

## CLAIM FORM AND RELEASE

**DEADLINE:** *To receive your settlement payment, you must join this lawsuit and its settlement by completing, signing, and returning this Claim Form. Your Claim Form must be postmarked by June 28, 2023, if sent by U.S. Mail or must be received by that date if returned by email (info@perdiemsettlement.com).*

### CONSENT TO JOIN & AGREEMENT TO BE BOUND BY RELEASE:

I am over the age of eighteen (18) and competent to consent and to hereby consent and agree to join the civil action *Evan Denham, et al. v. Eight Eleven Group, LLC*, No. 3:22-cv-00531-JAG (the “Action”), which is currently pending in the U.S. District Court for the Eastern District of Virginia and to be bound by any adjudication of the Action by the Court. **In consideration for a Settlement Payment, the estimated gross amount of which was provided to me in the Notice of Settlement**, I agree to be bound by the collective action settlement and release approved by the Court in the Action, as contained in the parties’ Joint Stipulation and Settlement Agreement, and to be enjoined from further pursuing the released claims.

I agree to forever completely settle, compromise, release, and discharge Defendant Eight Eleven Group, LLC, including any of its predecessors, successors, parents, subsidiaries, and divisions, including their respective owners, officers, directors, employees, and agents from any and all past and present matters, disputes, claims, demands, rights, liabilities, expenses, damages, losses of any kind, and causes of action arising on or before February 27, 2023, whether at common law, pursuant to statute, ordinance, or regulation, in equity or otherwise, and whether arising under federal, state, or other applicable law, which any of them has or might have, known or unknown, asserted or unasserted, of any kind whatsoever, that relate to hours worked or the payment of wages, except to the extent that any such claim may not be waived as a matter of law. The claims released specifically include, but are not limited to: (i) any and all claims asserted in this Action; (ii) any and all claims for unpaid wages, minimum wages, overtime, late payment of wages, improper deductions, or any other wage-related claims, damages or relief of any kind, including recordkeeping related to wages, and including but not limited to those arising under the federal FLSA, 29 U.S.C. § 201, *et seq.*, the Virginia Overtime Wage Act, Va. Code §§ 40.1-29.1 (2021) & 40.1-29.2 (2022), the Virginia Wage Payment Act, Va. Code § 40.1-29, the Virginia Minimum Wage Act, Va. Code §§ 40.1-28.8, *et seq.*, and other equivalent state and local statutes or ordinances; (iii) any and all claims under state and federal law for earned wages, overtime, missed or interrupted meal breaks, and/or travel expenses, including such claims for breach of express contract or labor agreement, implied contract, money had and received *in assumpsit*, *quantum meruit*/unjust enrichment, fraud, negligent misrepresentation, equitable estoppel, promissory estoppel, conversion, and/or failure to keep accurate records, (iv) any and all wage-and-hour laws or wage-related claims of any kind under other laws, including but not limited to any and all such claims pursuant to other federal, local, or other states’ laws and/or regulations.

I further covenant and agree that, since I am settling disputed claims, I will not accept, recover, or receive any back pay, liquidated damages, statutory penalties, other damages, or any other form of relief based on any claims asserted or settled in the Action, which may arise out of, or in connection with any other individual, class, collective, representative, administrative, or arbitral proceeding pursued by any individual, class, union, or federal, state or local governmental agency against Defendant Eight Eleven Group, LLC. I further acknowledge that I am enjoined from pursuing any claim settled, compromised, released, and/or discharged as part of the settlement of the Action.

I hereby designate Butler Curwood, PLC to represent me in connection with the Action.

