

1 JOSEPH W. COTCHETT (State Bar No. 36324)
 ADAM J. ZAPALA (State Bar No. 245748)
 2 ELIZABETH T. CASTILLO (State Bar No. 280502)
 JAMES G. DALLAL (State Bar No. 277826)
 3 **COTCHETT, PITRE & MCCARTHY, LLP**
 840 Malcolm Road, Suite 200
 4 Burlingame, CA 94010
 Telephone: (650) 697-6000
 5 Facsimile: (650) 697-0577
 jcotchett@cpmlegal.com
 6 azapala@cpmlegal.com
 ecastillo@cpmlegal.com
 7 jdallal@cpmlegal.com

8 *Interim Co-Lead Counsel for Indirect Purchaser Plaintiffs*

9
 10 **UNITED STATES DISTRICT COURT**
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN FRANCISCO DIVISION**

13 **IN RE CAPACITORS ANTITRUST**
14 **LITIGATION**

MDL No. 17-md-02801
Case No. 3:14-cv-03264-JD

DECLARATION OF ERIC SCHACHTER IN
SUPPORT OF MOTION FOR APPROVAL
OF CLASS NOTICE PROGRAM

15
 16 _____
 17 This Document Relates to:
 18 Indirect Purchaser Actions

Date: August 12, 2021
Time: 10:00 am
Place: Courtroom 11, 19th Floor

1 I, Eric Schachter, hereby declare as follows:

2 1. I am a Vice President of A.B. Data, Ltd.’s Class Action Administration Division
3 (“A.B. Data”), and our Corporate Office is located in Milwaukee, Wisconsin. I am fully familiar
4 with the facts contained herein based upon my personal knowledge.

5 2. I submit this Declaration (“Declaration”) at the request of Interim Lead Counsel for
6 the Indirect Purchaser Plaintiffs in this litigation. This Declaration is based upon my personal
7 knowledge and upon information provided to me by Interim Lead Counsel, my associates, and A.B.
8 Data staff members.

9 3. I have implemented and coordinated some of the largest and most complex class
10 action notice and administration programs in the country. The scope of my work includes
11 notification, claims processing, and distribution programs in all types of class actions, including
12 but not limited to consumer, antitrust, securities, ERISA, insurance, and government agency
13 settlements.

14 4. A.B. Data has also been appointed as notice, claims, and/or settlement administrator
15 in hundreds of high-volume consumer, civil rights, insurance, antitrust, ERISA, securities, and
16 wage and hour class actions. A.B. Data has already executed multiple rounds of notice related to
17 the previous settlements in this litigation on behalf of the Indirect Purchaser Plaintiffs (“IPPs”). A
18 profile of A.B. Data’s background and capabilities, including representative case and client lists, is
19 included as **Exhibit 1**.

20 5. At the request of Interim Lead Counsel, A.B. Data has prepared a notice plan for the
21 newly reached settlements in this litigation. This Declaration will describe the proposed notice plan
22 recommended for these newly reached settlements and how it will meet the requirements of Federal
23 Rule of Civil Procedure (“Rule”) 23 and provide due process to the Class members.

24 6. The objective of the proposed notice plan is to provide notice of the newly proposed
25 settlements to potential Class members. The Class that is part of these settlement agreements is
26 generally defined as:

27 All persons and entities in the Indirect Purchaser States (as defined herein)
28 who, during the period from January 1, 2002 to February 28, 2014,
purchased one or more Capacitor(s) from a distributor (or from an entity

1 other than a Defendant) that a Defendant or alleged co-conspirator
2 manufactured. Excluded from the Class are Defendants; their parent
3 companies, subsidiaries and Affiliates; any co-conspirators; Defendants'
4 attorneys in this Action; federal government entities and instrumentalities,
5 states and their subdivisions; all judges assigned to this Action; all jurors in
6 this Action; and all Persons who directly purchased Capacitors from
7 Defendants.

8 "Indirect Purchaser States" means California, Florida, Michigan,
9 Minnesota, Nebraska, and New York.

10 7. This proposed notice plan includes direct notice by mail and email to Class members
11 identified through previous rounds of notice, and a press release disseminated nationwide and over
12 social media. It is also important to note that Class Counsel and the IPP Class have already had
13 considerable engagement and interaction. There have been three previous rounds of Class notice
14 in this matter, and those rounds included purchasers from the relevant states with respect to these
15 settlements.

16 8. A summary notice attached hereto as **Exhibit 2** (the "Short Form Notice") will be
17 utilized for direct notice and the earned media program, as more fully described herein. A long
18 form notice attached hereto as **Exhibit 3** ("Long Form Notice"), and Proof of Claim Form, attached
19 hereto as **Exhibit 4** ("Claim Form", together with the Long Form Notice, the "Notice Packet") are
20 available for download on the case-specific website.

21 9. The Short Form Notice will be mailed and emailed (where email addresses are in
22 our possession) to the potential Class members identified through previous rounds of notice. Prior
23 to dissemination, A.B. Data will process all mailing addresses through the national change of
24 address ("NCOA") database and, using any updated information available in the NCOA database,
25 will send the Short Form Notice directly to those potential Class members. Further analysis will be
26 performed of any mail returned non-deliverable and follow up direct mail notice will be provided
27 where appropriate.

28 10. In addition to the foregoing direct mail and email notice program, A.B. Data will
supplement those notice efforts with an Earned Media Program. In connection with the Earned
Media Program, A.B. Data will disseminate the Short Form Notice as a press release distributed
via Business Wire to more than 10,000 newsrooms, including print, broadcast, and digital media,

1 across the United States. It will also be distributed to specifically identified and researched trade
2 publications relevant to the industries and fields concerned. In addition to the foregoing, A.B. Data
3 will disseminate the press release through its various social media platforms.

4 11. The Claim Form is substantially similar to form that this Court previously approved
5 in connection with prior rounds of settlements in this action, and for which A.B. Data has been
6 collecting, processing, and administering claims, will be utilized in connection with this round of
7 settlements but of course will make clear that eligible claimants are only those with qualifying
8 purchases from California, Florida, Michigan, Minnesota, Nebraska, and New York. The Claim
9 Forms are available on the Settlement Website. Class members to these settlements who previously
10 submitted a Claim Form in connection with previous rounds of settlements will automatically be
11 eligible to receive a pro rata allocation from these new settlements. Class members from the
12 relevant states for these settlements that have not yet submitted a Claim Form in connection with
13 the previously approved settlements will now be required to submit their Claim Form prior to the
14 claim filing deadline ordered by the Court to be considered.

15 12. The case-specific settlement website will be updated for potential Class members to
16 get detailed information about the settlements and relevant documents, including the Long Form
17 Notice and Claim Form, the operative Consolidated Complaint, the settlement agreements, and
18 other pertinent information about the litigation. The website will also provide functionality for
19 potential Class members to submit their claims online, or to download the Claim Form and submit
20 it manually.

21 13. The notices include the toll-free telephone number, the settlement website address,
22 and a mailing address for potential Class members to request or access the Long Form Notice and
23 Claim Form. The toll-free number is setup with an automated interactive voice response system
24 that presents callers with a series of choices to hear pre-recorded information about the settlements.
25 If callers need further help, they have the opportunity to speak with a live operator during business
26 hours. All notices are in plain language, as required by the revisions to Rule 23.

27 14. In my opinion, the proposed notice plan is the best practicable under the
28 circumstances and is designed to effectively reach potential Class members to provide them with

1 the information necessary to understand their rights and options. The notices themselves comply
2 with the plain language requirement of Rule 23 and conforms to the standards employed by A.B.
3 Data in notification plans for similarly situated groups. Therefore, it is also my opinion that the
4 proposed notice plan satisfies the requirements of Rule 23 and due process.

5
6 I declare under penalty of perjury under the laws of the United States that the foregoing is
7 true and correct.

8 Executed this 2nd day of July, 2021 in Milwaukee, Wisconsin.

9
10 

11 Eric Schachter

EXHIBIT 1

**Class
Action
Administration**



Headquarters

600 A.B. Data Drive
Milwaukee, WI 53217
P: 866-217-4470
F: 414-961-3099

New York

One Battery Park Plaza
32nd Floor
New York, NY 10004
P: 646-290-9137

Washington DC

915 15th St., NW, Ste. 300
Washington, DC 20005
P: 202-618-2900
F: 202-462-2085

Florida

5080 PGA Boulevard, Ste. 209
Palm Beach Gardens, FL 33418
P: 561-336-1801
F: 561-252-7720

Israel

19 Weissburg Street
Tel Aviv 69358
Israel
P: +972 (3) 720-8782



CAPABILITIES

About A.B. Data

 Founded in 1981, **A.B. Data** has earned a reputation for expertly managing the complexities of class action administration in consumer, antitrust, securities, Securities and Exchange Commission (SEC) enforcement actions, and ERISA, Attorneys General, employment, civil rights, insurance, environmental, wage and hour, and other class action cases. **A.B. Data's work in all aspects of class action administration** has been perfected by decades of experience in hundreds of class action cases involving billions of dollars in total settlements. Dedicated professionals deliver **A.B. Data's all-inclusive services**, working in partnership with its clients to administer their class action cases effectively, efficiently, and affordably, regardless of size or scope.

A.B. Data offers unmatched resources and capacity and is capable of expertly administering any class action notice, settlement, and/or fund administration. Whether notifying millions of class members in the United States or throughout the world, processing millions of claims, distributing payments digitally via A.B. Data's Digital PayPortalSM, or printing and distributing millions of checks, **A.B. Data matches its talent and technology** to the specific needs of its clients, delivering unparalleled service on time and on budget without ever compromising quality.

Location, Ownership Structure

 **A.B. Data is an independently owned**, 39-year-old, Milwaukee, Wisconsin-based company that prides itself on its vast expertise and industry-leading innovations. We like to remind our clients and partners that we're not just a class action administration company, but a group of experienced, dedicated professionals who believe that relationships are just as important as the accurate and timely management of class action administrations. In other words, we are people who do business with people.

Services

 **Every A.B. Data client is deserving of the best job we can put forward.** A.B. Data makes class action administration easy for our clients with clarity, convenience, and efficiency. Our priority is to navigate the intricacies of our clients' matters and deliver successful results by using our solid expertise, advanced technology, and top-quality products and services. We pay attention to the details and get it right the first time.

We aim to provide our clients the full experience of a truly collaborative working relationship. It is why we believe much of our success originates from our philosophy of "people doing business with people."

Services

All Digital — From Notice to Distribution

A.B. Data is uniquely positioned to design, implement, and maintain notice and settlement administration programs using an innovative, "all-digital" approach that replaces the more traditional and less efficient methods of administration, such as newspaper ads, mailed notices, and paper checks. Many of our recent proposed notice plans and claim programs utilize the latest technologies such as microtargeted digital ads for notice, streamlined online claims, and distributing settlement funds electronically using a digital paywall. These methods provide significant cost savings, are consistent with the amendments to Rule 23 that are now in effect, and importantly provide much-needed alignment of class action notice and administration with current consumer behaviors.

Pre-Settlement Consultation

The pre-settlement consultation is a collaborative session designed to help A.B. Data clients prepare a stronger case. Our support teams simplify the task of sorting through a maze of documents during investigation and discovery, streamlining the process and preserving fund assets. From there, we assist with fully interactive media packages for court presentations and settlement negotiations. A.B. Data works closely with our clients, offering expert testimony on documents, processing, class and notice manageability, and proposed plans of allocation.

Media Services

A.B. Data continues to earn our reputation as the early innovator in integrating advanced micro-targeting techniques, including contextual targeting, behavioral targeting, and predictive modeling. Coupled with inventive digital media strategies to drive claims, case-specific banner ad development, class member research, and comScore analysis services, our multi-tiered media programs are designed to cost-effectively deliver notice to potential class members and increase claims rates.

Notice Administration

In A.B. Data, clients have a comprehensive resource with a depth of experience in direct notice. Our compliance and understanding of Rule 23 of the Federal Rules of Civil Procedure are crucial in meeting the "plain language" legal requirements for any campaign. From our sophisticated digital media capabilities and extensive global experience with class member research, our experts create notice documents that are easily understandable and cost-efficient to produce. We consult with our clients to deliver notice documents from multi-page, mailed, or emailed notice packets to concise postcards that establish the most influential and cost-effective means of communicating with potential claimants.

Claims Processing

A.B. Data continues to bring game-changing technologies to improve the speed and precision in claims processing. Our robust system for online claims submissions allows us to meticulously verify data and documentation, preserve and authenticate claims, and calculate and verify settlement amounts. In addition, our data network infrastructure includes on-site data storage, backup, contingency plans, and security for electronic and hard copy claim filings. It is all part of a total commitment to be the most innovative and comprehensive resource in the industry. At A.B. Data, we take pride in having the in-house capacity to process millions of pages, as well as the organizational integrity to treat every claim as if it were the only one.

Contact Center

A.B. Data's Contact Center is comprised of a full staff that is trained on and equipped with online and telecommunication systems to monitor and connect with class members. Associates routinely monitor class member communication for all class action administrations, including antitrust, consumer, and securities.

Utilizing monitoring software, associates watch multiple social media channels simultaneously, allowing for instantaneous routing of inquiries and interaction with claimants. Detailed and concise analytical reports outlining Contact Center activities are always provided.

Our Contact Center and case websites are capable of handling millions of class member engagements, as recently displayed in a campaign which garnered over 1.2 million website visits in two months and had more than 72,500 Facebook engagements. Facebook comments and threads are monitored and claimants are guided to the website for more information. Google AdWords and display advertising have also brought hundreds of thousands of visitors to various case websites.

A.B. Data's Contact Center also has Spanish language associates in-house and we can accommodate any language, given proper lead time. Traditional call center facilities are also available, if needed.

Case Websites

We offer a state-of-the-art technology platform that supports every step of our class action administration process. Our expert marketing professionals design customized case-specific websites that provide potential class members easy access to case information, critical documents, important deadlines, as well as the capability to file claim forms and register for future mailings about the case. Claimants can use the website to elect to receive their settlement payments by mail or by one of several digital payment options, all accessible by mobile devices.

Settlement Fund Distribution

From complete escrow services to establishment of qualified settlement funds, check printing and mailing, electronic cash or stock distribution and tax services, A.B. Data has always provided a full-service solution to Settlement Fund Distribution. Our IT team has decades of experience in developing and implementing fast, secure databases and claims administration systems that ensure class members receive the correct amount in their settlement disbursement. Today's digital capabilities allow even greater convenience for class members. In certain instances, claimants can now elect to instantaneously receive settlement payments through popular digital-payment options, such as PayPal, Amazon, and virtual debit cards.

A.B. Data's Leadership



A.B. Data's administration team is composed of the following key executives, who collectively have decades of experience settling and administering class actions:

Bruce A. Arbit, Co-Managing Director, one of the founders of the A.B. Data Group, serves as Chairman of the Board. Additionally, Mr. Arbit is the Chairman of the United Israel Appeal and has served as President and General Campaign Chair of the Milwaukee Jewish Federation. Mr. Arbit currently serves as the Treasurer of the Jewish Telegraphic Agency and on the Boards of the Milwaukee Jewish Community Foundation and the American Joint Jewish Distribution Committee. Mr. Arbit has been a member of the Jewish Agency for Israel Board of Governors since June 2002, is a member of Jewish Agency Executives, and chairs the Committee on Israel Government Relations. Mr. Arbit has also served on the Boards of community banks for more than 25 years.

Thomas R. Glenn, President, Mr. Glenn's management of A.B. Data's Class Action Administration Company includes designing and implementing notice plans and settlement administration programs for antitrust, securities, and Securities and Exchange Commission settlements and SEC disgorgement fund distributions, as well as consumer, employment, insurance, and civil rights class actions. Mr. Glenn previously served as Executive Vice President at Rust Consulting and has more than 30 years of executive leadership experience.

Eric Miller, Senior Vice President, as a key member of A.B. Data's Class Action Administration Leadership Team, oversees the Case Management Department and supervises the operations and procedures of all of A.B. Data's class action administration cases. Mr. Miller is recognized in the class action administration industry as an expert on securities, SEC, consumer, product recall, product liability, general antitrust, pharmaceutical antitrust, and futures contract settlements, to name a few settlement types. Prior to joining A.B. Data, Mr. Miller served as the Client Service Director for Rust Consulting, responsible there for its securities practice area. He has more than 20 years of operations, project management, quality assurance, and training experience in the class action administration industry. In addition, Mr. Miller manages A.B. Data's office in Palm Beach Gardens, Florida.

Ravin Raj, Vice President-Operations, has more than 15 years of experience in class action claims management, document management, and insurance claims remediation. Mr. Raj's responsibilities for A.B. Data's Class Action Administration Company include heading the shared operations center, which includes mailroom, contact center, claims processing, quality control, and information systems operations. His areas of expertise include business process development, strategic/tactical operations planning and implementation, risk analysis, budgeting, business expansion, growth planning and implementation, cost reduction, and profit, change, and project management. In his previous position, as Assistant Vice President-Operations at RR Donnelley India Pvt. Ltd., in Chennai, India, he led a team of more than 400 employees with the capacity to process more than 4 million claims a year, servicing several leading claims administrators. Mr. Raj managed six of the top ten securities class action settlements, by settlement value, including several multibillion-dollar settlements. His background also includes work as a Project Lead for iMarque Solutions Pvt. Ltd., Chennai, India.

Linda V. Young, Vice President, Media, oversees the Media Department and is responsible for the direction, development, and implementation of media notice plans for A.B. Data's clients. Ms. Young is an expert in media planning using most forms of advertising including digital, print, and broadcast. She developed some of the first Court-approved Notice Plans using an all-digital approach for cases such as *In re Vizio Consumer Privacy Litigation*, *In re Qualcomm Antitrust Litigation*, and *In re Google Inc. Street View Electronic Communications Litigation*, among others. Her ability to create notice plans that efficiently extend reach and drive class member engagement and participation has made a significant impact across many types of administrations. Ms. Young has developed and implemented national and international print, digital-, and earned-media notice plans for some of the industry's leading pharmaceutical, insurance, and securities class action cases, including Libor-based Financial Instruments Antitrust Litigation, Cipro Antitrust Cases I and II, Euribor and Euroyen-based Derivatives cases, and many more. She has more than 20 years of general market and ethnic media advertising and media planning experience, having managed advertising for brands such as Georgia-Pacific, American Express, Denny's, and Coca-Cola USA.

Eric Schachter, Vice President, is a member of A.B. Data's Class Action Administration Leadership Team. He has over 15 years of experience in the legal settlement administration services industry. Mr. Schachter's responsibilities include ensuring successful implementation of claims administration services for A.B. Data's clients in accordance with settlement agreements, court orders, and service agreements. He also works closely with Project Managers to develop plans of administration to provide the highest level of effective and efficient delivery of work product. A frequent speaker on claims administration innovation and best practices at industry events nationwide, Mr. Schachter has a bachelor's degree in sociology from Syracuse University, earned his law degree at Hofstra University School of Law, and was previously an associate at Labaton Sucharow LLP in New York City.

Paul Sauberer, Director of Quality Assurance, is responsible for overseeing quality assurance and process management, working diligently to mitigate risk, ensure exceptional quality control, and develop seamless calculation programming. Mr. Sauberer brings more than 20 years of experience as a quality assurance specialist with a leading claims-processing company where he developed extensive knowledge in securities class action administration. He is recognized as the class action administration industry's leading expert on claims and settlement administrations of futures contracts class actions.

Justin Parks, Business Development Director, provides expertise in legal marketing strategies and brings extensive experience in client relations to A.B. Data's business development team. Previously, Mr. Parks served the legal industry as part of the marketing group at a major class action administration firm where he successfully managed and consulted on notice plans and other administrative aspects in hundreds of cases with an estimated value of several hundred million dollars in settlement funds distributed to class members, including some of the largest Employment settlements in history. Mr. Parks is uniquely experienced in Data Privacy matters, having consulted with clients on numerous matters stemming from data breaches as well as violations of the Illinois Biometric Information Privacy Act (BIPA), several of which resulted in the first ever Biometric Privacy related settlements in history. Mr. Parks' knowledge and understanding of the class action industry, as well as his client relationship skills, expand A.B. Data's capacity to achieve its business development and marketing goals effectively.

Camron Assadi, Vice President, Digital Marketing, has more than 20 years of experience in digital marketing leadership, which includes directing and overseeing all aspects of the company's digital notice plans and campaigns across multiple networks and platforms. Mr. Assadi is an expert in online advertising and social media campaigns including Facebook, Google Ads, LinkedIn, Twitter, Amazon, Pinterest, Verizon Media, and others. He holds certifications in Google Ads Display and Search, and is a Facebook Certified Digital Marketing Associate. His ability to create and optimize business opportunities, extend brand reach, and capture the interest and support of local and international audiences has proven him

an invaluable leader of A.B. Data's effort to maximize and streamline class member notice and engagement. Mr. Assadi has managed the notice plans for cases that have garnered millions of unique visitors and social media interactions. He holds a Bachelor of Science in Psychology from the University of Utah in Salt Lake City.

Adam Walter, PMP, Senior Project Manager, has nearly fifteen years of experience managing the administration of securities class action settlements and SEC disgorgements totaling more than \$4 billion. He has managed settlement programs in engagements involving some of the largest securities class action settlements and is a key contributor to the development of administration strategies that meet the evolving needs of our clients. His responsibilities include developing case administration strategies to ensure that all client and court requirements and objectives are met, overseeing daily operations of case administrations, ensuring execution of client deliverables, providing case-related legal and administration support to class counsel, overseeing notice dissemination programs, implementing complex claims-processing and allocation methodologies, establishing quality assurance and quality control procedures, and managing distribution of settlement funds. Mr. Walter holds a bachelor's degree in business administration from Florida Atlantic University, Boca Raton, Florida. He also has been an active member of the Project Management Institute since 2010 and is PMP®-certified.

Steve Straub, Senior Project Manager, joined A.B. Data in February 2012. As a Senior Project Manager, his responsibilities include developing case administration strategies, overseeing daily operations of case administrations, ensuring execution of client deliverables, providing case-related legal and administration support to case counsel, overseeing notice dissemination programs, implementing complex claims processing and allocation methodologies, establishing quality assurance and quality control procedures, and managing distribution of settlement funds. Mr. Straub's experience in administering class action settlements includes securities, consumer, and antitrust settlements, with a primary focus on antitrust cases. He holds a Juris Doctor degree from Seton Hall University School of Law, Newark, New Jersey.

Patty Nogalski, Project Manager, is a veteran in the equity and securities industry and now contributes her talents to A.B. Data as a Project Manager specializing in class action administrations for securities litigation. Ms. Nogalski brings to A.B. Data many new ideas, methods, and technologies to achieve project efficiency and organizational integration. For much of her twenty-year career, she served as Vice President Equity Trading for BMO Global Asset Management Corporation where she managed equity trading for mutual funds and institutional accounts. She works closely with Eric Miller and the project management team to deliver strategies that meet the unique needs of securities and commodities settlements. Ms. Nogalski attended the University of Wisconsin-Milwaukee where she earned her Bachelor of Arts in Communications, and has also obtained her Financial Industry Regulatory Authority (FINRA) Series 7, Series 63, and Series 65 licenses.

Eric Schultz, MCSE, Information Technology Manager and Security Team Chairperson, has been with A.B. Data for more than 19 years, and is currently responsible for overseeing all information technology areas for all A.B. Data divisions across the United States and abroad, including network infrastructure and architecture, IT operations, data security, disaster recovery, and all physical, logical, data, and information systems security reviews and audits required by our clients or otherwise. As a Microsoft Certified Systems Engineer (MCSE) with more than 25 years of experience in information technology systems and solutions, Mr. Schultz has developed specializations in network security, infrastructure, design/architecture, telephony, and high-availability network systems.

Secure Environment



A.B. Data's facilities provide the highest level of security and customization of security procedures, including:

- A Secure Sockets Layer server
- Video monitoring
- Limited physical access to production facilities
- Lockdown mode when checks are printed
- Background checks of key employees completed prior to hire
- Frequency of police patrol - every two hours, with response time of five or fewer minutes
- Disaster recovery plan available upon request

Data Security



A.B. Data is committed to protecting the confidentiality, integrity, and availability of personal identifying information and other information it collects from our clients, investors, and class members and requires that its employees, subcontractors, consultants, service providers, and other persons and entities it retains to assist in distributions do the same. A.B. Data has developed an Information Security Policy, a suite of policies and procedures intended to cover all information security issues and bases for A.B. Data, and all of its divisions, departments, employees, vendors, and clients. A.B. Data has also recently taken the necessary, affirmative steps toward compliance with the EU's General Data Protection Regulation and the California Consumer Privacy Act.

A.B. Data has a number of high-profile clients, including the Securities and Exchange Commission (SEC), the United States Department of Justice, the Attorneys General of nearly all 50 states, other agencies of the United States government, and the Government of Israel, as well as direct banking and payment services companies with some of the most recognized brands in United States financial services and some of the largest credit card issuers in the world.

We are therefore frequently subjected to physical, logical, data, and information systems security reviews and audits. We have been compliant with our clients' security standards and have also been determined to be compliant with ISO/IEC 27001/2 and Payment Card Industry (PCI) data-security standards, the Gramm-Leach-Bliley Act (GLB) of 1999, the National Association of Insurance Commissioners (NAIC) Regulations, the Health Insurance Portability and Accountability Act (HIPAA) of 1996, and the Health Information Technology for Economic and Clinical Health Act (HITECH).

The Government of Israel has determined that A.B. Data is compliant with its rigorous security standards in connection with its work on Project HEART (Holocaust Era Asset Restitution Taskforce).

A.B. Data's fund distribution team has been audited by EisnerAmper LLP and was found compliant with class action industry standards and within 99% accuracy. EisnerAmper LLP is a full-service advisory and accounting firm and is ranked the 15th-largest accounting firm in the United States.

In addition, as part of PCI compliance requirements, A.B. Data has multiple network scans and audits from third-party companies, such as SecurityMetrics and 403 Labs, and is determined to be compliant with each of them.

Fraud Prevention and Detection



A.B. Data is at the forefront of class action fraud prevention.

A.B. Data maintains and utilizes comprehensive proprietary databases and procedures to detect fraud and prevent payment of allegedly fraudulent claims.

We review and analyze various filing patterns across all existing cases and claims. Potential fraudulent filers are reported to our clients as well as to the appropriate governmental agencies where applicable.

Representative Class Action Engagements



A.B. Data and/or its team members have successfully administered hundreds of class actions, including many major cases. Listed below are just some of the most representative or recent engagements.

Consumer & Antitrust Cases

- *Phil Shin, et al. v. Plantronics, Inc.*
- *In re: Qualcomm Antitrust Litigation*
- *In re Resistors Antitrust Litigation*
- *The Hospital Authority of Metropolitan Government of Nashville and Davidson County, Tennessee v. Momenta Pharmaceuticals, Inc. and Sandoz Inc. (“Lovenox Antitrust Matter”)*
- *William Kivett, et al. v. Flagstar Bank, FSB, and DOES 1-100, inclusive*
- *Adelphia, Inc. v. Heritage-Crystal Clean, Inc.*
- *LLE One, LLC, et al. v. Facebook, Inc.*
- *Bach Enterprises, Inc., et al. v. Advanced Disposal Services South, Inc., et al.*
- *JWG Inc., et al. v. Advanced Disposal Services Jacksonville, L.L.C., et al.*
- *State of Washington v. Motel 6 Operating L.P. and G6 Hospitality LLC*
- *In re GSE Bonds Antitrust Litigation*
- *Wave Lengths Hair Salons of Florida, Inc., et al. v. CBL & Associates Properties, Inc., et al.*
- *In re Loestrin 24 FE Antitrust Litigation*
- *Office of the Attorney General, Department of Legal Affairs, State of Florida v. Pultegroup, Inc. and Pulte Home Company, LLC*
- *In re Cigna-American Specialties Health Administration Fee Litigation*
- *In re: Intuniv Antitrust Litigation*
- *High Street, et al. v. Cigna Corporation, et al.*
- *Gordon Fair, et al. v. The Archdiocese of San Francisco, San Mateo, and Marin County*

- *Bizzarro, et al. v. Ocean County Department of Corrections, et al.*
- *Meeker, et al. v. Bullseye Glass Co.*
- *MSPA Claims 1, LLC v. Ocean Harbor Casualty Insurance Company*
- *Tennille v. Western Union Company - Arizona*
- *Garner, et al. v. Atherotech Holdings, Inc. and Garner, et al. v. Behrman Brothers IV, LLC, et al.*
- *Robinson, et al. v. Escallate, LLC*
- *Josefina Valle and Wilfredo Valle, et al. v. Popular Community Bank f/k/a Banco Popular North America*
- *Vision Construction Ent., Inc. v. Waste Pro USA, Inc. and Waste Pro USA, Inc. and Waste Pro of Florida, Inc.*
- *Plumley v. Erickson Retirement Communities, et al.*
- *In re London Silver Fixing, Ltd. Antitrust Litigation*
- *In re EpiPen Marketing, Sales Practices and Antitrust Litigation*
- *Ploss v. Kraft Foods Group, Inc. and Mondelēz Global LLC*
- *In re Mexican Government Bonds Antitrust Litigation*
- *In re Ready-Mixed Concrete Antitrust Litigation*
- *In re: Marine Hose Antitrust Litigation*
- *Iowa Ready Mixed Concrete Antitrust Litigation*
- *In re Potash Antitrust Litigation (II)*
- *In re Evanston Northwestern Healthcare Corp. Antitrust Litigation*
- *In re Polyurethane Foam Antitrust Litigation*
- *In re LIBOR-Based Financial Instruments Antitrust Litigation*
- *In re Lorazepam and Clorazepate Antitrust Litigation*
- *In re Cardizem CD Antitrust Litigation*
- *Vista Healthplan, Inc., and Ramona Sakiestewa v. Bristol-Myers Squibb Co., and American BioScience, Inc.*
- *In re Lupron Marketing and Sales Practices Litigation*
- *In re Terazosin Hydrochloride Antitrust Litigation*
- *In re Warfarin Sodium Antitrust Litigation*
- *Rosemarie Ryan House, et al. v. GlaxoSmithKline PLC and SmithKline Beecham Corporation*
- *Carpenters and Joiners Welfare Fund, et al. v. SmithKline Beecham*
- *New Mexico United Food and Commercial Workers Union's and Employers' Health and Welfare Trust Fund, et al. v. Purdue Pharma L.P.*
- *In Re Pharmaceutical Industry Average Wholesale Price Litigation*
- *Alma Simonet, et al. v. SmithKline Beecham Corporation, d/b/a GlaxoSmithKline*
- *In re Relafen Antitrust Litigation*
- *In Re Remeron Direct Purchaser Antitrust Litigation*
- *In re TriCor Indirect Purchasers Antitrust Litigation*
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- *Lomingkit, et al. v. Apollo Education Group, Inc., et al.*
- *In re Caraco Pharmaceutical Laboratories, Ltd. Shareholder Litigation*
- *Norfolk County Retirement System, et al. v. Community Health Systems, Inc., et al.*
- *Chester County Employees' Retirement Fund v. KCG Holdings, Inc., et al.*
- *Oklahoma Law Enforcement Retirement System, et al. v. Adeptus Health Inc., et al.*
- *Di Donato v. Insys Therapeutics, Inc., et al.*
- *Lundgren-Wiedinmyer, et al. v. LJM Partners, Ltd, et al.*

- *Martin, et al. v. Altisource Residential Corporation, et al.*
- *Stephen Appel, et al. v. Apollo Management, et al.*
- *In re Medley Capital Corporation Stockholder Litigation*
- *Forman, et al. v. Meridian BioScience, Inc., et al.*
- *Public Employees' Retirement System of Mississippi, et al. v. Endo International PLC, et al.*
- *In Re Flowers Foods, Inc. Securities Litigation*
- *Jiangchen, et al. v. Rentech, Inc., et al.*
- *In re Liberty Tax, Inc. Stockholder Litigation*
- *In re RH, Inc. Securities Litigation*
- *Lazan v. Quantum Corporation, et al.*
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- *Edmund Murphy III, et al. v. JBS S.A.*
- *Public Employees' Retirement System of Mississippi, et al. v. Sprouts Farmers Market, Inc., et al.*
- *In re Starz Stockholder Litigation*
- *Judith Godinez, et al. v. Alere Inc., et al.*
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- *Arthur Kaye, et al. v. ImmunoCellular Therapeutics, Ltd., et al.*
- *In re CPI Card Group Inc. Securities Litigation*
- *Daniel Aude, et al. v. Kobe Steel, Ltd., et al.*
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- *Cooper, et al. v. Thoratec Corporation, et al.*
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- *Elkin v. Walter Investment Management Corp., et al.*
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- *In re Henry Schein, Inc. Securities Litigation*
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- *Oklahoma Firefighters Pension & Retirement System v. Lexmark International, Inc.*
- *Christakis Vrakas, et al. v. United States Steel Corporation, et al.*
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- *In re Metrologic Instruments, Inc. Shareholders Litigation*
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- *Pension Trust Fund for Operating Engineers, et al. v. Assisted Living Concepts, Inc., et al.*
- *In re Lehman Brothers Equity/Debt Securities Litigation*
- *In re: Platinum and Palladium Commodities Litigation (Platinum/Palladium Physical Action)*
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- *In re General Electric Co. Securities Litigation*
- *In re CNX Gas Corporation Shareholders Litigation*
- *Oscar S. Wyatt, Jr. et al. v. El Paso Corporation, et al.*
- *In re Par Pharmaceutical Securities Litigation*

- *In re Par Pharmaceutical Companies, Inc. Shareholders Litigation*
- *In re Delphi Financial Group Shareholders Litigation*
- *In re SLM Corporation Securities Litigation*
- *In re Del Monte Foods Company Shareholder Litigation*
- *Leslie Niederklein v. PCS Edventures!.com, Inc. and Anthony A. Maher*
- *In re Beckman Coulter, Inc. Securities Litigation*
- *Michael Rubin v. MF Global, Ltd., et al.*
- *Allen Zametkin v. Fidelity Management & Research Company, et al.*
- *In re BP Prudhoe Bay Royalty Trust Securities Litigation*
- *Police and Fire Retirement System of the City of Detroit et al. v. SafeNet, Inc., et al.*
- *In re Limelight Networks, Inc. Securities Litigation*
- *In re Gilead Sciences Securities Litigation*
- *In re ACS Shareholder Litigation, Consolidated C.A. No. 4940-VCP*
- *Lance Provo v. China Organic Agriculture, Inc., et al.*
- *In re LDK Solar Securities Litigation*

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- *Talisa Borders, et al. v. Wal-mart Stores, Inc.*
- *Reale v. McClain Sonics Inc., et al.*
- *Larita Finisterre and Songhai Woodard, et al. v. Global Contact Services, LLC*
- *Adebisi Bello v. The Parc at Joliet*
- *Garcia, et al. v. Vertical Screen, Inc.*
- *Brook Lemma and Matthieu Hubert, et al. v. 103W77 Partners LLC, et al. (“Dovetail Settlement”)*
- *American Federation of Government Employees, Local 1145 v. Federal Bureau of Prisons, U.S. Penitentiary, Atlanta, Georgia*
- *Lisa Ferguson, Octavia Brown, et al. v. Matthew G. Whitaker, Acting AG, DOJ Bureau of Prisons (“USP Victorville”)*
- *American Federation of Government Employees, Local 2001 v. Federal Bureau of Prisons, Federal Correctional Institution, Fort Dix, New Jersey*
- *American Federation of Government Employees, Local 506 v. U.S. Department of Justice, Federal Bureau of Prisons, U.S. Penitentiary Coleman II, Coleman, Florida*
- *Vargas v. Sterling Engineering*
- *Rosenbohm v. Verizon*
- *Alex Morgan, et al. v. United States Soccer Federation, Inc.*
- *Iskander Rasulev v. Good Care Agency, Inc.*
- *Kyndl Buzas, et al., v. Phillips 66 Company and DOES 1 through 10*
- *American Federation of Government Employees, Local 408 v. U.S. Dept. of Justice, Federal Bureau of Prisons, Federal Correctional Complex, Butner, NC*
- *In re 2014 Avon Products, Inc. ERISA Litigation*
- *In re Eastman Kodak ERISA Litigation*
- *Taronica White, et al. v. Attorney General Loretta Lynch, Department of Justice*
- *Lisa Ferguson, et al. v. Acting Attorney General Matthew Whitaker, Department of Justice*
- *Melissa Compere v. Nusret Miami, LLC, et al.*
- *Abelar v. American Residential Services, L.L.C., Central District of California*
- *Flores, et al. v. Eagle Diner Corp., et al., Eastern District of Pennsylvania*
- *Michael Furman v. Godiva Chocolatier, Inc., 15th Judicial Circuit, Palm Beach County, Florida*
- *Finisterre et. al v. Global Contact Services, LLC, New York State Supreme Court, Kings County*
- *McGuire v. Intelident Solutions, LLC, et al., Middle District of Florida, Tampa Division*
- *Duran De Rodriguez, et al. v. Five Star Home Health Care Agency, Inc. et al., Eastern District of New York*

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- *In re: Vizio, Inc. Consumer Privacy Litigation*
- *In re: Google, Inc. Street View Electronic Communications Litigation*
- *Devin Briggs and Bobby Watson, et al. v. Rhinoag, Inc. ("Briggs Biometric Settlement")*
- *Trost v. Pretium Packaging L.L.C.*

Telephone Consumer Protection Act (TCPA) Cases

- *Lowe and Kaiser, et al. v. CVS Pharmacy, Inc., et al.*
- *Johansen v. HomeAdvisor, Inc., et al.*
- *Charvat, et al. v. National Holdings Corporation*
- *Hopkins, et al. v. Modernize, Inc.*
- *Diana Mey vs. Frontier Communications Corporation*
- *Matthew Donaca v. Dish Network, L.L.C.*
- *Matthew Benzion and Theodore Glaser v. Vivint, Inc.*
- *John Lofton v. Verizon Wireless (VAW) LLC, et al.*
- *Lori Shamblin v. Obama for America et al.*
- *Ellman v. Security Networks*

For More Information

For more detailed information regarding A.B. Data's experience, services, or personnel, please see our website at www.abdataclassaction.com

EXHIBIT 2

LEGAL NOTICE

If You Bought a Film Capacitor From Distributors Since 2002

You Could Get Money From New Settlements Reached in Litigation

Defendants Shinyei Kaisha, Shinyei Technology Co., Ltd., Shinyei Capacitor Co., Ltd., Shinyei Kaisha Electronics (M) SDN. BHD., and Shinyei Corporation of America (“Shinyei”) and Taitso Corp. (“Taitso”) (collectively, “Settling Defendants”) have agreed to Settlements resolving claims that they allegedly fixed the prices of film Capacitors. This may have caused individuals and businesses to pay more for Capacitors. Capacitors are electronic components that store electric charges between one or more pairs of conductors separated by an insulator.

Am I Included?

You may be included if, from January 1, 2002, through February 28, 2014, you purchased one or more film Capacitors in California, Florida, Michigan, Minnesota, Nebraska, or New York from a distributor (or from an entity other than a Defendant) that a Defendant or alleged co-conspirator manufactured. “Indirect,” as that term is used below, means that you bought the product from someone other than the manufacturer, for example, from a distributor. A more detailed notice, including the exact Class definitions and exceptions to Class membership, is available at www.capacitorsindirectcase.com.

What do the Settlements provide?

The newly reached Settlements provide for a combined payment of \$300,000 in cash.

How can I get a payment?

In order to be eligible to receive a payment from the Settlements you must have purchased the film Capacitors in California, Florida, Michigan, Minnesota, Nebraska or New York and submit a valid Claim Form. If you already submitted a Claim Form in response to previous notices, then you do not need to submit another Claim Form. If you did not previously submit a Claim Form, you may submit a Claim Form either online or by mail. Both options are available at the website www.capacitorsindirectcase.com. If you did not previously submit a Claim Form, you must do so by the Court ordered deadline of [REDACTED].

When will I get a payment?

Payments from the Settlements will not be distributed until the Court grants final approval of the Settlements, any objections or appeals are resolved, and all claims have been processed and verified. Updates will be provided on the Settlements’ website at www.capacitorsindirectcase.com.

What are my rights?

If you do nothing, you will be bound by the Court’s decisions concerning these Settlements. If you want to keep your right to sue one or more of the Settling Defendants regarding Capacitor purchases, you must exclude yourself in writing from the Classes by [REDACTED], 2021. If you do not exclude, if you believe it is appropriate, you may object in writing to the Settlements by [REDACTED], 2021. The Settlement Agreements, along with details on how to exclude yourself or object, are available at www.capacitorsindirectcase.com. The U.S. District Court for the Northern District of California will hold a hearing on [REDACTED], 2021, at [REDACTED].m., at 450 Golden Gate Avenue, 19th Floor, Courtroom 11, San Francisco, CA 94102 to consider whether to finally approve the Settlements. The Court has appointed the law firm of Cotchett, Pitre & McCarthy, LLP as Class Counsel to represent Indirect Purchaser Class members. In connection with this round of settlements, Class Counsel will not be requesting an award of attorneys’ fees. You or your own lawyer may appear and speak at the hearing at your own expense, but you don’t have to. The hearing may be moved to a

For More Information: 1-866-217-4245/www.capacitorsindirectcase.com

different date or time without additional notice, so it is a good idea to check the above-noted website for additional information. Please do not contact the Court about this case.

EXHIBIT 3

If You Bought a Film Capacitor From Distributors Since 2002

You Could Get Money From New Settlements in this Litigation

A Federal Court authorized this Notice. This is not a solicitation from a lawyer.

- If you indirectly purchased film capacitors in California, Florida, Michigan, Minnesota, Nebraska, or New York from a Defendant, you could receive money from new class action settlements.
- Please read this Notice and the Settlement Agreements available at www.capacitorsindirectcase.com carefully. Your legal rights may be affected whether you act or do not act. This Notice is a summary of the Settlement Agreements and the Claim Form filing process. It is not intended to, and does not, include all of the specific details of the newly entered into Settlement Agreements, or Settlement Agreements for which notification was previously provided. To obtain more specific details concerning the Settlements, please read the Settlement Agreements.
- A class action lawsuit brought on behalf of indirect purchasers of electrolytic and film capacitors (“Capacitors”) is currently pending. Capacitors are electronic components that store electric charges between one or more pairs of conductors separated by an insulator.
- Plaintiffs claim that Defendants (listed below) and co-conspirators engaged in an unlawful conspiracy to fix, raise, maintain, or stabilize the prices of Capacitors. Plaintiffs allege that, as a result of the unlawful price-fixing conspiracy involving Capacitors, they and other indirect purchasers paid more for Capacitors than they would have paid absent the conspiracy. Defendants deny Plaintiffs’ claims.
- New Settlements totaling approximately \$300,000 have now been reached with Defendants Shinyei Kaisha, Shinyei Technology Co., Ltd., Shinyei Capacitor Co., Ltd., Shinyei Kaisha Electronics (M) SDN. BHD., and Shinyei Corporation of America (“Shinyei”) and Taitso Corp. (“Taitso”) (collectively, “Settling Defendants”). These Settling Defendants manufactured film Capacitors.
- Your legal rights will be affected whether you act or do not act. This Notice includes information on the Settlements and the lawsuit. Please read the entire Notice carefully.
- The following rights and options – and deadlines to exercise them – are explained in this Notice.

YOUR LEGAL RIGHTS AND OPTIONS		
SUBMIT A CLAIM FORM	The only way to be eligible to receive a payment. If you already submitted a Claim Form in response to previous notices, then you do not need to submit another Claim Form, unless you intend to supplement the information in your previous Claim Form with additional purchase information. If you did not previously submit a Claim Form and want to participate in the settlements, you must submit your Claim Form prior to the deadline	_____, 2021
EXCLUDE YOURSELF	You will not be included in the Settlement(s) from which you exclude yourself. You will receive no benefits from the Settlement(s) from which you exclude yourself, but you will keep any rights you currently have to sue the Settling Defendants about the claims in the case(s) from which you exclude yourself.	_____, 2021
DO NOTHING NOW	You will be included in these Settlements. If you did not previously submit a Claim Form and do not submit a Claim Form now, you will not be eligible to receive a payment. If you do not exclude yourself from these Settlements, you will give up your rights to sue these Settling Defendants about the claims in the lawsuit.	_____
OBJECT TO THE SETTLEMENT	If you do not exclude yourself, you can write to the Court explaining why you disagree with these Settlements.	_____, 2021
GO TO THE HEARING	The Court will consider whether the Settlements are fair, reasonable, and adequate.	_____, 2021

- The Court in charge of this case still has to decide on final approval of the Settlements. Payments will be made only (1) if the Court approves the Settlements and after any appeals are resolved, and (2) after the Court approves a Distribution Plan to distribute the Settlement Funds minus expenses and any Court-approved attorneys’ fees (“Net Settlement Funds”) to Class Members. The proposed Distribution Plan for these Settlements is to make a *pro rata* distribution to each Class Member that purchased film capacitors in California, Florida, Michigan, Minnesota, Nebraska, and New York (the “Indirect Purchaser States”).

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BASIC INFORMATION

1. What Is This Notice About?

This Notice is to inform you about new Settlements reached in this litigation before the Court decides whether to grant final approval to them. This Notice explains the lawsuit, the new Settlements, your legal rights in relation to the new Settlements, and the Claim Form filing process. The Court in charge is the United States District Court for the Northern District of California. This litigation is known as *In re Capacitors Antitrust Litigation – All Indirect Purchaser Actions*, No. 3:14-cv-03264-JD. The people who sued are called the “Plaintiffs.” The companies they sued are called the “Defendants.”

2. What Is This Lawsuit About?

The lawsuit alleges that Defendants and co-conspirators conspired to raise and fix the prices of Capacitors for more than ten years, resulting in overcharges to indirect purchasers of Capacitors. The complaint describes how the Defendants and co-conspirators allegedly violated the U.S. and state antitrust, unfair competition, and consumer protection laws by agreeing to fix prices and restrict output of Capacitors by, among other things, face-to-face meetings and other communications, customer allocation, and the use of trade associations. Defendants deny Plaintiffs’ allegations. The Court has not decided who is right.

3. Why Are There New Settlements?

In addition to the Settling Defendants listed above, ELNA Co., Ltd., and ELNA America, Inc., (“ELNA”); Matsuo Electric Co., Ltd., (“Matsuo”); Nichicon Corporation and Nichicon (America) Corporation (“Nichicon”); Panasonic Corporation, Panasonic Corporation of North America, SANYO Electric Co., Ltd., and SANYO Electronic Device (U.S.A.) Corporation (“Panasonic”); NEC TOKIN Corp. and NEC TOKIN America, Inc. (“NEC TOKIN”); Okaya Electric Industries Co., Ltd. (“OEI”); Nitsuko Electronics Corporation (“Nitsuko”); Hitachi Chemical Co., Ltd., Hitachi AIC Inc., and Hitachi Chemical Co. America, Ltd. (“Hitachi”); Soshin Electric Co., Ltd., and Soshin Electronics of America, Inc. (“Soshin”); Rubycon Corp. and Rubycon America, Inc. (“Rubycon”); Holy Stone Enterprise Co., Ltd., Holy Stone Holdings Co., Ltd., Holy Stone Polytech Co., Ltd., and Milestone Global Technology, Inc. (“Holystone”); and Nippon Chemi-Con Corp. and United Chemi-Con, Inc. (“NCC/UCC”) have previously agreed to settlements. All actively-litigating Defendants have now settled.

4. What Are Capacitors?

Capacitors are one of the most common electronic components in the world today. They store electric charges between one or more pairs of conductors separated by an insulator. Most electronic products – from cellphones to personal computers to home appliances – contain them, sometimes hundreds of them. The three basic types of capacitors are ceramic, electrolytic, and film, the latter two of which are the subject of this lawsuit. Electrolytic and film capacitors are widely used in a range of industries, such as information and telecommunications, audiovisual, and electronic games. An “electrolytic capacitor” uses an electrolyte (an ionic conducting liquid) as one of its plates to achieve a relatively larger capacitance per unit volume. A “film capacitor” uses insulating plastic film and one of two conductive materials, propylene or polyester. These new Settlements with Shinyei and Taitso only concern film capacitors.

5. Why Is This a Class Action?

In a class action, one or more people called the “class representatives” sue on behalf of themselves and other people with similar claims in the specific class action. All of these people together are the “Class” or “Class Members.” In a class action, one court may resolve the issues for all Class Members, except for those who exclude themselves from the class.

THE SETTLEMENTS

6. How Do I Know If I May Be Included in the Class?

The Settlement Classes for the Settlement Agreements with Shinyei and Taitso include the following:

All persons and entities in the Indirect Purchaser States who, during the period from January 1, 2002 to February 28, 2014, purchased one or more Capacitor(s) from a distributor (or from an entity other than a Defendant) that a Defendant or alleged co-conspirator manufactured. “Indirect Purchaser States” means California, Florida, Michigan, Minnesota, Nebraska, and New York.

Excluded from the foregoing Classes are Defendants, their parent companies, subsidiaries, and Affiliates, any co-conspirators, Defendants’ attorneys in this case, federal government entities and instrumentalities, states and their subdivisions, all judges assigned to the case, all jurors in the case, and all persons and entities who directly purchased Capacitors from a Defendant.

The specific definition of who is included in each of the Settlement Classes is set forth in the Settlement Agreements and in the order preliminarily approving the Settlements. The Settlement Agreements, the preliminary approval order, and the related Complaints are accessible on the website www.capacitorsindirectcase.com.

7. What Do the Settlements Provide?

The combined Settlement Fund from these new Settlements is \$300,000. After deduction of notice and administration costs, the remaining net Settlement Fund will be available for distribution to Class Members that have filed, or do file, valid claims.

QUESTIONS? VISIT WWW.CAPACITORSINDIRECTCASE.COM OR CALL 1-866-217-4245

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More details about the Settlements are set forth in the Settlement Agreements, available at www.capacitorsindirectcase.com.

HOW TO GET BENEFITS

8. How Can I Get a Payment from the Settlements?

To receive money, you must submit a valid Claim Form. If you already submitted a Claim Form in response to previous notices and you made your qualifying purchases in California, Florida, Michigan, Minnesota, Nebraska, or New York, then you do not need to submit another Claim Form. If you did not previously submit a Claim Form, you may submit an online Claim Form at www.capacitorsindirectcase.com. Please read this Notice and the Claim Form carefully, fill out the form, including all the information and documents it asks for, sign it, and submit it to the Settlement Administrator by mail or online no later than [REDACTED], 2021.

9. How Much Money Can I Get?

At this time, it is unknown how much each Class Member that submits (or previously submitted) a valid claim will receive. Payments will be based on a number of factors, including the number of valid claims filed by all Class Members and the dollar value of each Class Member's purchase(s) of film Capacitors in proportion to the total claims filed for film Capacitors. No matter how many claims are filed, no money will be returned to the Settling Defendants once the Court finally approves the Settlements. In order to receive a payment, you will need to file a valid claim form no later than [REDACTED], 2021. As noted, if you already filed a Claim Form in connection with previous settlements in this matter, you do not need to file a new one.

Payments to Class Members will be made only: (1) if the Court approves the Settlements and after any appeals are resolved; and (2) in accordance with the Distribution Plan to distribute the Settlement Funds ("Net Settlement Fund") to Class Members. The proposed Distribution Plan for these Settlements is to make a *pro rata* distribution to each Class Member that made a qualifying purchase of film Capacitor(s) in a state that permits indirect purchaser antitrust claims based upon the number of approved purchases of film Capacitors per Class Member during the Settlement class period. The indirect purchaser states for purposes of these settlements are: California, Florida, Michigan, Minnesota, Nebraska, and New York.

10. When Will I Get a Payment?

Payments from the Settlements will not be distributed until the Court grants final approval of the Settlements, any objections or appeals are resolved, and all claims are processed and validated. Updates will be provided on the Settlements' website at www.capacitorsindirectcase.com.

REMAINING IN THE CLASS

11. What Happens If I Remain in the Class?

You will give up your right to sue the Settling Defendants on your own for the claims described in the Settlement Agreements unless you exclude yourself from one or more of the Settlement Classes. You also will be bound by any decisions by the Court relating to the Settlements. In return for paying the Settlement Amount, the Settling Defendants (and certain related entities defined in the Settlement Agreements) will be released from claims relating to the alleged conduct involving the Capacitors identified in the Settlement Agreements. The Settlement Agreements describe the released claims in detail, so read them carefully, since those releases will be binding on you if the Court approves the Settlements. If you have any questions, you can talk with Class Counsel for free, or you can, of course, talk with your own lawyer (at your own expense) if you have questions about what this means. The Settlement Agreements and the specific releases are available at www.capacitorsindirectcase.com.

EXCLUDING YOURSELF FROM THE SETTLEMENT CLASSES

12. How Do I Get Out of the Settlement Classes?

To exclude yourself from one or more of the Settlement Classes, you must send a letter by mail stating that you want to be excluded from *In re Capacitors Antitrust Litigation – All Indirect Purchaser Actions*, No. 3:14-cv-03264-JD. Your letter must also include the following:

- Your name, address, and telephone number;
- A statement saying that you want to be excluded from *In re Capacitors Antitrust Litigation – All Indirect Purchaser Actions*, No. 3:14-cv-03264-JD;
- A statement indicating, by Defendant name, the settlements from which you wish to be excluded; and
- Your signature.

You must include the following statement with your exclusion request: "I want to be excluded from the Capacitors Antitrust Litigation class action settlement with [SPECIFY THE NAME OF EACH SETTLING DEFENDANT WHOSE SETTLEMENT YOU WISH TO EXCLUDE YOURSELF FROM]. I understand that by so doing, I will not be able to get any money or benefits from the settlement with that/those Settling Defendant(s) in this case."

You must mail your exclusion request, postmarked no later than [REDACTED], 2021, to:

Capacitors Indirect Settlement
EXCLUSIONS
c/o A.B. Data, Ltd.
P.O. Box 173001
Milwaukee, WI 53217-8042

13. If I Don't Exclude Myself, Can I Sue for the Same Thing Later?

No. Unless you exclude yourself, you give up any right to sue the Settling Defendants for the claims being released in this litigation.

If you have a pending lawsuit against any of the Defendants, speak to your lawyer in that lawsuit immediately, because you need to exclude yourself from the Class(es) to continue your own lawsuit.

14. If I Exclude Myself, Can I Still Get Money Benefits?

No. If you exclude yourself from any Settlement Class in the Settlements, you will not get any money as a result of the Settlement.

THE LAWYER REPRESENTING YOU

15. Do I Have a Lawyer Representing Me?

The Court has appointed the following lawyer as Class Counsel to represent you and all other members of the Classes:

Adam J. Zapala, Esq.
Cotchett, Pitre & McCarthy, LLP
San Francisco Airport Office Center
840 Malcolm Road, Suite 200
Burlingame, CA 94010

You will not be charged for contacting this lawyer. If you want to be represented by your own lawyer, you may hire one at your own expense.

16. How Will the Lawyers Be Paid?

Class Counsel are not seeking an award of attorneys' fees in connection with these two settlements.

OBJECTING TO THE SETTLEMENTS

17. How Do I Object to or Comment on the Settlements?

If you have objections to or comments about any aspect of the Settlements, you may express your views to the Court. You can object to or comment on one or more Settlements only if you do not exclude yourself from that Settlement Class. To object to or comment on the Settlements, you must do the following:

- Specify in writing your name, address, and telephone number;
- Clearly identify in writing the case name, number, and Settlement (*In re Capacitors Antitrust Litigation – All Indirect Purchaser Actions*, No. 3:14-cv-03264-JD);
- Submit your letter to the Court either by mailing it to the United States District Court for the Northern District of California, 450 Golden Gate Avenue, San Francisco, CA 94102, or by filing it in person at any location of the United States District Court for the Northern District of California;
- Also submit your letter or objection to Class Counsel; and
- Make sure that the letter is filed or postmarked on or before [REDACTED], 2021.

18. What Is the Difference Between Excluding Myself From the Class and Objecting to the Settlements?

If you exclude yourself, you are telling the Court that you do not want to participate in the Settlement(s). Therefore, you will not be eligible to receive any benefits from the Settlement(s), and you will not be able to object to the Settlement(s). Objecting to a Settlement simply means telling the Court that you do not like something about the Settlement. Objecting does not make you ineligible to receive a payment.

THE FINAL FAIRNESS HEARING

The Court will hold a hearing to decide whether to approve the Settlements. You may attend and you may ask to speak, but you do not have to do so.

19. When and Where Will the Court Decide Whether to Approve the Settlements?

The Court will hold a Final Fairness Hearing at [REDACTED].m. on [REDACTED], 2021, at the United States Courthouse, 450 Golden Gate Avenue, Courtroom 11, 19th Floor, San Francisco, CA 94102. The hearing may be moved to a different date or time without additional notice, so check the Court's PACER site, <http://cand.uscourts.gov/cm-ecf>; or www.capacitorsindirectcase.com; or call 1-866-217-4245 to confirm that the date has not been changed. At this hearing, the Court will consider whether the Settlements are fair, reasonable, and adequate. If there are objections or comments, the Court will consider them at that time and may listen to people who have asked to speak at the hearing. At or after the hearing, the Court will decide whether to approve the Settlements.

20. Do I Have to Attend the Hearing?

No. Class Counsel will answer any questions the Court may have. But you are welcome to attend at your expense. If you send an objection or comment, you do not have to come to Court to talk about it. As long as you filed or mailed your written objection on time, the Court will consider it. You may also hire your own lawyer at your own expense to attend on your behalf, but you are not required to do so.

21. May I Speak at the Hearing?

If you send an objection or comment on the Settlements, you may have the right to speak at the Final Fairness Hearing as determined by the Court. You cannot speak at the hearing if you exclude yourself.

GET MORE INFORMATION

22. How Do I Get More Information?

This Notice summarizes the Settlements and the Claim Form Filing process. For the precise terms and conditions of the settlements, please see the settlement agreements available at www.capacitorsindirectcase.com, by contacting class counsel at (650) 697-6000, by accessing the Court docket in this case for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 450 Golden Gate Avenue, San Francisco, CA 94012, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

You also may write with questions to the Settlement Administrator: Capacitors Indirect Settlement, c/o A.B. Data, Ltd., P.O. Box 173020, Milwaukee, WI 53217-8042 or call the toll-free number 1-866-217-4245.

PLEASE DO NOT TELEPHONE THE COURT OF THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

Dated: [REDACTED], 2021

By Order of the Court
United States District Court
Northern District of California

EXHIBIT 4

CAPACITORS INDIRECT PURCHASER CASE

CLAIM FORM

GENERAL INFORMATION

The lawsuit alleges that Defendants and co-conspirators conspired to raise and fix the prices of Capacitors for more than ten years, resulting in overcharges to indirect purchasers of Capacitors. The complaint describes how the Defendants and co-conspirators allegedly violated the U.S. and state antitrust, unfair competition, and consumer protection laws by agreeing to fix prices and restrict output of Capacitors by, among other things, face-to-face meetings and other communications, customer allocation, and the use of trade associations. Defendants deny Plaintiffs' allegations. The Court has not decided who is right.

Settlements totaling approximately \$81 million have been reached with various Defendants.

The specific definition of who is included in each of the Classes for the agreements reached with each Settling Defendant are set forth in the Settlement Agreements and in the orders approving the Settlements. The Settlement Agreements, the Court's orders, and the related Complaint are accessible on the website www.capacitorsindirectcase.com.

TO BE ELIGIBLE FOR PAYMENT YOU MUST SUBMIT A VALID PROOF OF CLAIM AND RELEASE FORM NO LATER THAN _____, 2021. **IF YOU ALREADY SUBMITTED A CLAIM FORM IN RESPONSE TO PREVIOUS NOTICES AND YOU MADE YOUR QUALIFYING PURCHASES IN ONE OF THE RELEVANT STATES FOR PURPOSES OF THESE SETTLEMENTS, THEN YOU DO NOT NEED TO SUBMIT ANOTHER CLAIM FORM.**

REQUIREMENTS FOR FILING THE ATTACHED CLAIM FORM

Your Claim will be considered only if you meet the following conditions:

1. You must accurately complete all required portions of the attached Claim Form.
2. You must sign the Claim Form, which includes the Certification. If you submit the form electronically, your electronic signature and submission of the form will have the same force and effect as if you signed the form on paper.
3. By signing and submitting the Claim Form, you are swearing under penalty of perjury that you are a Class Member and the information you provide on the Claim Form is accurate.
4. If you are submitting the Claim Form on behalf of another person or entity, indicate the capacity in which you are submitting the claim and proof of your authority to do so.
5. You have two options for completing a Proof of Claim Form:
 - i. You can mail the completed and **signed** Claim Form by mail, postmarked no later than , 2021, to:

Capacitors Indirect Case
c/o A.B. Data, Ltd.
P.O. Box 173020
Milwaukee, WI 53217

OR

- ii. You can complete and submit the Claim Form using the Settlement Administrator's Website, www.capacitorsindirectcase.com. Upon completion of the online Claim Form, you will receive an acknowledgement that your claim has been submitted. If you choose this option and file a claim electronically, your electronic signature and submission of the form will conform to the requirements of the Electronic Signatures Act, 15 U.S.C. § 7001, et seq., and will have the same force and effect

as if you signed the Claim Form in hard copy.

6. Your failure to complete and submit the Claim Form postmarked or filed online by [REDACTED], 2021, may prevent you from receiving any payment from these Settlements. Claims Forms must be substantially complete at the time of submission to be considered timely filed. Submission of this Claim Form does not ensure that you will share in the payments. If the Settlement Administrator disputes a material fact concerning your Claim or finds that you do not have qualifying purchase(s), you will have the right to present information in a dispute resolution process.
7. At this time, it is unknown how much each Class Member that submits a valid claim will receive. Payments will be based on a number of factors, including the number of valid claims filed by all Class Members and the dollar value of each Class Member's purchase(s) in proportion to the total claims filed. No matter how many claims are filed, no money will be returned to the Defendants once the Court finally approves the Settlements.
8. Payments to Class Members will be made only: (1) if the Court approves the Settlements and after any appeals are resolved, and (2) in accordance with the Distribution Plan to distribute the Settlement Funds minus expenses and Court-approved attorneys' fees ("Net Settlement Fund") to Class Members. The Distribution Plan, as approved by the Court, will determine the amount, if any, that each Class Member will receive. The proposed distribution plan for these Settlements is to make a *pro rata* distribution to each Class Member who purchased their qualifying capacitor(s) in a state that permits indirect purchaser antitrust claims based upon the number of approved purchases of film Capacitors per Class Member during the Settlement class period. The indirect purchaser states are: California, Florida, Michigan, Minnesota, Nebraska, and New York.

The information provided on this Claim Form will be used solely by the Court-approved Settlement Administrator for the purposes of administering the Settlements and will not be provided to any third party or sold for marketing purposes.

**MUST BE
POSTMARKED BY
MARCH 23, 2020**

United States District Court
Northern District of California
San Francisco Division

**FOR OFFICIAL
USE ONLY**

*In re Capacitors Antitrust Litigation
All Indirect Purchaser Actions
No. 3:14-cv-03264-JD*

PROOF OF CLAIM AND RELEASE FORM

CONTACT INFORMATION:

NAME

ADDRESS LINE 1

APT

<input type="text"/>	<input type="text"/>
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ADDRESS LINE 2

CITY

STATE

ZIP

<input type="text"/>	<input type="text"/>	<input type="text"/>
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EMAIL ADDRESS

MOBILE PHONE NUMBER

PURCHASE INFORMATION

Please complete the boxes below providing your Capacitors purchase information during the Class Period and include supporting documentation. The supporting documentation must include the product name including the type of capacitor purchased, name of Defendant manufacturer, number of units, date of purchase, distributor purchased from, and net purchase amount. Please submit legible copies. Do not send originals, but maintain the originals in your records.

TOTAL PURCHASES FILM CAPACITORS:

Total amount of all purchases of Capacitors purchased from a capacitor distributor between January 1, 2002, and February 28, 2014.

\$

For some but not all potential Class Members and for some but not all purchases, the Settlement Administrator has received Capacitors Class Period purchase information from certain distributors. This information can be used to complete the above Purchase Information section of this Claim Form with no requirement for providing further proof of your purchase(s). It is important to note that the Settlement Administrator did not receive data from all distributors regarding purchases made by the class of Capacitors for the entire Class Period. To determine whether there is any known Capacitors purchase information that can be used for your claim, please contact the Settlement Administrator using the contact information below and reference the "Notice ID" number that appears on the notice postcard that was mailed to you.

Capacitors Indirect Case
c/o A.B. Data, Ltd.

P.O. Box 173020

Milwaukee, WI 53217

1-866-217-4245

info@capacitorsindirectcase.com

Claimants who believe that the purchase information provided by the distributors is not correct for any reason, or who believe they purchased more in Capacitors than the amount reflected, then supporting documentation must be provided to document the full purchase amount. Documentation must include the product name, name of Defendant manufacturer, number of units, date of purchase, distributor purchased from, and net purchase amount. Please submit legible copies. Do not send originals but maintain the originals in your records.

CERTIFICATION

By signing this claim submission, I certify, under penalty of perjury, that the information included with this claim submission is accurate and complete to the best of my knowledge, information and belief. If I am submitting this claim submission on behalf of a Claimant, I certify that I am authorized to submit this claim submission on the behalf of the individual or entity. I am, or the individual or entity on whose behalf I am submitting this claim submission is, a member of the Class, and have not submitted a request to exclude myself, or “opt-out of”, the Settlement. I agree to furnish additional information regarding this claim submission if so requested to do so by the Settlement Administrator.

SIGNATURE

DATE

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REMINDER

Please make sure that you:

1. Complete all sections of this Claim Form and include supporting documentation where applicable;
2. Sign the Claim Form; and
3. Submit your Claim Form by mail postmarked no later than _____, 2021, to:

**Capacitors Indirect Case
c/o A.B. Data, Ltd.
P.O. Box 173020
Milwaukee, WI 53217**