

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

ROGELIO HERNANDEZ, individually, and on behalf of all other similarly situated current and former employees of Chipotle Mexican Grill, Inc.,	) Case No. BC 373759 ) ) NOTICE OF PENDENCY OF CLASS ACTION, ) REQUEST FOR INFORMATION, AND ) OBJECTION PROCEDURES ) )
Plaintiff,	)
v.	)
CHIPOTLE MEXICAN GRILL, INC., a Delaware corporation; and DOES 1 through 100, inclusive,	) DATE OF MAILING: DECEMBER 23, 2008 ) )
Defendants.	) ) ) ) )

**ATTENTION: CURRENT AND FORMER EMPLOYEES OF CHIPOTLE  
MEXICAN GRILL, INC.**

TO: ALL PERSONS WHO, AT ANY TIME FROM JULY 3, 2003 TO THE PRESENT, WERE  
EMPLOYED BY CHIPOTLE MEXICAN GRILL, INC. IN CALIFORNIA ON AN HOURLY BASIS.

**PLEASE READ THIS NOTICE CAREFULLY.** YOUR RIGHTS MAY BE AFFECTED BY LITIGATION  
NOW PENDING IN THE ABOVE-ENTITLED COURT.

YOU ARE HEREBY NOTIFIED that there is now pending in the Superior Court of the State of  
California, County of Los Angeles, an action ("the Litigation") on behalf of all persons who were employed on  
an hourly basis by Chipotle Mexican Grill, Inc. ("Chipotle") in California, at any time between July 3, 2003 and  
the present;

The Plaintiff in the Litigation alleges that Chipotle violated provisions of California Labor and Wage and Hour  
law by failing to provide its employees with all required rest and meal breaks, and by failing to compensate its  
employees for all hours worked. Chipotle disputes the allegations.

The Court has Ordered that a number of randomly selected employees who are (or were) employed by Chipotle  
between July 3, 2003 and the present ("proposed class period"), to be provided a notice to advise you that  
Plaintiff is seeking to obtain your name, address, and telephone number. Chipotle has sought to protect its  
current and former employees' privacy. This notice is being sent to see if you object to the release of this  
information to the Plaintiff, Mr. Rogelio Hernandez, and his counsel.

The attorneys for the Plaintiff in the Litigation are conducting an investigation regarding their rest break and  
meal period allegations. In order to assist in the investigation, the attorneys for the Plaintiff wish to gather  
information regarding the nature of the work you do (or used to do) while employed by Chipotle, including the  
rest breaks and meal periods you received or did not receive. They have sought to obtain the names, addresses,  
and telephone numbers of Chipotle employees so that they can communicate with them about the allegations  
made in the Litigation.

This notice is being sent to you to determine if you object to Plaintiff's counsel receiving your name, address, and telephone number. You are not required to release the information to Plaintiff's attorneys and you have the right to elect not to provide your name, address, and telephone number to Plaintiff's attorneys. Plaintiff's attorneys would like to have your name, address and telephone number to help in the investigation and determine whether the Plaintiff's allegations in the Litigation are accurate.

**IF YOU DO NOT WISH TO HAVE YOUR NAME, ADDRESS, AND TELEPHONE NUMBER PROVIDED TO THE PLAINTIFF'S ATTORNEYS, YOU MUST RETURN THE ENCLOSED POSTCARD INDICATING THAT YOU DO NOT AUTHORIZE THE RELEASE OF YOUR NAME, ADDRESS AND TELEPHONE NUMBER TO PLAINTIFF'S COUNSEL. IF YOU DO NOT AGREE TO THE DISCLOSURE OF YOUR NAME, ADDRESS AND TELEPHONE NUMBER, YOU MUST CHECK THE POSTCARD OPTION THAT READS:**

**"I do not want my name, address and telephone number disclosed to the attorneys."**

**If you AGREE to provide Plaintiff's attorneys your name, address and telephone number to aid in their investigation, you do not need to do anything in response to this notice.**

**Such postcard must be received no later than January 10, 2009.**

If you do nothing, your name address and telephone number will be given to the Plaintiff's attorney.

If you have questions about this notice and/or the Litigation, you have the right to contact counsel for Plaintiff or counsel for Defendant. You may do so at the following address and/or telephone number:

**Plaintiff's Counsel:**

RASTEGAR & MATERN, ATTORNEYS AT LAW, A P.C.  
Attn: Douglas Perlman, Esq.  
1010 Crenshaw Boulevard, Suite 100  
Torrance, California 90501  
(310) 218-5500

**Defendant's Counsel:**

Kirsten E. Miller, Esq.  
SHEPPARD, MULLIN, RICHTER &  
HAMPTON, LLP  
333 South Hope Street, 48<sup>th</sup> Floor  
Los Angeles, CA 90071  
(213) 620-1780

You are under no obligation to provide information to or discuss this matter with any attorneys or any person representing the Plaintiff or Chipotle.

**YOUR EMPLOYER MAY NOT RETALIATE AGAINST YOU IN ANY WAY FOR PROVIDING, OR REFUSING TO PROVIDE, ANY INFORMATION.**