

**FIRST JUDICIAL DISTRICT OF PENNSYLVANIA  
COURT OF COMMON PLEAS OF PHILADELPHIA**

<b>LATISHA REED AND NADINE PIERRE, individually</b> <b>and on behalf of and others similarly situated,</b>	)	<b>CIVIL ACTION</b>
	)	
<b>Plaintiffs,</b>	)	<b>AUGUST TERM, 2016</b>
	)	
<b>v.</b>	)	<b>CASE NO. 160800491</b>
	)	
<b>BAYADA HOME HEALTH CARE, INC.,</b>	)	<b>CLASS ACTION</b>
	)	
<b>Defendant.</b>	)	

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**NOTICE OF CLASS ACTION**

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**CLASS ACTION NOTICE - PLEASE READ CAREFULLY**

This is only a summary. The Court has not decided whether Defendant did anything wrong. There is no money available now, and no guarantee there will be in the future. For additional details, please review the website at [www.strategicclaims.net/bayada](http://www.strategicclaims.net/bayada).

**THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT A LAWSUIT FOR ALLEGEDLY OWED WAGES**

**1. What is this notice about and why is it being sent to me?**

This notice is being sent to you because you are a class member in a lawsuit pending against BAYADA Home Health Care, Inc. (“BAYADA” or “Defendant”). Latisha Reed and Nadine Pierre (“Plaintiffs”), former employees in Pennsylvania, and their representatives brought this lawsuit against Defendant alleging that BAYADA failed to compensate its hourly Home Health Care Nurses working in the Commonwealth of Pennsylvania for off-the-clock work allegedly required by BAYADA. The Notice also explains what to do if you want to exclude yourself from the lawsuit, and how remaining a class member will affect your legal rights.

**2. What are the kinds of claims asserted in the lawsuit?**

In this case, Plaintiffs have asserted class action claims under the Pennsylvania Minimum Wage Act, 43 P.S. § 333.10, *et seq.* and the Pennsylvania Wage Payment and Collection Law, 43 P.S. § 260.1, *et seq.* alleging that Defendant failed to compensate its hourly Home Health Care Nurses working in the Commonwealth of Pennsylvania for: 1) time worked during a shift overlap to provide shift reports; 2) time worked completing the mandatory honesty and confidentiality training and infection control/medical device reporting sessions mandated by BAYADA; and/or 3) time worked completing mandatory training session via BAYADA’s online portal, BAYADA University. BAYADA has denied any wrongdoing in the lawsuit and contends that Plaintiffs were appropriately compensated for all time worked in a manner consistent with BAYADA’s policies and applicable law at all times.

**3. How will this lawsuit affect me?**

The Court has appointed Plaintiffs to represent the following group of hourly Home Health Care Nurses working in the Commonwealth of Pennsylvania:

**All current and former employees of Bayada Home Health Care, Inc. who worked in the Commonwealth of Pennsylvania from August 3, 2013 through the date of the final disposition of this action as hourly paid Home Health Care Nurses (the “Class” or collectively, “Class Members” or “Nurses”).**

If Plaintiffs win the lawsuit, participants who are in the Class may share in damages awarded to the Plaintiffs and other Class Members. If the lawsuit is not successful, participants who are in the Class may be prevented in the future from bringing their own lawsuit against Defendant. Thus, if you remain a member of the Class, you will be bound by the judgment whether favorable or unfavorable to the Plaintiffs.

**4. How do I join the class action claims for unpaid wages?**

You do not have to do anything to join. You are AUTOMATICALLY included in the class action, which is why you received this Notice. If you want to remain included in the Class, you do not need to do anything. By doing nothing, you will continue to be part of the Class and you will receive additional information regarding the case as it goes on. If you prefer, you may enter an appearance through your own attorney at your own cost.

**5. What should I do if I want to be excluded from the class action claims?**

If you want to be *excluded* from the Class, you must notify attorneys for Plaintiffs of your decision to opt out by electronic mail within **sixty (60) days** of receiving this Notice.

**Miller Shah LLP**  
1845 Walnut Street, Suite 806  
Philadelphia, Pennsylvania 19103  
Telephone: (610) 891-9880  
Facsimile: (866) 300-7367  
Email: [nfinkelman@millershah.com](mailto:nfinkelman@millershah.com)

**Shaffer & Gaier, LLC**  
1628 JFK Blvd. Suite 400  
Philadelphia, Pennsylvania 19103  
Telephone: (215) 751-0100  
Facsimile: (215) 751-0723  
Email: [mshaffer@shaffergaier.com](mailto:mshaffer@shaffergaier.com)

Persons who elect to opt-out of the Class will not be bound by any judgment in the class action and will not be entitled to participate in any recovery, if any recovery occurs in the class action. If you opt-out of the Class, you may pursue other legal remedies apart from the class action that may be available to you. Neither the Parties nor their attorneys make any representations to you regarding what, if any, legal remedies are available to you should you choose to opt-out.

**6. Has the Court ruled on the Plaintiffs' claims?**

No. The Court has not yet ruled on any of Plaintiffs' claims. The fact that this Notice is being mailed to you does not mean that the Court has decided whether any of BAYADA's employees are owed any compensation, or whether Defendant violated any laws.

**7. If I wish to remain in the lawsuit, how will I continue to receive further Notices?**

Unless you elect to be excluded from the Class, you will continue to receive information by electronic mail.

If you plan to change your email address, please send an e-mail with your name, home and cell telephone numbers [info@strategicclaims.net](mailto:info@strategicclaims.net).

**8. Who are the attorneys for Plaintiffs and how will they be paid?**

The attorneys for Plaintiffs are:

Natalie Finkelman Bennet  
James C. Shah  
Miller Shah LLP  
1845 Walnut Street, Suite 806  
Philadelphia, Pennsylvania 19103  
Telephone: (610) 891-9880  
Facsimile: (866) 300-7367  
Email: [jcshah@millershah.com](mailto:jcshah@millershah.com)  
[nfinkelman@millershah.com](mailto:nfinkelman@millershah.com)

Michael D. Shaffer (No. 60191)  
Shaffer & Gaier, LLC  
1628 JFK Blvd. Suite 400  
Philadelphia, Pennsylvania 19103  
Telephone: (215) 751-0100  
Facsimile: (215) 751-0723  
Email: [mshaffer@shaffergaier.com](mailto:mshaffer@shaffergaier.com)

Ryan F. Stephan  
STEPHAN ZOURAS, LLP  
100 North Riverside Plaza  
Suite 2150  
Chicago, Illinois 60606  
Telephone: (312) 233-1550  
Facsimile: (312) 233-1560  
Email: [rstephan@stephanzouras.com](mailto:rstephan@stephanzouras.com)

The attorneys for Plaintiffs may be entitled to receive a payment of attorneys' fees and costs in this lawsuit if there is a recovery or judgment in Plaintiffs' favor. If there is no recovery or judgment in Plaintiffs' favor, you will not be responsible for any attorneys' fees. Any payment of attorneys' fees by Defendant to Plaintiffs' counsel will be subject to Court approval. By joining this lawsuit, you designate Plaintiffs as your agents to make decisions on your behalf concerning the litigation, the method and manner of conducting this litigation, the entering of an agreement with Plaintiffs' counsel concerning attorneys' fees and costs, that you are represented by the above-named attorneys, and all other matters pertaining to this lawsuit. These decisions and agreements made and entered into by the representative Plaintiffs will be binding on you if you do not choose to opt out.

**9. How can I obtain further information about this lawsuit?**

The pleadings and other records of this litigation may be examined and copied any time during the regular office hours in the office of the Clerk at the following address:

The Court of Common Pleas of Philadelphia County, Pennsylvania  
301 Filbert Street, Suite 310 B, Philadelphia, PA 19107

Additionally, if you have questions about this case or need help understanding this Notice, you may review the case website, [www.strategicclaims.net/bayada](http://www.strategicclaims.net/bayada), and contact the lawyers representing the Plaintiffs who brought this lawsuit. You may reach those lawyers by calling (866) 540-5505 or by sending an email to [information@millershah.com](mailto:information@millershah.com) or [mshaffer@shaffergaier.com](mailto:mshaffer@shaffergaier.com)

**\*THIS NOTICE AND ITS CONTENTS HAVE BEEN AUTHORIZED BY THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY, PENNSYLVANIA. THE COURT HAS TAKEN NO POSITION IN THIS CASE REGARDING THE MERITS OF PLAINTIFFS' CLAIMS OR DEFENDANT'S DEFENSES.**

**PLEASE DO NOT CALL OR WRITE THE JUDGE ASSIGNED TO THIS MATTER. THE JUDGE CANNOT ANSWER QUESTIONS CONCERNING THIS LAWSUIT OR THIS NOTICE.**

**Bayada Home Health Care Class Action  
c/o Strategic Claims Services  
600 N Jackson Street, Suite 205  
Media, PA 19063**

**IMPORTANT LEGAL NOTICE – PLEASE FORWARD**

**Mail ID  
Name  
Address  
City, State, ZIP**