

EXHIBIT D

EDNA MAHAN CORRECTIONAL FACILITY FOR WOMEN CLASS ACTION LITIGATION SETTLEMENT

SUPPLEMENTAL NOTICE TO CLASS MEMBERS

WHAT IS THIS NOTICE ABOUT?

This notice concerns certain deadline extensions and further explains your legal rights under the Edna Mahan Correctional Facility for Women (“EMCFW”) class settlement agreement, including the release that all Class Members who do not opt out are giving to the New Jersey Department of Corrections (“NJDOC”) as a condition of the settlement. **As of October 29, 2021, the Settlement Administrator has not received a claim from you.** If you do not take any action by January 10, 2022, while you **will not** receive any compensation under the class settlement agreement, you **will be deemed to have given up** the right to assert certain legal claims relating to sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW.

On November 19, 2021, the Superior Court of New Jersey approved the settlement of the class action lawsuits captioned Nobles, et al. v. Anderson, et al., Docket No. HNT-145-19 (formerly MER-L-2644-17) and Brown, et al. v. State of New Jersey Department of Corrections, Docket No. HNT-76-19 (formerly MER-503-18). As a condition of approval, the Court required a short extension of deadlines so all Class Members would have additional time to submit claims for compensation or to opt out of the settlement after having the opportunity to read this notice.

HOW DOES PARTICIPATING IN THE CLASS SETTLEMENT AFFECT MY LEGAL RIGHTS?

The class settlement agreement only applies to Class Members who do not opt out. Class Members include only those women who were incarcerated at EMCFW for one day or more starting at any time since January 1, 2014 and who has never filed a lawsuit or tort claims notice against NJDOC or prison officials for claims relating to sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW. Class Members can decide to opt out of the class settlement, which means that they will not be treated as a Class Member. In exchange for paying compensation under the class settlement agreement, the State of New Jersey, NJDOC, and their representatives will receive a release of claims from all Class Members. A release like this is standard in any class action settlement, and there would not be any settlement compensation without a release.

WHAT CLAIMS AM I RELEASING IF I DO NOT OPT OUT?

The release only applies to Class Members who do not opt out and is limited to claims relating to allegations of sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW. This includes claims for violations of civil rights based on allegations of sexual harassment, sexual abuse, hostile

environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW; violations of the New Jersey Law Against Discrimination based on sex or gender; or tort claims based on allegations of sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW. The release only applies to claims relating to events that happened or happen on or before January 10, 2022. Please note that this release does not prohibit separate civil rights, discrimination, personal injury, or property claims that do not relate to any sexual misconduct.

If a Class Member either files a claim under Tier 1, Tier 2, or Tier 3 or fails to file claim but does not opt out of the Settlement on or before January 10, 2022, she is forever barred from filing a lawsuit or claim against Defendants for claims relating to sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW up to January 10, 2022. If an individual claim, lawsuit, or tort claims notice is filed by a Class Member by January 10, 2022, that person will not be a Class Member eligible for compensation because they have elected to pursue an individual claim. If an individual claim or lawsuit subject to the release is filed by a Class Member after January 10, 2022, that claim or lawsuit would be subject to dismissal due to the release under the class settlement agreement.

If you do not want to be bound by the release, you need to either file a separate lawsuit or tort claim notice for claims relating to sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW up to January 10, 2022 or submit a form to opt out of the class settlement as set forth below. Opting out allows you to assert individual claims, but you would not receive any compensation under the settlement agreement.

WHAT DOES IT MEAN TO OPT OUT OF THE CLASS SETTLEMENT?

Opting out of the class settlement means that you would not be a Class Member. Anyone who has opted out will not receive any compensation under the class settlement agreement, but she also would not be subject to the release and would not be barred from asserting individual claims relating to sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW.

DIRECTIONS TO OPT OUT OF THE CLASS SETTLEMENT

You may choose to opt out of the class settlement agreement. Included with this notice is an Opt-Out Form that allows you to exempt yourself from the class settlement agreement. You must complete the Opt-Out Form, sign it, and mail it to the Settlement Administrator in the enclosed postage-prepaid envelope **on or before January 10, 2022**. Alternatively, you can opt out of the settlement by filing an individual lawsuit by January 10, 2022 that alleges sexual harassment, sexual abuse, hostile environment based on sexually improper conduct or gender discrimination or retaliation for reporting such conduct at EMCFW on or before January 10, 2022. If you opt out, you will not receive any compensation but you will not be bound by the release under the class settlement agreement as set forth above. **DO NOT SUBMIT THE OPT-OUT FORM IF YOU WANT TO RECEIVE COMPENSATION UNDER THE CLASS SETTLEMENT AGREEMENT.** As set forth below, to receive compensation under the class settlement agreement, you must file a claim by January 10, 2022.

WHAT DO I NEED TO DO IF I WANT TO FILE A CLAIM UNDER THIS SETTLEMENT AGREEMENT?

You may choose to submit a claim and receive compensation under the class settlement agreement. Enclosed with this notice is a Claim Form that allows you to submit a claim under Tier 1, Tier 2, or Tier 3. There are different criteria, compensation levels, and requirements for each tier that are summarized in the table below and in the original class notice. You must complete all sections of the Claim Form and select a tier for your claim. You can also request free pro bono assistance for a claim under Tier 2 or Tier 3. You must then sign the certification and mail the Claim Form to the Settlement Administrator in the enclosed postage-prepaid envelope **on or before January 10, 2022**. By submitting a claim, you will receive compensation according to your tier and will be bound by the release under the class settlement agreement as set forth above.

Level	Qualifications	Minimum Compensation	Maximum Compensation
Tier 1	Any Class Member who timely submits a Tier 1 claim pursuant to and in full compliance with the requirements of the Settlement Agreement shall receive \$1,000 base compensation plus \$20 for each month or partial month in which a Class Member was assigned to EMCFW during the Class Period	\$1,020	\$2,920
Tier 2	Any Class Member who (i) directly experienced Sexual Harassment and (ii) timely submits a Tier 2 claim shall receive compensation to be determined by the special master up to \$4,500 subject to pro rata reduction based on available settlement funds	Tier 1 eligible amount	\$4,500
Tier 3	Any Class Member who (i) directly experienced Sexual Abuse and (ii) timely submits a Tier 3 claim shall receive compensation to be determined by the special master up to \$250,000 subject to pro rata reduction based on available settlement funds	Tier 1 eligible amount	\$250,000

WHAT HAPPENS IF I DO NOTHING? If you do not file a claim or opt out by January 10, 2022, you will not receive any compensation but **you still will be bound by the release** under the class settlement agreement as set forth above.

HOW DO I GET MORE INFORMATION? Further information about the settlement, including copies of the Settlement Agreement and the Amendment to the Settlement Agreement, is available on the Settlement Website at www.EMCFWsettlement.com. You may also contact the Settlement Administrator:

By Phone: 1-844-810-1507

By Email: info@EMCFWsettlement.com

By Mail: EMCFW Settlement Administrator
PO Box 3595, Baton Rouge, LA 70821

**EDNA MAHAN CORRECTIONAL FACILITY FOR WOMEN
CLASS ACTION LITIGATION SETTLEMENT**

OPT-OUT FORM

ONLY COMPLETE AND RETURN THIS FORM IF YOU DO NOT WISH TO PARTICIPATE IN
THE SETTLEMENT CLASS.

IF YOU WISH TO FILE A CLAIM, PLEASE FILL OUT AND COMPLETE THE CLAIM FORM
ENCLOSED WITH THIS NOTICE, AND DISREGARD THIS FORM.

SUBMITTING THIS FORM MEANS YOU WILL NOT RECEIVE
COMPENSATION UNDER THE CLASS ACTION SETTLEMENT

Must be Postmarked by **January 10, 2022**

Name: _____

SBI No.: _____ D.O.B.: _____

Address: _____

By submitting this Opt-Out Form, I am deciding that I do not want to be a Class Member in the class action settlement involving allegations of sexual abuse, sexual harassment, gender discrimination, and retaliation for such conduct at Edna Mahan Correctional Facility for Women.

I acknowledge that I will not be bound by any terms of the class action settlement agreement, that I will not receive any compensation in connection with the settlement, and that I will be able to assert individual claims for sexual abuse, sexual harassment, gender discrimination, and retaliation for such conduct.

Date: _____

Signature: _____

Name: _____

EDNA MAHAN CORRECTIONAL FACILITY FOR WOMEN CLASS ACTION SETTLEMENT
Superior Court of New Jersey, Hunterdon County

III. Pro Bono Assistance

For Tier 2 claimants who are requesting a hearing, and Tier 3 claimants who are required to have a hearing, please indicate whether you are interested in receiving assistance from representatives of a New Jersey-based law school clinic in preparing your certification and/or affidavit, collecting supporting documentation, and preparing for your hearing.

- YES, I would like assistance. Please have a clinic contact me.
- NO, I would not like assistance.

IV. Certification

I certify that the above is true and correct to the best of my knowledge. I understand that if any of the foregoing is willfully false, I am subject to punishment.

Date

Signature

Printed Name

Reminder Checklist

1. Complete all sections of this Claim Form.
2. Sign and date the Claim Form in Section IV.
3. Keep copies of the completed Claim Form and documentation for your own records.
4. Mail your completed Claim Form to the Settlement Administrator at the address at the top of Page 1 of this Claim Form.
5. It is your responsibility to notify the Settlement Administrator of any changes to your contact information after the submission of your Claim Form. You can contact the Settlement Administrator at 1-844-810-1507 or by email at info@EMCFWsettlement.com
6. Please visit the settlement website at www.EMCFWsettlement.com for more information about this settlement.