

## LEGAL NOTICE

***In re Optical Disk Drive Products Antitrust Litigation***  
United States District Court, Northern District Of California  
Case No. 3:10-MD-2143-RS (MDL 2143)

*If you purchased a new computer with an internal ODD, a stand-alone ODD designed for internal use in a computer, or an ODD designed to be attached externally to a computer while a resident of Arizona, California, District of Columbia, Florida, Hawaii, Kansas, Maine, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Mexico, New York, North Carolina, Oregon, Tennessee, Utah, Vermont, West Virginia, or Wisconsin during the period of April 2003 to December 2008 for your own use and not for resale, you may be eligible for benefits from settlements reached in antitrust litigation currently pending in federal court. ODD refers to a DVD-RW, DVD-ROM, or COMBO drive manufactured by one or more Defendants or their alleged conspirators. **For class members to ensure cash payment, you must file a claim online or by mail by June 28, 2019.***

This notice is a summary only. For the precise terms and conditions of the settlement, visit <https://www.dollarsfordiskdrives.com/>.  
Para una notificación en Español, llamar 1-877-368-9020  
o visitar <https://www.dollarsfordiskdrives.com>.

### **WHY DID I RECEIVE THIS NOTICE?**

You may be eligible for a payment from a settlement reached with Samsung Electronics Co., Ltd. ("SEC"), Toshiba Corporation ("Toshiba Corp."), and Toshiba Samsung Storage Technology Corporation ("TSST") in antitrust lawsuits pending before Judge Richard Seeborg in federal court.

The Court has ordered notice of the settlement with SEC, Toshiba Corp. and TSST. The settlement will resolve indirect purchaser claims against SEC, Toshiba Corp., TSST and Toshiba Samsung Storage Technology Korea Corporation. The litigation will continue against the remaining defendants.

This notice is to inform you of the settlement and your rights. This notice is not an expression by the Court of any opinion as to the merits of any of the claims or defenses asserted by either side in this lawsuit.

Read on for more information on your options, including how to claim your payment.

### **WHO IS INCLUDED IN THE SETTLEMENTS?**

Individuals and businesses who purchased ODDs in certain states can recover from the settlement, if:

- You purchased a new computer with an ODD, or a standalone ODD designed to be used in a computer or attached to a computer.
- You were a resident of one of the following states when you made the purchase: Arizona, California, District of Columbia, Florida, Hawaii, Kansas, Maine, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Mexico, New York, North Carolina, Oregon, Tennessee, Utah, Vermont, West Virginia, or Wisconsin.
- You made the purchase between April 2003 and December 2008.
- The ODD was a DVD-RW, DVD-ROM, or COMBO drive.
- You did not make the purchase directly from an ODD manufacturer (a list of manufacturers may be found at <https://www.dollarsfordiskdrives.com> or by calling 1-877-368-9020). Panasonic-branded computers are also excluded.

### **WHAT DO THE SETTLEMENTS PROVIDE?**

The settlement with SEC, Toshiba Corp. and TSST provides for \$25 million in recovery for the class. This settlement is in addition to \$180 million already reached with six defendant families (HLDS, NEC/Sony, Panasonic, Pioneer, PLDS and TEAC) which have received final approval by the court. The Court has

extended the time to claim from the first six settlements to June 28, 2019. You need only submit one claim to participate in all settlements, including the settlement with SEC, Toshiba Corp. and TSST. If you have already submitted a claim on the prior settlements, you do not need to submit another claim to participate in this settlement.

You can submit a simple online claim form with no proof of purchase required. If final approval is granted to the settlement, class members with valid and timely claims will receive electronic payment of settlement funds. If you would prefer to receive a physical check, please submit a written request by June 28, 2019 to *In re Optical Disk Drive Products Indirect Purchaser Litigation*, c/o GCG, P.O. Box 10622, Dublin, OH 43017-9222. The settlement funds will be distributed on a pro rata basis, taking into account the number of ODDs purchased by the class member; and the number of valid claims filed. Any remaining funds may be distributed in a second round to class members, or, depending on the funds remaining, be distributed to the California Attorney General for use in prosecuting consumer and antitrust claims. Under no circumstances will the money go back to the defendants.

## WHO ARE RELEASED

The settlements release Samsung Electronics Co., Ltd., Toshiba Corporation, Toshiba Samsung Storage Technology Corporation, and Toshiba Samsung Storage Technology Korea Corporation from claims made in this litigation.

## YOUR RIGHTS AND OPTIONS

- **Get a Payment**

File a claim online or by mail by June 28, 2019. **The simple online claim form only takes 3-5 minutes for most individuals.** Claims may be submitted online at <https://www.dollarsfordiskdrives.com> or by mail to *In re Optical Disk Drive Products Indirect Purchaser Litigation*, c/o GCG, P.O. Box 10622, Dublin, OH 43017-9222.

- **Exclude Yourself**

You can choose to exclude yourself from the Samsung-Toshiba settlement and keep your right to sue the defendants on your own. If you exclude yourself, you cannot receive any benefits from the settlement with SEC, Toshiba Corp. and TSST. The time to exclude yourself from the prior six settlements has already expired. Your written Exclusion Form must set forth your name and a statement that you do not wish to participate in the settlements. You must exclude yourself from each settlement individually (note that you can request exclusion from all settlements or one settlement in particular). All requests for exclusion must be postmarked by December 17, 2018 and sent to *In re Optical Disk Drive Products Indirect Purchaser Litigation*, c/o GCG, P.O. Box 10622, Dublin, OH 43017-9222.

- **File an Objection**

You can ask the Court to deny approval by filing an objection. Please note that you cannot ask the Court to order a larger settlement; the Court can only approve or deny the settlement. If the Court denies approval, no settlement payments will be sent out and the lawsuit will continue. If that is what you want to happen, you must object.

Objections must be in writing and postmarked on or before December 17, 2018. All written objections and supporting papers must (a) clearly identify the case name and number (*In Re Optical Disk Drive Products Antitrust Litigation*, Indirect Purchaser Action, Case No. 3:10-MD-2143), (b) be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 450 Golden Gate Ave, San Francisco, CA 94102, or by filing them in person at any location of the United States District Court for the Northern District of California, and (c) be filed or postmarked on or before December 17, 2018. Visit <https://www.dollarsfordiskdrives.com> for detailed information on how to object to the settlement.

You may also appear at the Final Approval Hearing, described below, either in person or through your own attorney. If you appear through your own attorney, you are responsible for paying that attorney.

- **Go to a Hearing**

The Court will hold a Final Approval Hearing on February 4, 2019 unless otherwise ordered by the Court at the United States District Court, 450 Golden Gate Ave, San Francisco, CA, Courtroom 3 – 17th Floor, to consider whether to approve or deny the Samsung-Toshiba settlement and a request for attorneys' fees up to 20 percent of the Settlement Funds plus costs and expenses. You may appear at the Final Approval Hearing either in person or through your own attorney.

The Hearing may be moved to a different date or time without additional notice, so please check <https://www.dollarsfordiskdrives.com> for any updates and additional information.

### **WHO REPRESENTS ME?**

The Court appointed Hagens Berman Sobol Shapiro LLP to represent the Settlement Class. You may hire your own attorney, if you wish, at your own expense.

### **HOW CAN I GET MORE INFORMATION?**

This notice summarizes the proposed settlement. For the precise terms and conditions of the settlement, please see the settlement agreement available at <https://www.dollarsfordiskdrives.com>, by contacting class counsel at Hagens Berman Sobol Shapiro (odd@hbsslaw.com), by accessing the Court docket in this case 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 Ave., San Francisco, CA 94102, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

For questions about the settlement or the claims process, you may contact the Settlement Administrator at 877-368-9020, via email at [info@dollarsfordiskdrives.com](mailto:info@dollarsfordiskdrives.com), or visit <https://www.dollarsfordiskdrives.com>.

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