

March 5, 2020

**IMPORTANT INFORMATION FOR CURRENT AND FORMER DANCERS AT
SPEARMINT RHINO-AFFILIATED CLUBS**

**THIRD NOTICE OF CLASS ACTION SETTLEMENT AND
AVAILABILITY OF SETTLEMENT FUNDS**

Lauren Byrne v. Santa Barbara Hospitality, Inc., et al.

Case No. 5:17-CV-00527 JGB (KKx)

United States District Court for the Central District of California

TO: Current and Former Dancers at Spearmint Rhino-Affiliated Clubs:

This is an additional notice that there is a class action settlement in a wage-and-hour case brought on behalf of exotic dancers who have worked for Spearmint Rhino-affiliated clubs. **If you worked as an Entertainer for a Spearmint Rhino-affiliated club from February 3, 2013 to October 30, 2017, you are eligible to receive funds from this settlement.**

To receive your share of the settlement, you must return the attached forms as soon as possible to:

Byrne v. Santa Barbara, et al. & Bracy v. DG Hospitality Van Nuys, LLC, et al.

Settlement Administrator

P.O. Box 404017 Louisville, KY 40204

The deadline to claim your share of the settlement is April 4, 2020. If you do not return the form by April 4, 2020, you will not receive your share of the settlement, but you are considered to have released all of your state law claims against the Spearmint Rhino-affiliated clubs that were asserted on your behalf in this case.

I. DESCRIPTION OF THE LAWSUIT AND THE SETTLEMENT

The plaintiffs who brought this lawsuit claimed that entertainers at Spearmint Rhino-affiliated clubs were misclassified as “LLC Members” of the Clubs, and that they were actually employees entitled to protections under the wage laws. The clubs denied these claims and contended that pursuant to a prior court order the clubs were permitted to give all entertainers a choice between being an LLC member and being an employee and at all times paid their employees fairly and according to the law.

The Court overseeing this lawsuit approved a class action settlement on December 14, 2018. You should have previously received notice of this settlement in 2018, first by mail, then again by email. However, our records indicate that you did not opt out of the settlement or claim your share of the settlement funds prior to the original deadline. Because you failed to exclude yourself from the Settlement Class in response to the prior notice, and because the Court already approved this settlement, you have already been deemed to have waived your state law wage claims related to your alleged misclassification as an LLC member. **This additional notice provides you with a third opportunity to obtain payment for your release of claims.**

If you submit the enclosed Claim Form by April 4, 2020, you will receive a cash share from the Settlement Fund, based on the number of days that you performed at a Spearmint Rhino-affiliated club.

All Class Members who submit Claim Forms shall also be deemed to have opted in to the FLSA Settlement Class and shall be deemed to have released all claims relating to the FLSA.

II. PROCESS TO CLAIM YOUR SHARE OF THE SETTLEMENT

If you submit the enclosed Claim Form, you will receive a settlement share worth approximately between \$6.90 and \$11.93 per dance day that you worked. You must complete and mail the Claim Form and W-9 Form (which is included with this class notice) to the Settlement Administrator at the address listed below.

Lauren Byrne v. Santa Barbara Hospitality, Inc., et al.
Jenetta L. Bracy v. DG Hospitality Van Nuys, LLC, et al.
Settlement Administrator
P.O. Box 404017 Louisville, KY 40204
Phone: 866-644-9959

YOUR CLAIM FORM AND W-9 FORM MUST BE MAILED BACK TO THE SETTLEMENT ADMINISTRATOR ON OR BEFORE APRIL 4, 2020.

The Settlement Administrator will issue IRS Form 1099s or other applicable tax forms to each recipient of any monies paid under the settlement.

III. OBTAINING ADDITIONAL INFORMATION ABOUT THE SETTLEMENT

The Settlement Administrator, **KCC, LLC**, responsible for collecting Claim Forms and distributing settlement funds can be reached at: 1-866-644-9959.

The attorneys representing the Class can be reached at:

CLASS COUNSEL

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PLEASE DO NOT CALL OR WRITE THE COURT ABOUT THIS CLASS NOTICE