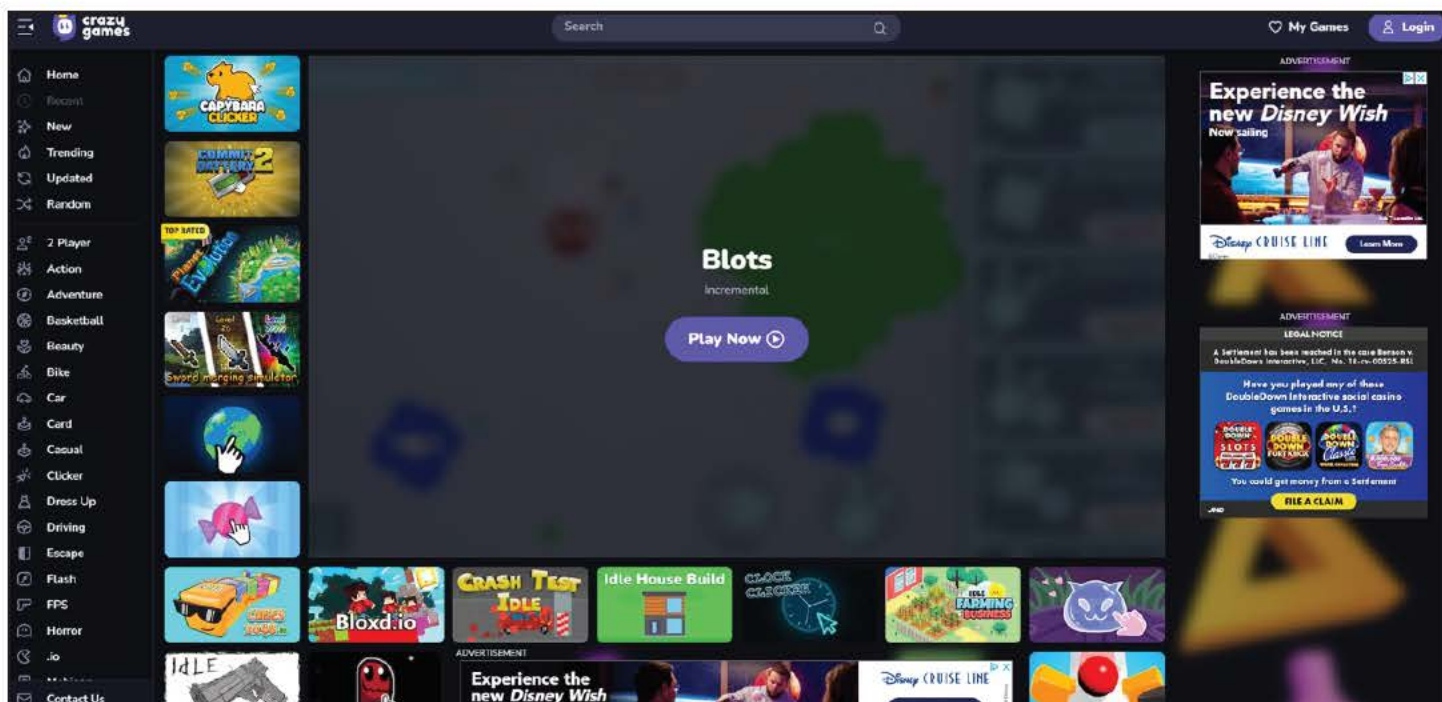
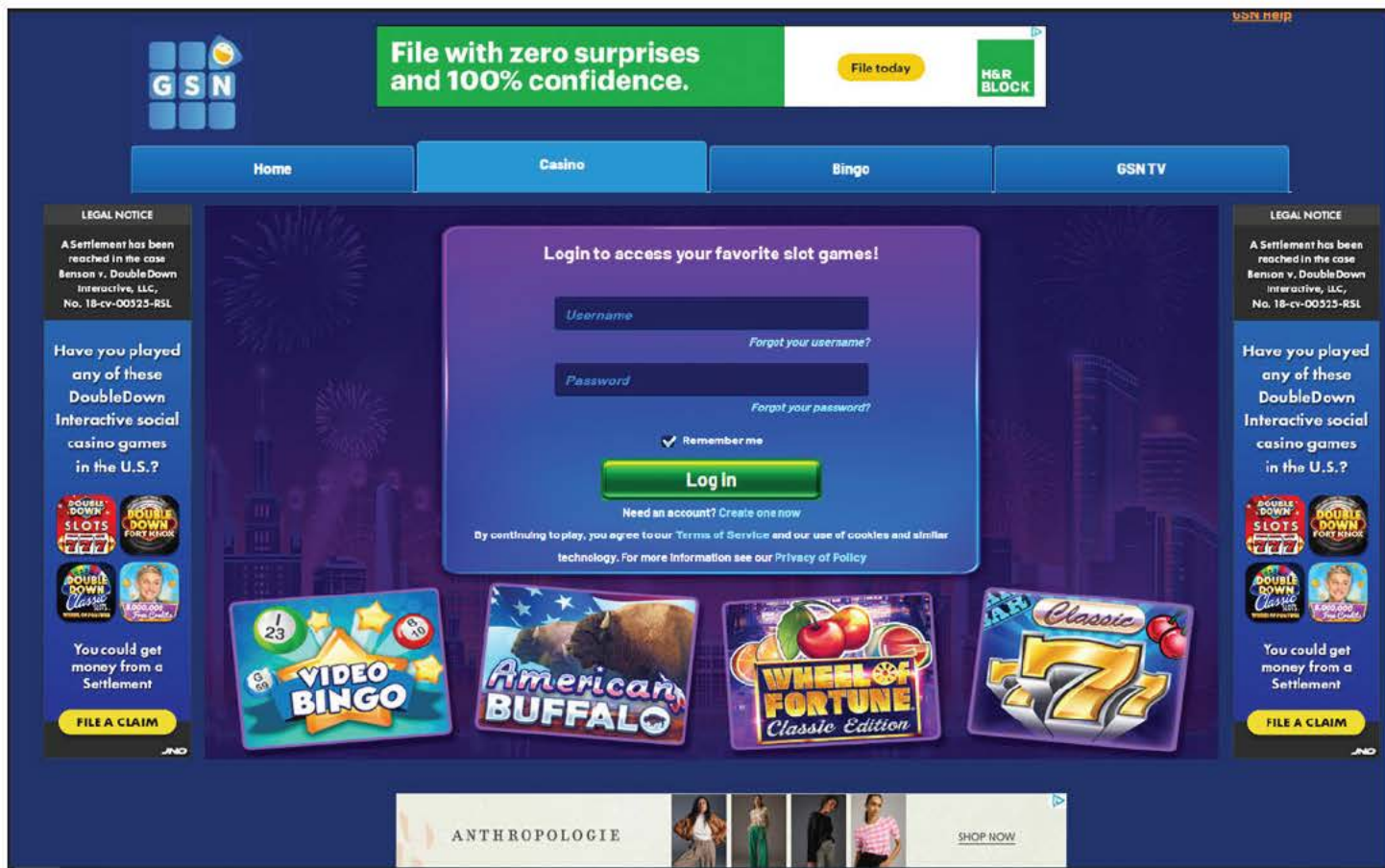
Who Represents Me? The Court has appointed lawyers from Edelson PC to represent the class. These attorneys are called "Class Counsel." You will not be charged for these lawyers. Plaintiffs Adrienne Benson and Mary Simonson are Settlement Class Members and the Court appointed them as the "Class Representatives." You can be represented by your own lawyer at your expense.

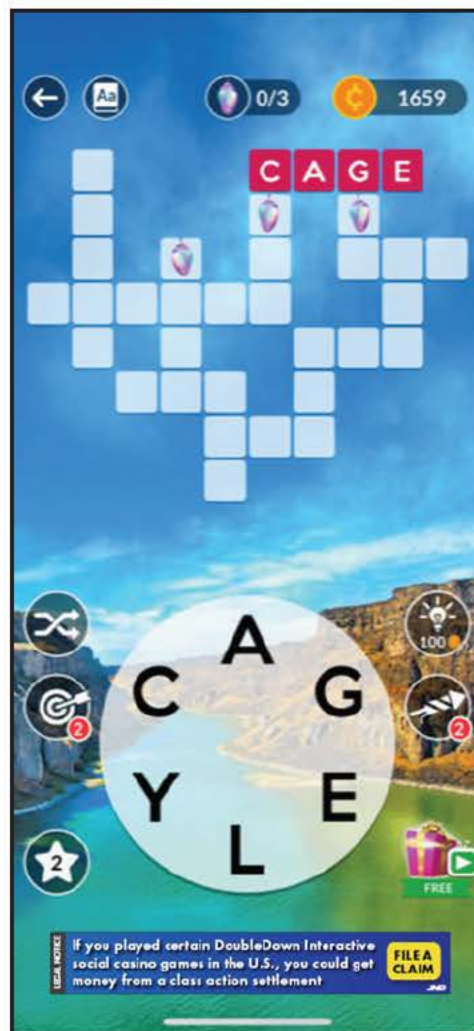
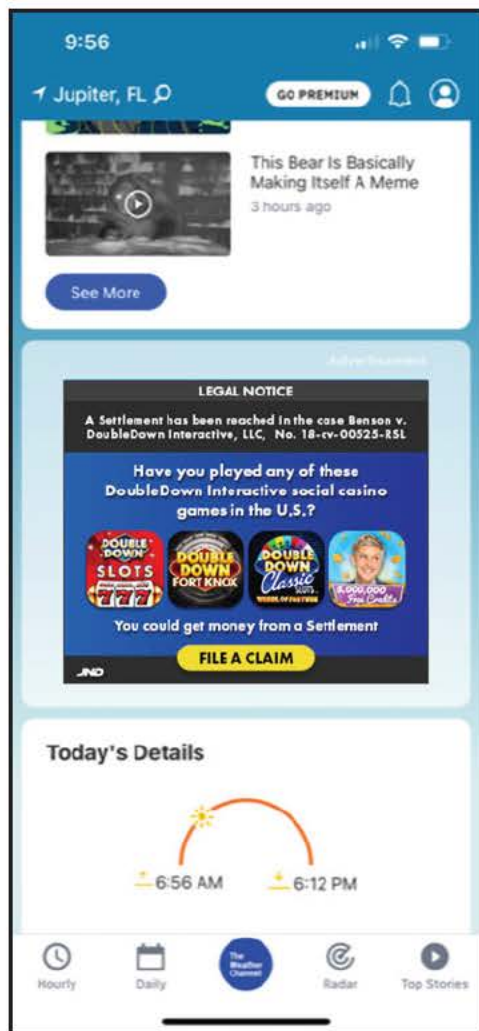
When Will the Court Consider the Proposed Settlement? The Court will hold the Final Approval Hearing at **11:00 a.m. on June 1, 2023** at 700 Stewart Street, Seattle, Washington. At that hearing, the Court will: hear any objections to the fairness of the settlement; determine the fairness of the settlement; consider Class Counsel's request for attorneys' fees and costs of no more than 30% of the Settlement Fund; and decide whether to approve incentive awards to the Class Representatives of up to \$7,500 each from the Settlement Fund. The Court may award less than the amounts of attorneys' fees and incentive awards requested.

How Do I Get More Information? For more information, including the full Notice, Claim Form and Settlement Agreement go to www.DoubleDownSettlement.com, contact the DoubleDown Settlement Administrator at **1-844-633-0698**, DoubleDown Settlement, c/o JND Legal Administration, PO Box 91047, Seattle, WA 98111, or call Class Counsel at **1-855-466-4697**.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS. All questions regarding the Settlement or claims process should be directed to the Settlement Administrator or to Class Counsel.

- EXHIBIT D -





LEGAL NOTICE: A Settlement has been reached in the case Benson v. DoubleDown Interactive, LLC, No. 18-cv-00525-RSL. Have you played any of these DoubleDown Interactive social casino games in the U.S.? You could get money from a Settlement. FILE A CLAIM

People

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THE SCOOP

Liam Neeson Calls Helen Mirren 'Really Something Else' as He Recalls Their Years-Long Relationship
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TOP STORY

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by Charmaine Patterson | 11 hours ago

Exclusive

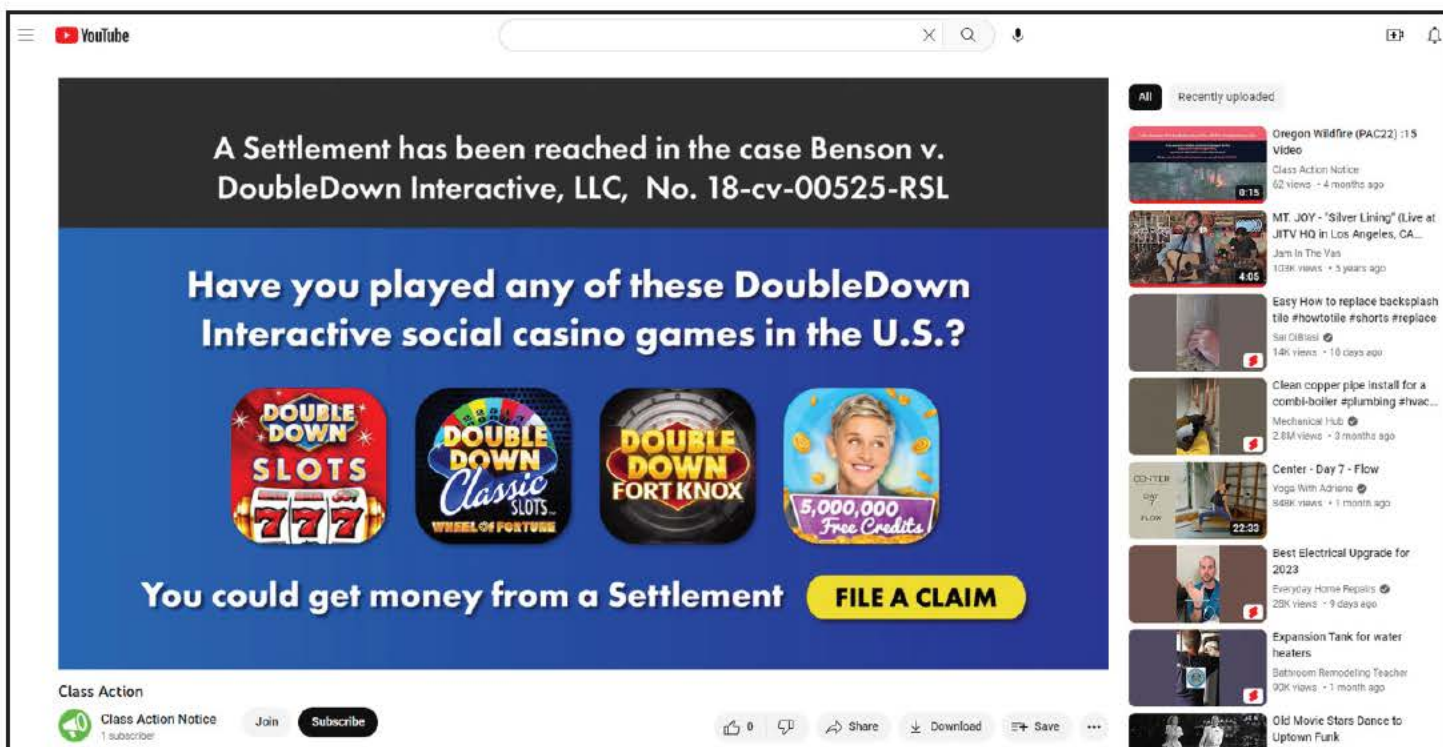
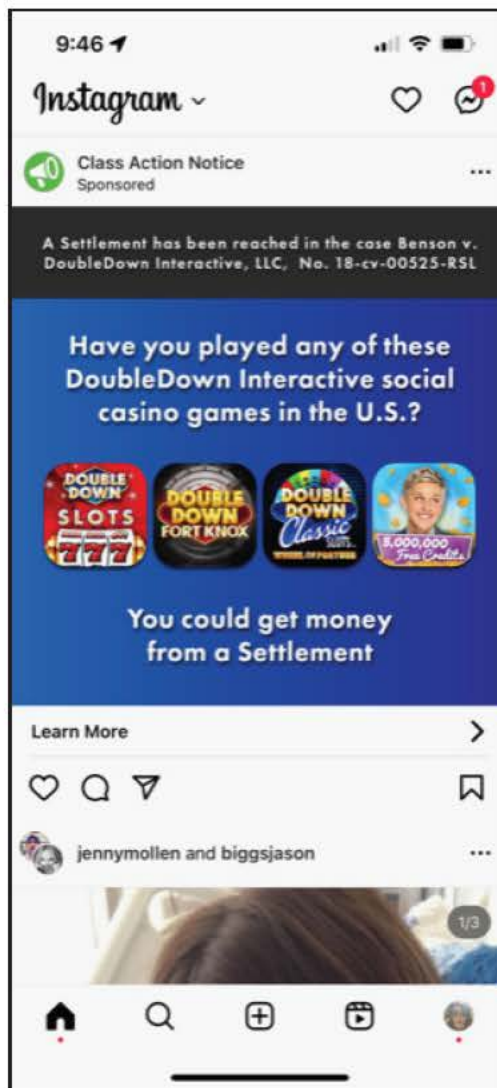
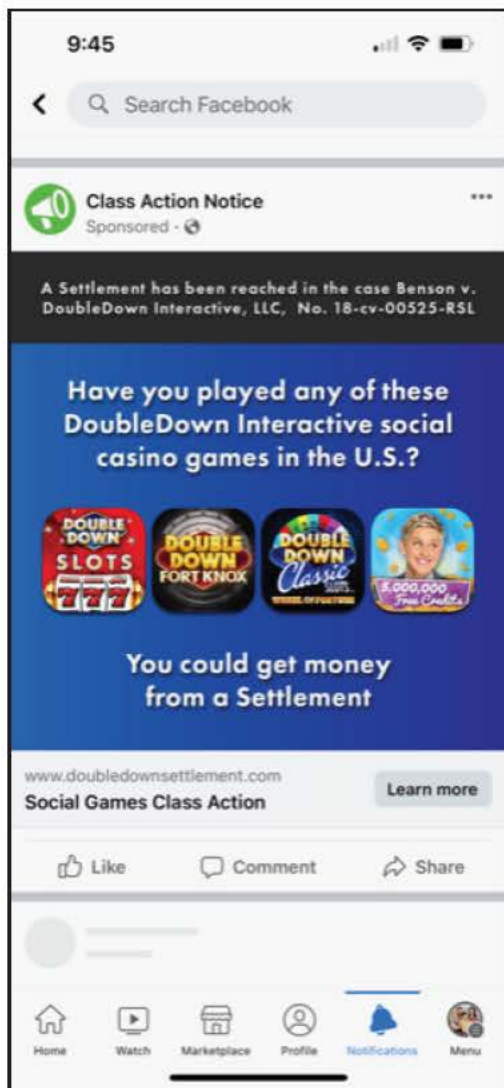
Blake Lively and Ryan Reynolds Are 'Very Excited About the New Baby,' Says Source: Everyone Has 'Adjusted'

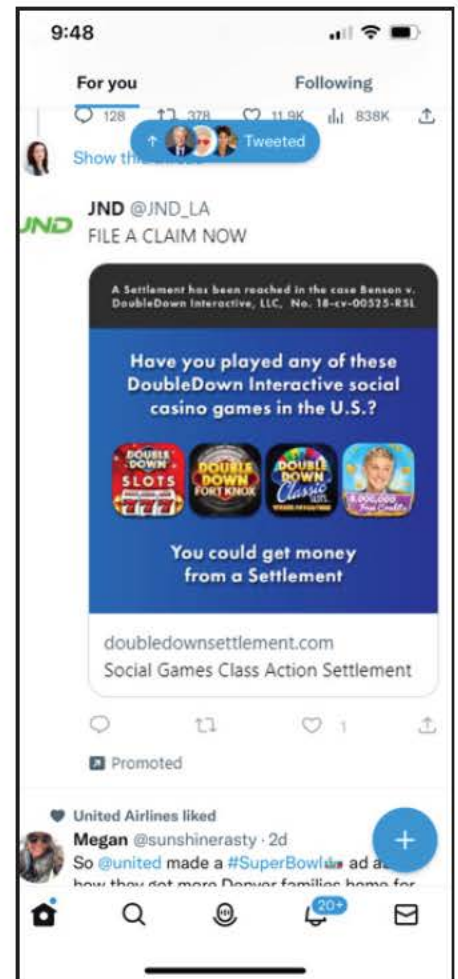
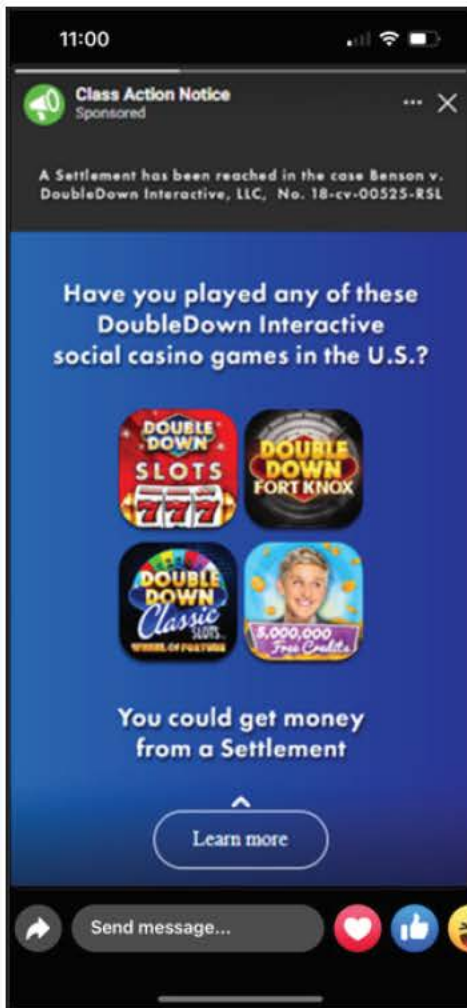
10 hours ago

Brian Laundrie's Mom Allegedly Wrote Son Letter With Inscription, 'Burn After Reading,' Says Petito Attorney

12 Must-Have Fashion and Beauty Finds from Amazon, According to Madison LeCroy

15 hours ago





- EXHIBIT E -

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON

If you played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches while in the United States, you may be able to receive a payment from a class action settlement.

A Federal Court authorized this notice. You are not being sued. This is not a solicitation from a lawyer.

- A settlement has been reached in a class action lawsuit against DoubleDown Interactive, LLC ("DoubleDown"), International Game Technology, and IGT (together, "Defendants"), alleging claims under Washington state law based on the sale of virtual chips in the following social casino-style games: DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and Ellen's Road to Riches. Defendants deny all claims and that they violated any law, but have agreed to the settlement to avoid the uncertainties and expenses associated with continuing the case.
- You are a Settlement Class Member if you played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches while in the United States on or before November 14, 2022.
- Those who file timely and properly completed claims by **April 11, 2023** will be eligible to receive a share of the Settlement Fund via Zelle, Paypal, direct deposit, or a check. Your share will depend on, among other things, (1) the total dollar amount of in-game purchases you made while playing DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, with those who spent more money receiving a higher percentage of their money back, and (2) how many Settlement Class Members submit claims.
- Please read this notice carefully. Your legal rights are affected regardless of whether you act or do not act.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
SUBMIT A CLAIM FORM	You must submit a valid claim form by April 11, 2023 either online or by mail. This is the only way to receive a payment.
EXCLUDE YOURSELF	To exclude yourself, you must affirmatively submit a request to be excluded. You will receive no benefits, but you will retain any rights you currently have to sue Defendants about the claims in this case.
OBJECT OR COMMENT	Write to the Court explaining your opinion of the Settlement.
GO TO THE HEARING	Ask to speak in Court about your opinion of the Settlement.
DO NOTHING	You won't get a share of the Settlement benefits and will give up your rights to sue Defendants about the claims in this case.

These rights and options—**and the deadlines to exercise them**—are explained in this Notice.

BASIC INFORMATION

1. Why was this Notice issued?

A Court authorized this notice because you have a right to know about a proposed Settlement of this class action lawsuit and about all of your options, before the Court decides whether to give final approval to the Settlement. You may be eligible to receive a cash payment as part of the Settlement. This Notice explains the lawsuit, the Settlement, and your legal rights.

Judge Robert S. Lasnik of the United States District Court for the Western District of Washington is overseeing this class action. The lawsuit is known as *Benson et al. v. DoubleDown Interactive, LLC et al.*, No. 18-cv-525 (W.D. Wash.). The people who sued, Adrienne Benson and Mary Simonson, are the “Plaintiffs.” The companies that got sued are DoubleDown, International Game Technology, and IGT.

2. What is a class action?

A class action is a lawsuit in which an individual or individuals called “Class Representatives” bring a single lawsuit on behalf of other people who have similar legal claims. All of these people together are a “Class” or “Class Members.” Once a Settlement Class is certified, a class action Settlement finally approved by the Court resolves the issues for all Settlement Class Members, except for those who exclude themselves from the settlement class.

3. What is this lawsuit about?

The lawsuit claims that Defendants violated Washington State’s gambling laws and Washington’s Consumer Protection Act through the sale of virtual chips in the following social casino-style games: DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and Ellen’s Road to Riches. These laws allow recovery of money lost on Defendants’ casino-style games. Defendants deny all claims and that they violated any law.

4. Why is there a settlement?

The Court has not decided whether the Plaintiffs or Defendants should win this case. Instead, both sides agreed to a Settlement. That way, they avoid the uncertainties and expenses associated with ongoing litigation, and Settlement Class Members will get compensation now rather than years from now, if at all.

More information about the Settlement and the lawsuit are available in the “Important Documents” section of the settlement website, or by accessing the Court docket in this case, for a fee, through the Court’s Public Access to Court Electronic Records (PACER) system at <https://ecf.wawd.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Western District of Washington, *Seattle Courthouse*, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

WHO’S INCLUDED IN THE SETTLEMENT

5. How do I know if I am in the Settlement Class?

The Court decided that everyone who fits this description and chooses not to request to be excluded is a member of the **Settlement Class**:

All individuals who played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen’s Road to Riches, while in the United States, on or before November 14, 2022. Excluded from the Settlement Class are (1) any Judge or Magistrate presiding over this Action and members of their families, (2) the Defendants, Defendants’ subsidiaries, parent companies, successors, predecessors, and any entity in which a Defendant or its parent has a controlling interest and their current or former officers, directors, and employees, (3) persons who

properly execute and file a timely request for exclusion from the Settlement Class, and (4) the legal representatives, successors or assigns of any such excluded persons.

If you received a notice of the Settlement via email or in the mail, our records indicate that you are a class member and are included in the Settlement. If you are not sure whether you are included, you can call the Settlement Administrator at 1-844-633-0698. Or you can get free help by calling the lawyers appointed to represent class members in this case at 1-855-466-4697.

THE SETTLEMENT BENEFITS

6. What does the settlement provide?

If approved by the Court, Defendants will establish a Settlement Fund totaling \$415,000,000. Settlement Class Member payments, as well as the cost to administer the Settlement, the cost to inform people about the Settlement, any attorneys' fees and costs awarded by the Court, and any incentive awards to the Class Representatives approved by the Court will come out of this fund.

DoubleDown has also agreed to make available to players of its games information about video game behavior disorders, a voluntary self-exclusion policy, and changes to its games that allow continued gaming without having to purchase additional virtual chips.

7. How much will my payment be?

If you are member of the Settlement Class, you may submit a Claim Form to receive a portion of the Settlement Fund. The exact amount of your payment can't be determined at this time, but you can get an estimate by visiting the settlement website. The amount of your payment will depend on, among other things, (1) the total dollar amount of in-game purchases you made while playing DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, with those who spent more money receiving a higher percentage back, and (2) how many Settlement Class Members file valid claims. If you would like more information about how Settlement Payments are determined, visit <https://www.DoubleDownSettlement.com>.

8. When will I get my payment?

You should receive a check or electronic payment from the Settlement Administrator within 90 days after the Settlement has been finally approved and/or after any appeals process is complete. The hearing to consider the final approval of the Settlement is scheduled for **June 1, 2023, at 11:00 a.m.** If you select to receive your payment via check, please keep in mind that checks will expire and become void 90 days after they are issued. If appropriate, funds remaining from the initial round of uncashed checks, or electronic payments that cannot be processed, may be used for a second distribution to Settlement Class Members and/or may be donated to the Legal Foundation of Washington.

HOW TO GET BENEFITS

9. How do I get a payment?

If you are a Settlement Class Member and you want to receive a payment, you must complete and submit a valid Claim Form by **April 11, 2023**. If you received an email notice, it contained a link to the online Claim Form, which is also available on this website here: <https://secure.DoubleDownSettlement.com> and can be filled out and submitted online. You may request that a Claim Form be sent to you in the mail (and which you can then submit by mail) by visiting www.DoubleDownSettlement.com or calling toll free, **1-844-633-0698**. The Claim Form lets you select to receive your payment by Zelle, Paypal, direct deposit, or a check.

We encourage you to submit your claim electronically. Not only is it easier and more secure, but it is completely free and takes only minutes!

REMAINING IN THE SETTLEMENT

10. What am I giving up if I stay in the Settlement Class?

If the Settlement becomes final, you will give up your right to sue Defendants for the claims being resolved by this Settlement. The specific claims you are giving up against Defendants are described in the Settlement Agreement in Section 1.30. You will be “releasing” Defendants and certain related parties (collectively, the “Released Parties”), described in Section 1.31 of the Settlement Agreement. Unless you exclude yourself (*see* Question 14), you are releasing the claims, regardless of whether you submit a claim or not. The Settlement Agreement is available through the “Important Documents” link on the website.

The Settlement Agreement describes the released claims with specific descriptions, so read it carefully. If you have any questions you can talk to the lawyers listed in Question 12 for free by calling 1-855-466-4697, or you can, of course, talk to your own lawyer if you have questions about what this means.

11. What happens if I do nothing at all?

If you do nothing, you won’t get any monetary benefits from this Settlement. But, unless you exclude yourself, you won’t be able to bring or participate in any other lawsuit against Defendants for the claims being resolved by this Settlement.

THE LAWYERS REPRESENTING YOU

12. Do I have a lawyer in the case?

The Court has appointed a group of lawyers at the firm Edelson PC to represent the Settlement Class. Those lawyers— Jay Edelson, Rafey S. Balabanian, Todd Logan, Alexander G. Tievsky, Brandt Silver-Korn, and Amy Hausmann—are called “Class Counsel.” They are experienced in handling similar class action cases. More information about these lawyers, their law firm, and their experience is available at www.edelson.com. They believe, after conducting an extensive investigation, that the Settlement Agreement is fair, reasonable, and in the best interests of the Settlement Class. You will not be charged for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your expense.

The Court also appointed Plaintiffs Adrienne Benson and Mary Simonson as the Class Representatives.

13. How will the lawyers be paid?

Class Counsel attorneys’ fees and costs will be paid from the Settlement Fund in an amount to be determined and awarded by the Court. The fee petition will seek no more than 30% of the Settlement Fund, plus expenses. The Court may award less than this amount.

Subject to approval by the Court, each Class Representative may be paid an “Incentive Award” from the Settlement Fund for helping to bring and settle this case. No Class Representative will ask for more than \$7,500 as an incentive award. The Court may award less than the amounts requested.

EXCLUDING YOURSELF FROM THE SETTLEMENT

14. How do I get out of the settlement?

To exclude yourself from the settlement, you must email, mail, or otherwise deliver a letter (or request for exclusion) stating that you want to be excluded from the “*Benson et al. v. DoubleDown Interactive, LLC et al.*, No. 18-cv-525 (W.D. Wash.)” settlement. Your letter or request for exclusion must include your (a) name (b) telephone number (c) U.S. Mail address, (d) email address, (e) Player IDs and/or email addresses associated with DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen’s Road to Riches, and (f) your physical signature. You must email or mail your exclusion request no later than **APRIL 11, 2023** to:

QUESTIONS? CALL 1-844-633-0698 TOLL FREE, OR VISIT [HTTPS://WWW.DOUBLEDOWNSETTLEMENT.COM](https://www.doubledownsettlement.com)

exclusions@DoubleDownSettlement.com

DoubleDown Settlement
c/o JND Legal Administration
PO Box 91047
Seattle, WA 98111

15. If I don't exclude myself, can I sue Defendants for the same thing later?

No. Unless you exclude yourself, you give up any right to sue Defendants for the claims being resolved by this Settlement.

16. If I exclude myself, can I get anything from this settlement?

No. If you exclude yourself, you should not submit a Claim Form to ask for benefits because you won't receive any.

OBJECTING TO THE SETTLEMENT

17. How do I object to the settlement?

If you do not exclude yourself from the Settlement Class, you can object to the Settlement if you don't like any part of it. You can give reasons why you think the Court should deny approval by filing an objection. To object, you must file a letter or brief with the Court stating that you object to the Settlement in *Benson et al. v. DoubleDown Interactive, LLC et al.*, No. 18-cv-525 (W.D. Wash.)" no later than April 11, 2023. Your objection must be e-filed or delivered to the Court at the following address:

U.S. District Court
Clerk's Office
700 Stewart Street, Suite 2310
Seattle, WA 98101

Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying that attorney. If you want to appear and speak at the Final Approval Hearing to object to the Settlement, with or without a lawyer (explained below in answer to Question Number 21), you must say so in your letter or brief. All written objections and supporting papers must include: (i) all Player ID(s) associated with DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, (ii) all email address(es) associated with DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches, (iii) current telephone number, U.S. Mail address, and email address, (iv) the specific grounds for the objection, (v) all documents or writings that the Settlement Class Member desires the Court to consider, (vi) the name and contact information of any and all attorneys representing, advising, or in any way assisting the objector in connection with the preparation or submission of the objection or who may profit from the pursuit of the objection, and (vii) a statement indicating whether the objector intends to appear at the Final Approval Hearing (either personally or through counsel, who must file an appearance or seek pro hac vice admission). All written objections must be emailed or otherwise delivered to Class Counsel and Defendants' Counsel, and filed with the Court before APRIL 11, 2023.

Class Counsel will file with the Court and post on this website its request for attorneys' fees by March 13, 2023.

18. What's the difference between objecting and excluding myself from the settlement?

Objecting simply means telling the Court that you don't like something about the Settlement. You can object only if you stay in the Settlement Class. Excluding yourself from the Settlement Class is telling the Court that you don't want to be part of the Settlement Class. If you exclude yourself, you have no basis to object because the case no longer affects you.

THE COURT'S FINAL APPROVAL HEARING**19. When and where will the court decide whether to approve the settlement?**

The Court will hold the final approval hearing on June 1, 2023 at 11:00 a.m. at 700 Stewart Street, Seattle, Washington. The purpose of the hearing will be for the Court to determine whether to approve the Settlement as fair, reasonable, adequate, and in the best interests of the Settlement Class; to consider Class Counsel's request for attorneys' fees and expenses; and to consider the request for incentive awards to the Class Representatives. At that hearing, the Court will be available to hear any objections and arguments concerning the fairness of the Settlement, the amount requested by Class Counsel for attorneys' fees and expenses, and the incentive awards to the Class Representatives.

The hearing may be postponed to a different date or time without notice, so it is a good idea to check <https://www.DoubleDownSettlement.com> or call 1-844-633-0698 to confirm the hearing date. If, however, you timely objected to the Settlement and advised the Court that you intend to appear and speak at the final approval hearing, you will receive notice of any change in the date of such final approval hearing.

20. Do I have to come to the hearing?

No. Class Counsel will answer any questions the Court may have. But, you are welcome to come at your own expense. If you send an objection or comment, you don't have to come to Court to talk about it. As long as you filed and mailed your written objection on time, the Court will consider it. You may also pay another lawyer to attend, but it's not required.

21. May I speak at the hearing?

Yes. You may ask the Court for permission to speak at the Final Approval Hearing. To do so, you must include in your letter or brief objecting to the settlement a statement saying that it is your "Notice of Intent to Appear in *Benson et al. v. DoubleDown Interactive, LLC et al.*, No. 18-cv-525 (W.D. Wash.)." It must include your name, address, telephone number and signature as well as the name and address of your lawyer, if one is appearing for you. Your objection and notice of intent to appear must be filed with the Court and sent no later than **April 11, 2023**.

GETTING MORE INFORMATION**22. Where do I get more information?**

This Notice summarizes the Settlement. More details are in the Settlement Agreement. You can get a copy of the Settlement Agreement and other relevant court filings at <https://www.DoubleDownSettlement.com>. You can also get all public information about this case by accessing the Court docket, for a fee, through the Court's Public Access to Court Electronic (PACER) system at <https://ecf.wawd.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Western District of Washington, *Seattle Courthouse*, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays. You may also write with questions to the Settlement Administrator, DoubleDown Settlement, c/o JND Legal Administration, PO Box 91047, Seattle, WA 98111. And you can call the Settlement Administrator at 1-844-633-0698 or Class Counsel at 1-855-466-4697, if you have any questions. Before doing so, however, please read this full Notice carefully.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS. All questions regarding the Settlement or claims process should be directed to the Settlement Administrator or to Class Counsel.

- EXHIBIT F -

DOUBLEDOWN SETTLEMENT CLAIM FORM

THIS CLAIM FORM MUST BE SUBMITTED ONLINE OR POSTMARKED BY APRIL 11, 2023. THE CLAIM FORM MUST BE SIGNED AND MEET ALL CONDITIONS OF THE SETTLEMENT AGREEMENT.

The Settlement Administrator will review your Claim Form. If accepted, you will receive a share of the Settlement Fund. This process takes time, please be patient. If you have any questions, or would like to estimate your share of the Settlement Fund, visit: <http://www.DoubleDownSettlement.com>.

Instructions. Fill out each section of this form and sign where indicated. To find your Player ID(s), click on the **Profile** or **Menu** icons within the Application(s) you have played.

<u>First Name</u>		<u>Last Name</u>	
<u>Street Address</u>			
<u>City</u>	<u>State</u>	<u>ZIP Code</u>	
<u>Email Address</u>		<u>Phone Number</u>	
<u>DoubleDown Casino Player ID(s)</u> (only complete if you have played this game)		<u>DoubleDown Fort Knox Player ID(s)</u> (only complete if you have played this game)	
<u>DoubleDown Classic Player ID(s)</u> (only complete if you have played this game)		<u>Ellen's Road to Riches Player ID(s)</u> (only complete if you have played this game)	
<u>All email addresses associated with DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches accounts.</u>			
<u>All email addresses associated with Facebook (App Center), Apple (App Store), Google (Play Store), and Amazon accounts from which you played DoubleDown Casino, DoubleDown Fort Knox, DoubleDown Classic, and/or Ellen's Road to Riches.</u>			

Settlement Class Member Affirmation: By submitting this Claim Form you affirm under penalty of perjury that, to the best of your knowledge, the Player ID(s) and email address(es) listed above are yours.

Signature: _____ Date: ____/____/____

Select Payment Method. Select **ONE** box for how you would like to receive payment and provide the requested information.

<ul style="list-style-type: none"> • Check 	<ul style="list-style-type: none"> • Zelle® 	<ul style="list-style-type: none"> • PayPal® 	<ul style="list-style-type: none"> • ACH Direct Deposit
Mailing Address:	Email Address <u>OR</u> Phone Number:	Email Address:	Name of Bank or Credit Union:
			• Checking Account • Savings Account
			Routing Number:
			Account Number: