

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

<b>KAMBRA BRESLIN, et al.</b> , on behalf of themselves and all others similarly situated,	)	Case No. 1:24-CV-00279-JPH
	:	
Plaintiffs,	)	Hon. Jeffery P. Hopkins
	:	
v.	)	
	:	
<b>THE RDI CORPORATION,</b>	)	
	:	
Defendant.	)	
	:	
	)	

**IMPORTANT NOTICE OF RIGHT TO JOIN LAWSUIT**

**THIS IS NOT A LAWSUIT AGAINST YOU**

**READ THIS NOTICE CAREFULLY – YOUR LEGAL RIGHTS MAY BE AFFECTED**

**AUTHORIZED BY JUDGE JEFFERY P. HOPKINS OF THE U.S. DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION**

TO: All current and former hourly Call Center Customer Service Representatives employed by The RDI Corporation at any time between May 14, 2021 and the present who have not entered into an agreement to arbitrate claims for unpaid overtime against The RDI Corporation.

RE: Fair Labor Standards Act (“FLSA”) Lawsuit against The RDI Corporation (“RDI”) seeking compensation for overtime for hours worked by Call Center Customer Service Representatives. *Breslin et al v. The RDI Corp.*, Case No. 1:24-cv-00279-JPH, pending in the United States District Court for the Southern District of Ohio Western Division.

**1. PURPOSE OF THIS NOTICE**

This Notice informs you of an action that has been filed under the FLSA, advises you of your rights as a putative plaintiff, and tells you how you can be included in the action. If you wish to be included in this action, you must sign and return the enclosed Consent to Join Form as explained below.

**2. DESCRIPTION OF THE ACTION**

On May 14, 2024, Plaintiff Kambra Breslin brought this action against RDI on behalf of herself and all other similarly situated individuals. On July 22, 2024, the action was amended to add as named plaintiffs Kelsey Jackson and Chad Brown (Plaintiffs Breslin, Jackson and Brown referred to herein as “Plaintiffs”). Plaintiffs were employed by RDI as hourly Call Center Customer Service Representatives. Plaintiffs allege that RDI violated the FLSA by failing to pay them for work tasks completed before and after their scheduled shifts when they were not clocked into RDI’s timekeeping system. Plaintiffs also allege that Defendants violated the law by not including Call Center Customer Service Representatives’ non-discretionary bonuses into the overtime calculations as required by law.

Plaintiffs allege that they and other similarly situated individuals are entitled to recover from RDI: (a) unpaid overtime compensation; (b) liquidated (double) damages equal to the amount of the overtime back wages for the past three years; and (c) attorneys’ fees and costs associated with bringing this lawsuit under the FLSA. RDI has denied these claims and believes it has properly paid employees.

The Court takes no position regarding any claims or defenses, and there is no assurance that the Court will grant any relief to the Plaintiffs in this case.

### 3. YOUR RIGHT TO PARTICIPATE IN THIS ACTION

The U.S. District Court for the Southern District of Ohio Western Division authorized the distribution of this Notice to:

*All current and former hourly Call Center Customer Service Representatives employed by The RDI Corporation at any time between May 14, 2021 and the present who have not entered into an agreement to arbitrate claims for unpaid overtime against the RDI Corporation.*

If you received this Notice and fit this definition, you may be eligible to join this lawsuit.

### 4. HOW TO PARTICIPATE IN THIS ACTION

To join this action and make a claim for unpaid overtime wages, you must read, sign, and return the enclosed Consent to Join Form by **August 25, 2025**. You can return the Consent to Join Form by filling out the attached form and returning it by mail with the enclosed self-addressed and postage-prepaid envelope, email or fax to:

**Breslin et al v. The RDI Corporation**  
**c/o Atticus Administration**  
**PO Box 64053**  
**St. Paul, MN 55164**  
**Email: [RDIOvertimeLawsuit@AtticusAdmin.com](mailto:RDIOvertimeLawsuit@AtticusAdmin.com)**  
**Fax: 1-888-326-6411**

You may also submit the Consent to Join Form online by visiting the website at [www.RDIOvertimeLawsuit.com](http://www.RDIOvertimeLawsuit.com) or by scanning the QR code below:



Plaintiffs' counsel will file your completed Consent to Join Form with the Court upon receipt. Until the Consent to Join Form is filed with the Court, the statute of limitations ordinarily continues to run, and you will not be entitled to receive compensation for the days during which you delay sending in your Consent to Join Form. If you lose or misplace the enclosed Consent to Join Form, or if you have any questions about filling out or returning the Consent to Join Form, you may contact Plaintiffs' counsel listed in paragraph 8 of this Notice or Atticus Administration.

All Consent to Join Forms must be signed and postmarked, faxed, emailed, or otherwise returned to Atticus Administration by **August 25, 2025**, which is sixty (60) days after this Notice was mailed to you.

### 5. NO RETALIATION PERMITTED

The law prohibits RDI or any of its agents or employees from discharging you, or in any manner harassing, discriminating, or retaliating against you for exercising your rights under the FLSA (for example, by joining this lawsuit).

### 6. EFFECT OF JOINING THIS ACTION

If you join this action, you will be bound by any judgment that is rendered, whether favorable or unfavorable, and share in any recovery. You will also be bound by, and share in, any settlement that may be reached on behalf of the collective

class. That means that, if Plaintiffs win, you may be eligible to share in any monetary award; if Plaintiffs lose, no money will be awarded, and you will not be able to file another lawsuit regarding the matters raised in this lawsuit. While this lawsuit is proceeding, you may be required to provide information, sit for a deposition, and testify in court.

By joining this action, you are designating the attorneys identified in paragraph 8 to represent your interest, unless you retain an attorney of your own choice to represent you or proceed without an attorney. In addition, you designate the Named 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 Plaintiff's counsel concerning fees and costs, the entering into a settlement agreement with RDI and all other matters pertaining to this action.

You are not required to pay attorneys' fees or court costs at this time. If Plaintiffs prevail, Plaintiffs' counsel will seek an order requiring RDI to pay their reasonable attorneys' fees and expenses. The Court must approve any award of attorneys' fees and/or costs.

#### **7. NO LEGAL EFFECT OF NOT JOINING THIS ACTION**

If you choose not to join this action, you will not be bound by any judgment or settlement, whether favorable or unfavorable, and you will not share in any recovery. You will be free to file your own lawsuit; however, the pendency of this action will not stop the running of the statute of limitations as to any claims you may have until you file your own lawsuit.

#### **8. YOUR LEGAL REPRESENTATION IF YOU JOIN**

Jason J. Thompson  
Alana A. Karbal  
SOMMERS SCHWARTZ, P.C.  
One Towne Square, 17th Floor  
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Robert E. DeRose  
BARKAN MEIZLISH DEROSE COX, LLP  
4200 Regent Street, Suite 210  
Columbus, OH 43219  
Telephone: 614-221-4221  
[bderose@barkanmeizlish.com](mailto:bderose@barkanmeizlish.com)

#### **9. FURTHER INFORMATION**

Further information about this Notice or the action may be obtained from Plaintiffs' counsel at 1-800-201-0785. The call is free and confidential.

**PLEASE DO NOT CONTACT THE COURT REGARDING THIS NOTICE.**

**THE COURT HAS TAKEN NO POSITION IN THIS CASE REGARDING THE MERITS  
OF PLAINTIFFS' CLAIMS OR OF RDI'S DEFENSES.**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

<b>KAMBRA BRESLIN, et al.</b> , on behalf of	)	Case No. 1:24-CV-00279-JPH
themselves and all others similarly situated,	:	
	)	Hon. Jeffery P. Hopkins
Plaintiffs,	:	
	)	
v.	:	
	)	
<b>THE RDI CORPORATION,</b>	:	
	)	
Defendant.	:	
	)	

**CONSENT TO JOIN FORM**

Pursuant to the Fair Labor Standards Act, 29 U.S.C. § 216(b), I hereby consent, agree, and opt-in to be a party Plaintiff in the above-captioned action.

I worked for The RDI Corporation as an hourly Call Center Customer Service Representative and agree to be bound any adjudication or court rulings in this lawsuit, whether favorable or unfavorable. I understand that reasonable costs expended by Plaintiffs' counsel on my behalf will be deducted from any settlement or judgment amount on a pro-rata basis among all other plaintiffs. I understand that Plaintiffs' counsel will petition the Court for an award of attorneys' fees from any settlement or judgment.

I hereby designate Sommers Schwartz, P.C. and Barkan Meizlish Derose Cox, LLP to represent me in this lawsuit.

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

Date Signed: \_\_\_\_\_

**Must be signed and postmarked, faxed, emailed or otherwise returned  
to Atticus Administration by August 25, 2025.**

### Contact Information

The information requested on this page is for internal attorney use and will not be shared with your employer or filed with the court.

Name(s): \_\_\_\_\_

(Please list all names you use or are known by)

Street Address and Mailing Address if different: \_\_\_\_\_

City, State & Zip Code (to receive mail): \_\_\_\_\_

Telephone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Personal Email Address(es): \_\_\_\_\_

Name & Relationship of person to contact if we cannot get in touch with you (someone who will always know how to contact you):

\_\_\_\_\_

Phone Number for alternative contact: \_\_\_\_\_

Email Address for alternative contact: \_\_\_\_\_

Job Title(s): \_\_\_\_\_ Supervisor(s): \_\_\_\_\_

Primary Work Location: \_\_\_\_\_ Last Hourly Rate: \_\_\_\_\_

Employment Start Date: \_\_\_\_\_ Employment End Date: \_\_\_\_\_

### Additional Terms & Information

Section 216(b) of the Fair Labor Standards Act, 29 U.S.C. §216(b), encourages employees to band together to enforce their rights to minimum wages and overtime pay.

It is illegal for an employer to retaliate against an individual for exercising his or her rights (such as by participating in this lawsuit, or by submitting this document, or talking to attorneys about his or her rights to full compensation for work performed).

Unless you retain other legal counsel, at your own expense, you will be represented in this class action lawsuit / action for court supervised notice by Sommers Schwartz, P.C. and Barkan Meizlish Derosé Cox, LLP ("class counsel"). No prepayment of legal fees or costs is required. If the class action or action for court supervised notice is later de-certified, class counsel will inform you of your options; and class counsel may ask you to enter into a separate written retainer agreement at that time.

By joining this lawsuit, you agree to stay in contact with class counsel throughout the pendency of the lawsuit and to provide timely assistance to the attorneys and their staff, including preserving and providing documents and discovery responses, returning phone calls and emails, and testifying at depositions and trial. Please advise class counsel immediately of any change of address or employment; any bankruptcy filing; or any criminal conviction.

Attorneys shall be entitled to no fee unless awarded/approved by the court. In addition, any costs advanced by class counsel may be deducted from any amount you receive on a pro rata basis with all other plaintiffs.

Whether you have a claim or are entitled to damages cannot be determined until we review your information and employment history. Class counsel makes no guarantees or representations about the probable outcome of this lawsuit.

If you ever have questions or need to talk to class counsel, we can be contacted as follows: Alana A. Karbal, Esq., One Towne Square, Floor 17, Southfield, Michigan 48076, (248) 355-0300, [akarbal@sommerspc.com](mailto:akarbal@sommerspc.com).