

NOTICE OF TRANSFER OF CUSTOMER DATA AND OPPORTUNITY TO ELECT TO HAVE CUSTOMER DATA DESTROYED

TO CUSTOMERS OF HEARUSA, INC. ("HearUSA") PLEASE TAKE NOTICE that HearUSA, is selling substantially all of its assets (the "Assets") to Audiology Distribution, LLC (the "Qualified Buyer"), which will continue to conduct business as HearUSA. The Qualified Buyer is a private company owned and operated by Siemens Hearing Instruments, Inc. The Assets being transferred include personal information associated with current or former customers of HearUSA ("Customers").

I. NOTICE OF TRANSFER OF PERSONAL INFORMATION

PLEASE TAKE NOTICE that HearUSA may transfer as part of the Assets personal information of Customers stored and maintained by or at the direction of HearUSA. The Qualified Buyer will maintain the security of all personal information of the Customers it receives from HearUSA according to all applicable rules, laws and privacy policies, including applicable Health Insurance Portability and Accountability Act of 1996 ("HIPAA") rules, regulations, and standards and HearUSA's existing privacy policies. The Qualified Buyer will be responsible to Customers for its violation of those policies following the transfer and will use Customers' personal information for the purposes for which it was originally collected or for which Customers have given consent, and not disclose, sell, or transfer Customers' personal information to any third party in a way that is inconsistent with HearUSA's existing privacy policies.

II. OPT-OUT INSTRUCTIONS

If you do not object to the transfer of personal information to the Qualified Buyer, you do not need to take any action.

If you do object to having your personal information transferred to the Qualified Buyer, then you must take affirmative action to have your information destroyed by completing and mailing the attached Customer Destruction Election Form ("Form") to Audiology Distribution, LLC, 1250 Northpoint Parkway, West Palm Beach, FL 33407 Attn: Cindy Beyer, postmarked no later than November 11, 2011 (the "Deadline"). If you do not complete and mail the attached Form by the Deadline to the address above, you will be deemed to have consented to the transfer of your information to the Qualified Buyer. If you complete and mail the attached Form by the Deadline to the address above, your personal information will be destroyed to the extent reasonably practicable or as may be permitted under applicable law within 60 days after the Deadline. If you complete and return your Form on time, you may be contacted by the Qualified Buyer or one of its affiliates to confirm your election.

PLEASE TAKE FURTHER NOTICE that in order to advise the Bankruptcy Court for the Southern District of Florida (the "Bankruptcy Court") with regards to the transfer of Customers' personal information to the Qualified Buyer and to assure continued privacy of personal information, the Bankruptcy Court appointed Luis Salazar as a consumer privacy ombudsman (the "Ombudsman") in connection with the sale of the Assets. On July 25, 2011, the Ombudsman filed the Consumer Privacy Ombudsman's Report with the Bankruptcy Court. The Ombudsman has reviewed and approved these procedures.

Dated: October 4, 2011

CUSTOMER OPT-OUT AND DESTRUCTION ELECTION FORM

By signing and mailing this form to the address set forth below you are expressly opting-out of the transfer of your personal information from HearUSA Inc. ("HearUSA") to Audiology Distribution, LLC (the "Qualified Buyer"). By opting-out of this transfer, you are electing to have your personal information destroyed. In order to opt-out of the transfer of your personal information and therefore have your personal information destroyed to the extent reasonably practicable or as may be permitted under applicable law, you must complete and mail this form to the address set forth below postmarked no later than November 11, 2011.

Return Mailing Address:

Audiology Distribution, LLC
1250 Northpoint Parkway,
West Palm Beach, FL 33407
Attn: Cindy Beyer

By signing below, I certify the following:

I was a customer of HearUSA. My name and current address, as set forth below, is true and correct. I am providing this information for the sole purpose of allowing the Qualified Buyer to verify that I was a customer of HearUSA.

I DO NOT CONSENT TO THE TRANSFER OF MY CUSTOMER DATA TO THE QUALIFIED BUYER AND I INSTRUCT THE QUALIFIED BUYER TO DESTROY MY CUSTOMER DATA TO THE EXTENT REASONABLY PRACTICABLE OR AS MAY BE PERMITTED UNDER APPLICABLE LAW.

I acknowledge that, by completing and mailing this form, my personal information will be destroyed to the extent reasonably practicable or as may be permitted under applicable law.

Signature: _____

Name: _____

Name: _____

Address: _____

City: _____

State: _____

Zip Code: _____

Telephone Number: _____