

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

Helene Melzer, et al., v. Johnson & Johnson Consumer, Inc., No: 3:22-CV-03149-MAS-RLS

PLEASE READ THIS NOTICE CAREFULLY. YOU MAY BE ENTITLED TO A CASH PAYMENT FROM A PROPOSED CLASS ACTION SETTLEMENT IF, WHILE IN ILLINOIS, YOU PERFORMED A SKIN360® SKIN ASSESSMENT USING ANY VERSION OF SKIN360®, INCLUDING NEUTROGENA® SKIN360®, NEOSTRATA® SKIN360®, OR ANY SKIN360® COLLABORATION WITH ANOTHER ENTITY VIA MOBILE APPLICATION OR WEB APPLICATION BETWEEN DECEMBER 9, 2019 AND MAY 5, 2023.

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

- A proposed Settlement has been reached in a class action lawsuit in which Plaintiffs allege that Defendant Johnson & Johnson Consumer Inc., now known as Kenvue Brands LLC (“Defendant” or “JJCI”), violated Illinois’ Biometric Information Privacy Act, 740 ILCS 14/1 et seq. (“BIPA”). By entering into the Settlement, JJCI does not concede the merits of any of the claims against it and denies that it violated the law. The Court has not decided who is right or wrong. Instead, the parties agreed to the Settlement to avoid the expense, uncertainty, and risks associated with litigation.
- The proposed Settlement only impacts you if you are a Settlement Class Member. A Settlement Class Member is any person who, while in Illinois, performed a Skin360® skin assessment using any version of Skin360®, including Neutrogena® Skin360®, NeoStrata® Skin360®, and any Skin360® collaborations with other entities (collectively, “Skin360®”), whether via mobile application or web application, between December 9, 2019 and May 5, 2023.
- The proposed Settlement requires Defendant to pay \$4.7 million into a Settlement Fund. Settlement Class Members who file timely and valid claims shall be entitled to a pro rata share of the Settlement Fund, net of any attorneys’ fees and costs, service payments to Class Representatives, and the costs of administering the settlement. Any remaining funds that cannot feasibly be distributed to the Settlement Class will be paid to a cy pres recipient to be approved by the Court.
- To receive a Settlement payment, you must submit a valid and timely Claim Form.
- Whether you act or not, your legal rights as a Settlement Class Member are affected by the proposed Settlement. Your rights and options—and the deadlines to exercise them—are explained in this Class Notice. Please read this Class Notice carefully in its entirety. Defined terms have the meanings in the Settlement Agreement.

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SETTLEMENT CLASS MEMBERS' LEGAL RIGHTS AND OPTIONS IN THE SETTLEMENT:		
YOUR RIGHTS AND OPTIONS	WHAT THEY MEAN	DEADLINES
SUBMIT A CLAIM FORM	You must submit a valid and timely Claim Form to receive any money out of the Settlement Fund. To find out how to submit a Claim Form, please read Question 9.	Received on or before November 25, 2026
EXCLUDE YOURSELF (OPT OUT)	If you exclude yourself from the Settlement, you will get no benefits from the Settlement. Requesting exclusion from the Settlement (also called “opting out”) would allow you to file or continue your own lawsuit against Defendant about the legal claims involved in the Settlement, individually. To find out how to opt out, please read Question 11.	Received or postmarked on or before November 10, 2026
OBJECT	If you wish to object to the proposed Settlement, you must write to the Court about why you do not like the Settlement. To find out how to object, please read Question 13.	Filed and served on or before November 10, 2026
GO TO FINAL APPROVAL HEARING	Unless you exclude yourself (opt out) from the proposed Settlement, you may also ask to speak in Court about the Settlement. To find out how to do so, please read Questions 16, 17, and 18.	December 17, 2026
DO NOTHING	If you are a Settlement Class Member and do not take any action, you will not receive anything under the Settlement. However, if the proposed Settlement is finally approved by the Court, you will be bound by the Court’s Final Judgment and the release of claims explained in the Settlement Agreement.	None

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BASIC INFORMATION

1. Why did you receive this notice?

This is a court-authorized notice of a proposed settlement in a class action lawsuit, *Helene Melzer, et al., v. Johnson & Johnson Consumer, Inc.*, No: 3:22-CV-03149 pending in the United States District Court for the District of New Jersey before the Honorable Michael A. Shipp. The Settlement would resolve a lawsuit brought on behalf of persons who allege that Johnson & Johnson Consumer Inc., now known as Kenvue Brands LLC (“Defendant” or “JJCI”) collected, stored, disclosed and profited from individuals’ biometric facial geometry without first providing legally-required written disclosures and obtaining written consent. JJCI denies the allegations of this lawsuit.

If you have performed a Skin360® skin assessment, whether via mobile application or web application, between December 9, 2019 and May 5, 2023 within the state of Illinois, your rights may be affected by the Settlement. The Court has granted preliminary approval of the Settlement and has conditionally certified the Settlement Class for purposes of settlement only. This notice explains the nature of the class action lawsuit, the terms of the Settlement, and the legal rights and obligations of the Settlement Class Members. Please read the instructions and explanations below so that you can better understand your legal rights.

2. What is this case about?

The Illinois Biometric Information Privacy Act (“BIPA”), 740 ILCS 14/1, *et seq.*, prohibits private companies from collecting, capturing, obtaining, and/or storing biometric identifiers and/or biometric information, such as scans of facial geometry, without first providing specific written disclosures and obtaining written consent. BIPA also prohibits private entities in possession of this data from disseminating or profiting from it and requires them to maintain a public written policy explaining their data retention and destruction policies.

This lawsuit alleges that Defendant violated BIPA by collecting, storing, disclosing, and profiting from the biometric identifiers and/or biometric information of individuals who scanned their faces during a Skin360® skin assessment without first providing the requisite disclosures or obtaining the requisite consent, and without publicly disclosing a data retention policy. JJCI denies these claims and that it violated BIPA. JJCI maintains it did not collect, store, disclose, or profit from any individual’s biometric identifiers and/or biometric information.

3. Why is this a class action?

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A class action is a lawsuit in which one or more individuals, called plaintiffs or “Class Representatives” bring a single lawsuit on behalf of other people who have similar claims. All of these people together are a “Class” or “Class Members.” The company the plaintiffs sue is called the defendant. A class action settlement finally approved by the Court resolves the issues for all Class Members, except for those who exclude themselves from the settlement class.

4. Why is there a settlement?

To resolve this matter without the expense, delay, and uncertainties of litigation, the Parties have reached a Settlement, which resolves all claims against Defendant. The Settlement requires Defendant to pay money into a Settlement Fund. This money will be used to pay (1) settlement payments to Settlement Class Members, (2) the costs for distributing notice and settlement payments and other costs of administering the Settlement, and (3) attorneys’ fees and costs to Class Counsel, and service payments to the Class Representatives, if approved by the Court. The Settlement is not an admission of wrongdoing by Defendant and does not imply that there has been, or would be, any finding that Defendant violated the law.

The Court has already preliminarily approved the Settlement. Nevertheless, because the settlement of a class action determines the rights of all members of the class, the Court overseeing this lawsuit must finally approve the Settlement before it can be effective. The Court has conditionally certified the Settlement Class for settlement purposes only, so that members of the Settlement Class can be given this notice and the opportunity to exclude themselves from the Settlement Class, to voice their support or opposition to final approval of the Settlement, and to submit a Claim Form to receive the monetary relief offered by the Settlement. If the Court does not give Final Approval of the Settlement, or if it is terminated by the Parties, the Settlement will be void, and the lawsuit will proceed as if there had been no settlement and no certification of the Settlement Class.

WHO DOES THE SETTLEMENT APPLY TO?

5. Who is in the Settlement Class?

You are a member of the Settlement Class if you, while in Illinois, performed a Skin360® skin assessment using any version of Skin360®, whether via mobile application or web application, between December 9, 2019 and May 5, 2023. If you performed a Skin360® skin assessment by scanning your face in the state of Illinois during this time period, then you may visit the settlement website, www.Skin360BIPASettlement.com, to submit a claim for a cash payment.

6. Are there exceptions to being included in the Settlement Class?

Excluded from the Settlement Class are (a) Defendant, its subsidiaries, parent, and other affiliate entities, and all employees thereof; (b) the Judges presiding over this Action and their immediate

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family members and staff; (c) Class Counsel and Defendant's Counsel; (d) Persons who properly execute and file a timely request for exclusion from the Settlement Class; and (e) the successors or assigns of any excluded Persons.

7. I'm still not sure if I am included.

If you are still not sure whether you are included in the Settlement Class, you can call toll-free 1-888-706-4337 or visit www.Skin360BIPASettlement.com for more information.

THE SETTLEMENT BENEFITS AND OPTIONS

If the Settlement is approved and becomes final, it will provide the benefits described below to Settlement Class Members.

8. What benefits does the proposed Settlement provide to Settlement Class Members?

Cash Payments. Defendant has agreed to pay \$4,700,000.00 into a Settlement Fund. This money will be used to pay for all payments to Settlement Class Members who make valid and timely claims; the costs of distributing notice and settlement payments and other costs of administering the Settlement; attorneys' fees, costs, and expenses; and service payments to the Class Representatives. All Settlement Class Members must submit a Claim Form to receive a payment out of the Settlement Fund.

If the Settlement is approved, each Settlement Class Member who submits a timely Claim Form that is deemed valid will be entitled to an equal payment paid out of the Settlement Fund. The exact amount of each Settlement Class Member's payment is unknown at this time as it depends on certain factors to be determined, including the total number of valid Claim Forms submitted and the amount of fees, expenses, and awards that may be approved by the Court. The Settlement Administrator will issue a payment to each Settlement Class Member who submits a valid Claim Form following the Final Approval of the Settlement. Any checks issued to Settlement Class Members will expire and become void 90 days after they are issued, and no replacement check will be issued for expired checks.

Additionally, the attorneys who brought this lawsuit (listed below) will ask the Court to award them attorneys' fees of up to one-third of the Settlement Fund, plus reimbursement of reasonable costs and expenses, for the substantial time, expense, and effort spent investigating the facts, litigating the case and negotiating the Settlement. Each of the Class Representatives also will apply to the Court for a service payment of up to \$5,000 for their time, effort, and service in this matter.

Prospective Relief. Within 14 days after the Effective Date, JJCI will confirm that (i) it has deleted any images obtained during a Skin360® skin assessment during the Class Period and (ii) subject to any changes in relevant authority, JJCI will maintain a user notice and written consent

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mechanism for Skin360® and a written policy regarding the retention and destruction of information collected through Skin360®.

To receive the benefits due under the proposed Settlement, you must submit a Claim Form by following the directions set forth at www.Skin360BIPASettlement.com, as set forth in the next section of this Class Notice.

9. What do I need to do to participate in the proposed Settlement?

To receive any benefits due under the Settlement, you must submit a Claim Form by following the directions set forth at www.Skin360BIPASettlement.com by November 25, 2026. You may, in the alternative, ask the Settlement Administrator for a paper version of the Claim Form and postmark it by November 25, 2026. You may contact the Settlement Administrator at P.O. Box 3116, Baton Rouge, LA 70821 or by emailing info@Skin360BIPASettlement.com.

Settlement Class Members who fail to submit a Valid Claim by November 25, 2026 will not receive any compensation from the Settlement.

10. When will the proposed Settlement go into effect?

The Court will hold a Final Approval Hearing on December 17, 2026 to decide whether to finally approve the Settlement. Even if the Court approves the Settlement, there could be appeals. The time for an appeal varies and could take more than a year.

The Effective Date is the date when all appeals are completed, and the Settlement becomes final. You can visit the Settlement Website at www.Skin360BIPASettlement.com to check the progress of the Court-approval process and the Effective Date. Please be patient.

Settlement Consideration for all Valid Claims will be paid after the Effective Date to the Settlement. Payments to Class Members will be made as soon as practicable at the discretion of the Settlement Administrator.

The Court will have the power to enforce the terms of the Settlement Agreement.

EXCLUDING YOURSELF FROM THE SETTLEMENT CLASS

If you do not want to participate in the Settlement and instead you want to keep all of your rights to file or continue your own lawsuit against Defendant about the legal claims being resolved in the Settlement, then you must take steps to get out of the Settlement Class. This is called asking to be excluded from, or “opting out” of, the Settlement Class.

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11. If I do not want to participate in the proposed Settlement, what must I do?

You may exclude yourself from the proposed Settlement. If you do so, you will not receive any cash payment, and you will not release any claims you may have against Defendant and the Released Parties (as that term is defined in the Settlement Agreement). You will remain free to pursue whatever legal rights you may have by pursuing your own lawsuit against Defendant and the other Released Parties at your own risk and expense.

To exclude yourself from the proposed Settlement, you must sign and send a letter to the Settlement Administrator by U.S. mail at P.O. Box 3116, Baton Rouge, LA 70821, postmarked by November 10, 2026, or by email to the Settlement Administrator at info@Skin360BIPASettlement.com by November 10, 2026. The exclusion letter must include (i) the case name and number of this action; (ii) your full name, mailing address, telephone number, and email address; (iii) a statement that you performed a Skin360® skin assessment via website or mobile application, within the state of Illinois between December 9, 2019 and May 5, 2023; (iv) a statement that you wish to be excluded from the Settlement; and (v) your signature. Only one person may be excluded from the Settlement per each exclusion request; no group exclusion requests will be allowed. If you return both a valid and timely Claim Form and a timely request for exclusion, the request for exclusion shall be deemed void and of no force and effect, and the Claim Form shall be processed under the terms of the Settlement.

12. If I exclude myself, can I get anything from the proposed Settlement?

If you choose to exclude yourself from the Settlement Class: (1) you will not be entitled to receive the benefits of the Settlement; (2) you will not be legally bound by the Settlement Agreement; and (3) you will keep any rights you may have to file or continue your own lawsuit against Defendant about the legal claims included in the Settlement Agreement, as long as suit is filed before the relevant statute of limitations expires.

13. How do I tell the Court if I do not like the proposed Settlement or the attorneys' fees request?

If you are a Settlement Class Member, you can object to the proposed Settlement if you do not like any part of it. You can also object to Class Counsel's request for attorneys' fees, expenses, and costs, and the service payments for the Class Representatives. If you wish to object to the Settlement, you must submit your objection in writing to the Clerk of Court, United States District Court for the District of New Jersey, Trenton Division, Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, NJ 08608. The objection must be received by the Court no later than November 10, 2026. You must also send a copy of your objection to the attorneys for all Parties to the lawsuit, including Class Counsel (Grace E. Parasmo of Parasmo Lieberman Law,

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8149 W. Santa Monica Blvd., #611, Los Angeles, CA 90046) and the attorneys representing Defendant (Kathleen L. Carlson, Sidley Austin LLP, One South Dearborn, Chicago, IL 60603), postmarked no later than November 10, 2026. You must also file copies of any papers you propose to submit at the Final Approval Hearing with the Clerk of the Court and send copies of such papers via United States mail, hand delivery, or overnight delivery to both Class Counsel and Defendant's Counsel. You must also mail a copy of the objection to the Settlement Administrator at P.O. Box 3116, Baton Rouge, LA 70821 postmarked no later than November 10, 2026.

Any objection to the proposed Settlement must include (i) the case name and number of this action; (ii) your full name, mailing address, telephone number, and email address; (iii) a statement that you performed a Skin360® skin assessment via website and/or the mobile application, within the state of Illinois between December 9, 2019 and May 5, 2023; (iv) all grounds for the objection, accompanied by any legal and factual support for the objection; (v) the identity of all counsel representing you and whether or not such counsel will appear at the Final Approval Hearing; (vi) the identification of any other objections you have filed, or that have been filed on your behalf, in any other class action cases in the last five years; (vii) a statement confirming whether you intend to personally appear and/or testify at the Final Approval Hearing; (viii) your signature (your attorney's signature will not be sufficient); and (ix) a declaration under penalty of perjury that the information provided is true and correct. If you do hire your own attorney, you will be solely responsible for payment of any fees and expenses the attorney incurs on your behalf.

You cannot both object to and exclude yourself from the Settlement Agreement. Any Settlement Class Member who attempts to both object to and exclude themselves from the Settlement will be deemed to have excluded themselves and will forfeit the right to object to the Settlement Agreement or any of its terms.

You may appear at the Final Approval Hearing, which will be held on **December 17, 2026 at 10:00 a.m. Eastern Time**, in Courtroom 5W of the United States District Court for the District of New Jersey, Trenton Division, Clarkson S. Fisher Building & U.S. Courthouse 402 East State Street, Trenton, NJ 08608 (or at such other time or location as the Court may without further notice direct), in person or through counsel to show cause why the proposed Settlement should not be approved as fair, reasonable, and adequate. Attendance at the hearing is not necessary; however, persons wishing to be heard orally in opposition to the Final Approval of the Settlement, the request for attorneys' fees and expenses, and/or the request for service payments to the Class Representatives are required to indicate in their written objection their intention to appear at the hearing on their own behalf or through counsel. The hearing date and time is subject to change by the Court, so please check the Settlement Website, www.Skin360BIPASettlement.com, for updates.

You must sign your own objection. Attorneys' signatures on objections will not be accepted.

If you do not comply with the foregoing procedures and deadlines for submitting written objections, you may lose substantial legal rights to contest the orders or judgments of the Court entered in connection with the Settlement.

THE LAWYERS REPRESENTING YOU

14. Do I have a lawyer in this case?

The Court has appointed lawyers from the law firms of Parasmol Lieberman Law, Schwartz Law PLLC, and Mazie Slater Katz & Freeman, LLC as Class Counsel to represent the Settlement Class Members. The only fees, costs, and expenses these lawyers will seek are those described in Question 15 below. If you want to be represented by your own lawyer in this case, you may hire one at your own expense.

15. How will the lawyers be paid?

For more than three years, Class Counsel have worked without compensation on this case. In connection with the Final Approval Hearing on the Settlement, Class Counsel will apply to the Court for an award of attorneys' fees, with the total amount not to exceed one-third (1/3) of the Settlement Fund. In addition, Class Counsel may seek all of their reasonable costs and expenses to be paid out of any amounts paid into the Settlement Fund. In the event the Court declines to approve, in whole or in part, the payment of attorneys' fees, costs, and expenses in the amount requested by Class Counsel, the amount not awarded will be available to be claimed by Settlement Class Members.

Class Counsel will make an application for service payments, in amounts not to exceed \$5,000 for Class Representatives Helene Melzer, Christine Borovoy, Andy Sajani, and Patricia Biewald, to compensate them for their efforts and commitment on behalf of the Settlement Class.

THE COURT'S FINAL APPROVAL HEARING

16. When and where will the Court decide whether to approve the Settlement?

The Court will hold a Final Approval Hearing to decide whether to approve the Settlement, whether to grant Class Counsel's motion for attorneys' fees, costs, and expenses, and whether to grant service payments to the Class Representatives. You may attend and you may ask to speak, but you do not have to do either one.

The Final Approval Hearing will be held before the Honorable Michael A. Shipp on **December 17, 2026 at 10:00 a.m. Eastern Time**, in Courtroom 5W of the United States District Court for the District of New Jersey, Trenton Division, Clarkson S. Fisher Building & U.S. Courthouse 402

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East State Street, Trenton, NJ 08608 (or at such other time or location as the Court may without further notice direct).

Do not write or call the judge or the clerk concerning this Class Notice or the Litigation.

The purpose of the Final Approval Hearing will be for the Court to determine whether the Settlement should be finally approved as fair, reasonable, and adequate, and in the best interests of the Settlement Class, and to consider awarding attorneys' fees, costs, and expenses to Class Counsel, as well as service payments to the Class Representatives. At the hearing, the Court will hear any objections and arguments concerning the fairness of the Settlement or the fees that have properly been submitted, as set forth above.

The date of the Final Approval Hearing may change without further notice to the Settlement Class. Settlement Class Members are advised to check the Settlement Website at www.Skin360BIPASettlement.com to check on the date of the Final Approval Hearing, the Court-approval process, and the Effective Date.

17. Do I have to come to the Final Approval Hearing?

No, you are not required to come to the Final Approval Hearing. Class Counsel will answer any questions the Court may have. If you send an objection, you do not have to come to the Court to talk about it. As long as you served your written objection on time and complied with the other requirements for a proper objection, the Court will consider it.

18. May I speak at the Final Approval Hearing?

You or your lawyer may ask the Court for permission to speak at the Final Approval Hearing.

You may not be able to speak at the hearing if you do not comply with the procedures set out in this notice.

IF YOU DO NOTHING

19. What happens if I do nothing?

If you are a Settlement Class Member, you must file a Claim Form by the Claims Deadline, **November 25, 2026**, as described in response to Question 9, to receive any Settlement benefits.

IF YOU DO NOTHING AND THE SETTLEMENT IS FINALLY APPROVED, YOU WILL BE BOUND BY THE COURT'S FINAL JUDGMENT AND RELEASE OF CLAIMS

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AGAINST THE DEFENDANT AND THE RELEASED PARTIES AS EXPLAINED IN THE SETTLEMENT AGREEMENT.

GETTING MORE INFORMATION

20. How do I get more information?

This Class Notice is only a summary of the terms of the proposed Settlement. More details about the Settlement, the Effective Date, the deadlines, and your options are available in a longer document called the Settlement Agreement. This Settlement Agreement can be reviewed by clicking here: www.Skin360BIPASettlement.com.

The Settlement Website also contains answers to common questions about the proposed Settlement, plus other information to help you determine whether you are a Settlement Class Member. In addition, some of the key documents in the case will be posted on the Settlement Website. If you would like this Class Notice, the Claim Form, or the Settlement Agreement mailed to you, please call 1-888-706-4337 or write to Eisner Advisory Group LLC, the Settlement Administrator, at:

Skin360 BIPA Settlement Administrator
P.O. Box 3116
Baton Rouge, LA 70821

Alternatively, all of the court documents in this case are on file and available for review during regular office hours at the Clerk of the Court, United States District Court for the District of New Jersey, Trenton Division, Clarkson S. Fisher Building & U.S. Courthouse 402 East State Street, Trenton, NJ 08608.

Please do not call the Court or the Court Clerk's Office to inquire about this Settlement or the Claims Process.

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