

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE AUTOMOTIVE PARTS ANTITRUST LITIGATION

:
: 2:12-md-02311
: Honorable Marianne O. Battani

IN RE: IGNITION COILS

:
: **Case No. 2:13-cv-01401-MOB-MKM**
: **Case No. 2:15-cv-11830-MOB-MKM**

**THIS DOCUMENT RELATES TO:
ALL DIRECT PURCHASER ACTIONS**

**SETTLEMENT CLASS COUNSEL’S REPORT ON DISSEMINATION
OF NOTICE OF PROPOSED SETTLEMENTS WITH THE MITSUBISHI
ELECTRIC, HIAMS, DENSO, AND DIAMOND ELECTRIC
DEFENDANTS AND CLASS MEMBERS’ RESPONSE**

Settlement Class Counsel submit the following report concerning the dissemination of notice pursuant to this Court’s Order dated January 17, 2020 (2:13-cv-001401, ECF No. 101) (the “Notice Order”), and Settlement Class members’ response to the notice program. As described more fully below, notice was mailed to 609 potential Settlement Class members and published in accordance with the Notice Order. No objections were filed to any of the proposed settlements, to the proposed plan for distribution of settlement funds, or to Settlement Class Counsel’s requests for an award of attorneys’ fees and reimbursement of litigation costs and expenses, and an incentive payment to the Class Representative. 9 requests from one or more of the settlements were submitted.

Settlement Class Counsel respectfully submit that the complete absence of objections and the small number of opt-outs militate strongly in favor of approval of the proposed settlements,

the proposed plan for distribution of settlement funds, and the requests for attorneys' fees and litigation costs and expenses and an incentive payment.

I. DISSEMINATION OF NOTICE TO THE CLASSES

Pursuant to the Court's Notice Order, on February 7, 2020, Epiq Class Action & Claims Solutions, Inc. ("Epiq"), the Notice and Claims Administrator retained by Direct Purchaser Plaintiff, mailed 609 copies of the Notice of Proposed Settlements of Direct Purchaser Class Action with Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants and Hearing on Final Settlement Approval and Related Matters, and Claim Form (the "Notice") to potential Settlement Class members by first class mail, postage prepaid. Declaration of Angie Birdsell, Project Manager for Epiq. Exhibit 1 at ¶ 6. Epiq also re-mailed 36 returned notices. *Id.* at ¶ 7. In addition, a copy of the Notice was (and remains) posted online at www.AutoPartsAntitrustLitigation.com/IgnitionCoils, a website dedicated to this litigation. *Id.* at ¶ 9.

Also, in accordance with the Notice Order, the Summary Notice of Proposed Settlements of Direct Purchaser Class Action with Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants and Hearing on Settlement Approval and Related Matters ("Summary Notice") was published in *Automotive News* on February 17, 2020. *Id.* at ¶ 8. Additionally, an online banner notice appeared for a 21-day period on www.AutoNews.com, the digital version of *Automotive News*, and an Informational Press Release was issued nationwide on February 17, 2000 via PR Newswire's "Auto Wire," which targets auto industry trade publications. *Id.*

Notice to the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes under Fed. R. Civ. P. 23 has, therefore, been provided as ordered by the Court.

II. ABSENCE OF OBJECTIONS TO THE PROPOSED SETTLEMENTS, THE PROPOSED DISTRIBUTION PLAN, AND REQUESTS FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES AND AN INCENTIVE PAYMENT

The Notice advised that any objection to the proposed settlements, the proposed plan for distribution of settlement funds, or to Settlement Class Counsel's requests for an award of attorneys' fees and litigation costs and expenses and an incentive payment to the Class Representative had to be filed with the Clerk by April 3, 2020, with copies mailed to Settlement Class Counsel and to counsel for the Settling Defendants.

As of the date of the filing of this Report, no objection to any of the proposed settlements, the distribution plan, or to the fee and expense request or the incentive payment request has been filed with the Court or received by Settlement Class Counsel.

III. REQUESTS FOR EXCLUSION

The Notice further advised that requests for exclusion from the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes had to be mailed to Settlement Class Counsel and to counsel for the Settling Defendants, postmarked no later than April 3, 2020. As of this date, Settlement Class Counsel have received 9 requests for exclusion from one or more of the proposed settlements.¹ None of the proposed settlements is subject to rescission as a result of the requests for exclusion.

Settlement Class Counsel respectfully submit that, for the reasons set forth in the Memorandum in Support of Direct Purchaser Plaintiff's Motion for Final Approval of Proposed Settlements with the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants and

¹ Settlement Class Counsel received 7 requests for exclusion from the Mitsubishi Electric Settlement Class, 6 requests for exclusion from the HIAMS Settlement Class, 9 requests for exclusion from the DENSO Settlement Class, and 4 requests for exclusion from the Diamond Electric Settlement Class. Exhibit 1 at ¶ 11. The entities that requested exclusion are set forth in Exhibit 2 and the Settlement Classes from which they opted out are reflected in Exhibit 3.

Proposed Plan for Distribution of Settlement Funds (the “Final Approval Brief”), each of the proposed settlements, is fair, reasonable and adequate under the relevant criteria, and warrants final approval.

IV. THE REACTION OF MEMBERS OF THE SETTLEMENT CLASSES SUPPORTS APPROVAL OF THE SETTLEMENTS, THE PROPOSED PLAN FOR DISTRIBUTION, AND THE REQUESTS FOR AN AWARD OF FEES AND EXPENSES AND AN INCENTIVE PAYMENT

The reaction of the class has been recognized repeatedly by courts within this Circuit and elsewhere as a factor in evaluating the fairness, reasonableness, and adequacy of a proposed settlement. *See, e.g., Sheick v. Auto. Component Carrier LLC*, No. 2:09–cv–14429, 2010 WL 4136958, at *22 (E.D. Mich. Oct. 18, 2010) (“scarcity of objections – relative to the number of class members overall – indicates broad support for the settlement among Class Members.”); *In re Cardizem CD Antitrust Litig.*, 218 F.R.D. 508, 527 (E.D. Mich. 2003) (“That the overwhelming majority of class members have elected to remain in the Settlement Class, without objection, constitutes the ‘reaction of the class,’ as a whole, and demonstrates that the Settlement is ‘fair, reasonable, and adequate.’”); *In re Delphi Corp. Sec., Deriv. & “ERISA” Litig.*, 248 F.R.D. 483, 499 (E.D. Mich. 2008) (small number of opt-outs or objections is indicative of the adequacy of the settlement).

Individual notice of the proposed settlements was mailed to 609 potential Settlement Class members identified by Defendants, and a copy of the Notice was (and remains) posted on-line at www.AutoPartsAntitrustLitigation.com/IgnitionCoils. The Summary Notice was published in *Automotive News* on February 17, 2020, and on that same day an Informational Press Release was issued nationwide via PR Newswire’s “Auto Wire.” Additionally, an online banner notice appeared over a 21-day period on www.AutoNews.com, the digital version of *Automotive News*. The low number of opt-outs and total absence of objections militates strongly in favor of approval

of the proposed settlements, the proposed plan for distribution of settlement funds, and the requests for attorneys' fees and reimbursement of litigation costs and expenses and an incentive payment.

V. REQUEST FOR AN AWARD OF ATTORNEYS' FEES

As of January 31, 2020, Plaintiff's Counsel's lodestar, based upon historical rates, was \$1,524,058.75. Direct Purchaser Plaintiff's Memorandum in Support of Its Motion for an Award of Attorney's Fees, Litigation Costs and Expenses, and an Incentive Payment to the Class Representative, at 8 (the "Fee Brief") (2:13-cv-01401, ECF No. 105). Since that date, Plaintiff's Counsel have continued their efforts on behalf of the Settlement Classes by, among other things, drafting the final settlement approval submissions and overseeing the dissemination of notice to members of the Settlement Classes in accordance with the Notice Order. As a result of this continued effort, as of April 30, 2020, Plaintiff's Counsel's combined lodestar was \$1,617,377.50. Were the Court to award a fee of 30% of the combined Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlement proceeds of \$5,940,332 less litigation expenses of \$27,485.69, the multiplier on the more current lodestar would be approximately 1.10.

VI. CONCLUSION

Based upon the foregoing, and for the reasons set forth in Direct Purchaser Plaintiff's Final Approval Brief and Fee Brief, it is respectfully requested that the Court grant final approval of the proposed Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlements, the proposed plan for distribution of settlement funds, and the requests for attorneys' fees and litigation costs and expenses, and an incentive award to the Class Representative.

DATED: June 4, 2020

Respectfully submitted,

/s/David H. Fink

David H. Fink (P28235)

Darryl Bressack (P67820)

Nathan J. Fink (P75185)

FINK BRESSACK
38500 Woodward Ave, Suite 350
Bloomfield Hills, MI 48304
Telephone: (248) 971-2500

Interim Liaison Counsel

Steven A. Kanner
William H. London
Michael E. Moskovitz
FREED KANNER LONDON
& MILLEN LLC
2201 Waukegan Road, Suite 130
Bannockburn, IL 60015
Telephone: (224) 632-4500

Joseph C. Kohn
William E. Hoese
Douglas A. Abrahams
KOHN, SWIFT & GRAF, P.C.
1600 Market Street, Suite 2500
Philadelphia, PA 19103
Telephone: (215) 238-1700

Gregory P. Hansel
Randall B. Weill
Michael S. Smith
PRETI, FLAHERTY, BELIVEAU
& PACHIOS LLP
One City Center, P.O. Box 9546
Portland, ME 04112-9546
Telephone: (207) 791-3000

Eugene A. Spector
William G. Caldes
Jeffrey L. Spector
SPECTOR ROSEMAN & KODROFF, P.C.
2001 Market Street, Suite 3420
Philadelphia, PA 19103
Telephone: (215) 496-0300

Interim Co-Lead Class Counsel and Settlement Class Co-Lead Counsel

CERTIFICATE OF SERVICE

I hereby certify that on June 4, 2020, I electronically filed the foregoing paper with the Clerk of the court using the ECF system which will send notification of such filing to all counsel of record registered for electronic filing.

By: /s/ Nathan J. Fink
David H. Fink (P28235)
Darryl Bressack (P67820)
Nathan J. Fink (P75185)
FINK BRESSACK
38500 Woodward Ave; Suite 350
Bloomfield Hills, MI 48304
Telephone: (248) 971-2500
nfink@finkbressack.com

EXHIBIT 1

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE: AUTOMOTIVE PARTS	:	12-MD-02311
ANTITRUST LITIGATION	:	Honorable Marianne O. Battani
	:	
	:	
IN RE: IGNITION COILS	:	
	:	
	:	
THIS RELATES TO:	:	2:13-CV-01401-MOB-MKM
ALL DIRECT PURCHASER CASES	:	2:15-CV-11830-MOB-MKM
	:	

**DECLARATION OF ANGIE BIRDSSELL RE DISSEMINATION OF NOTICE TO THE
DIRECT PURCHASER MITSUBISHI ELECTRIC, HIAMS, DENSO, AND DIAMOND
ELECTRIC SETTLEMENT CLASSES**

I, Angie Birdsell, hereby declare as follows:

1. I am a Project Manager for Epiq Class Action & Claims Solutions, Inc. ("Epiq"), the Settlement Administrator in the above-captioned case. I am familiar with the actions taken by Epiq with respect to the proposed settlements reached in this case between the Direct Purchaser Plaintiffs and the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants, as well as the corresponding Class Notice program. This declaration is based upon my personal knowledge and information provided by Defendants' counsel, Plaintiffs' counsel, and employees and staff under my supervision and is accurate and truthful to the best of my knowledge.

2. Epiq was established in 1968 as a client services and data processing company. Epiq has been administering bankruptcies since 1985 and settlements since 1993, including settlements of class actions, mass tort litigations, Securities and Exchange Commission enforcement actions, Federal Trade Commission disgorgement actions, insurance disputes, bankruptcies, and other major litigation.

3. Epiq has administered more than 1,000 settlements, including some of the largest and most complex cases ever settled. Epiq's class action case administration services include: coordination of all notice requirements; design of direct-mail notices; establishment and implementation of notice fulfillment services; coordination with the United States Postal Service ("USPS"); notice website development and maintenance; dedicated telephone lines with recorded information and/or telephone agents; receipt and processing of opt-outs; claims database management; claim adjudication; funds management; and award calculations and distribution services. Epiq works with the settling parties, the Court, and the Class Members in a neutral facilitation role to implement settlement administration services based on the negotiated terms of a settlement.

OVERVIEW OF EPIQ'S RESPONSIBILITIES AS THE SETTLEMENT

ADMINISTRATOR

4. Epiq's responsibilities included the following:
 - a. Printing the Court-approved Direct Purchaser Class Notice and Claim Form ("Claim Package") to be sent to putative Class Members;
 - b. Searching the National Change of Address ("NCOA") database for updated addresses, if any, for putative Class Members;
 - c. Mailing the Claim Package by USPS First-class mail to putative Class Members;
 - d. Causing the Summary Publication Notice to be placed in one edition of *Automotive News*, accompanied by an online banner ad that ran for 21 days on www.AutoNews.com;
 - e. Issuing an informational press release via *PR Newswire*;

- f. Maintaining a toll-free telephone number with customer service telephone agents and an option to request a call back if reached during non-business hours;
- g. Maintaining an informational website that provides the public access to pertinent documents and settlement information.

CLASS NOTICE

5. In preparation for mailing the Claim Package, Epiq received lists of potential Settlement Class members from Settlement Class Counsel. Epiq then submitted the names and addresses of those potential Class Members to cross-reference with the NCOA database for updated address information. By eliminating duplicate records and invalid mailing addresses, Epiq refined the database to include 609 names and addresses of potential Class Members.

6. On February 7, 2020, Epiq mailed the Claim Packages by first class mail, postage prepaid, to the 609 potential Class Members. A copy of the Claim Package is attached hereto as Exhibit A.

7. As of May 21, 2020, Epiq has received a total of 89 Claim Packages returned by the U.S. Postal Service as undeliverable and has remailed 57 Claim Packages to those records. As of April 28, 2020, there are 32 records that remain undeliverable.

PUBLICATION NOTICE

8. Epiq caused the publication of the Summary Publication Notice in one edition of *Automotive News* on February 17, 2020, which was accompanied by an online banner ad that ran for a 21-day period on *www.AutoNews.com*, the digital version of *Automotive News*. An Informational Press Release was issued via PR Newswire's "Auto Wire" on February 17, 2020. Confirmation of the publication and copies of the Summary Publication Notice as it appeared in

Automotive News, the banner ad from *www.AutoNews.com*, and the Informational Notice are attached hereto as Exhibit B.

SETTLEMENT WEBSITE

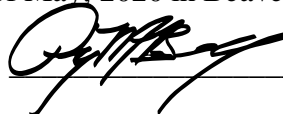
9. On February 7, 2020, Epiq updated portions of the public settlement website to provide Direct Purchase Class Members with information related to the proposed settlements. The domain name for the website is *www.AutoPartsAntitrustLitigation.com/IgnitionCoils*. The website provides general case information and links to important documents, including the Settlement Agreements, the Notice and Claim Form, and other documents related to the settlements.

10. As of May 21, 2020, there have been 1,374 page views and 1,153 unique visitors to the settlement website.

REQUESTS FOR EXCLUSION

11. Class Members could request exclusion from the Settlement Classes, so long as they did so by submitting a request in writing that was postmarked by April 3, 2020. As of May 21, 2020, Epiq has received 7 requests for exclusion from the Mitsubishi Electric Settlement Class, 6 requests for exclusion from the HIAMS Settlement Class, 9 requests for exclusion from the DENSO Settlement Class, and 4 requests for exclusion from the Diamond Electric Settlement Class.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on this 26th day of May, 2020 in Beaverton, Oregon.



Angie Birdsell
Project Manager, Client Services | Epiq

EXHIBIT A

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

**IN RE AUTOMOTIVE PARTS
ANTITRUST LITIGATION**

IN RE: IGNITION COILS

**THIS RELATES TO:
ALL DIRECT PURCHASER ACTIONS**

**CASE NO. 12-MD-02311
HON. MARIANNE O. BATTANI**

**2:13-cv-01401-MOB-MKM
2:15-cv-11830-MOB-MKM**

NOTICE

NOTICE OF PROPOSED SETTLEMENTS OF DIRECT PURCHASER CLASS ACTION WITH MITSUBISHI ELECTRIC, HIAMS, DENSO, AND DIAMOND ELECTRIC DEFENDANTS, AND HEARING ON:

- (1) APPROVAL OF PROPOSED SETTLEMENTS;**
- (2) PLAN OF DISTRIBUTION OF THE SETTLEMENT FUND; AND**
- (3) MOTION OF SETTLEMENT CLASS COUNSEL FOR AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF LITIGATION COSTS AND EXPENSES, AND AN INCENTIVE PAYMENT TO THE CLASS REPRESENTATIVE**

TO: ALL INDIVIDUALS AND ENTITIES THAT PURCHASED IGNITION COILS IN THE UNITED STATES DIRECTLY FROM DEFENDANTS (OR THEIR SUBSIDIARIES, AFFILIATES, OR JOINT VENTURES) FROM JANUARY 1, 2000 THROUGH MARCH 12, 2018.

PLEASE READ THIS NOTICE CAREFULLY. YOUR LEGAL RIGHTS MAY BE AFFECTED BY LITIGATION NOW PENDING IN THIS COURT.

WHAT IS THE PURPOSE OF THIS NOTICE AND WHY WAS IT SENT TO ME?

This Notice is given pursuant to Rule 23 of the Federal Rules of Civil Procedure and an Order of the United States District Court for the Eastern District of Michigan, Southern Division (the "Court"). The purpose of this Notice is to inform you of a hearing before the Court to consider:

- (1) Proposed settlements with Defendants Mitsubishi Electric Corporation, Mitsubishi Electric US Holdings, Inc., and Mitsubishi Electric Automotive America, Inc. (collectively, the "Mitsubishi Electric Defendants"), Defendant Hitachi Automotive Systems, Ltd. ("HIAMS") for Hitachi, Ltd. and Hitachi Automotive Systems Americas, Inc. (collectively, the "HIAMS Defendants"), Defendants DENSO Corporation, DENSO International America, Inc., DENSO Korea Corporation (f/k/a separately as DENSO International Korea Corporation and DENSO Korea Automotive Corporation), DENSO Automotive Deutschland GmbH, DENSO Products & Services Americas, Inc. (f/k/a/ DENSO Sales California, Inc.), ASMO Co., Ltd., ASMO North America, LLC, ASMO Greenville of North Carolina, Inc. and ASMO Manufacturing, Inc. (collectively, the "DENSO Defendants"), and Defendants Diamond Electric Mfg. Co., Ltd. and Diamond Electric Mfg. Corporation (collectively, the "Diamond Electric Defendants") (all Defendants referenced in this paragraph are collectively referred to as the "Settling Defendants");
- (2) A proposed plan of distribution of Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlement proceeds to Settlement Class members and a proposed Claim Form that you may submit in order to share in the settlement proceeds; and
- (3) Settlement Class Counsel's motion for an award of attorneys' fees and reimbursement of litigation costs and expenses, and an incentive payment to the Class Representative.

This Notice provides information concerning the proposed settlements, the proposed plan of distribution, and the motion for attorneys' fees and reimbursement of litigation costs and expenses, and incentive payment. The Notice also advises you of your rights to: participate in the settlement claims process; exclude yourself from any or all of the Settlement Classes; and object to the terms of the proposed settlements, the plan of distribution, and the requests for fees, costs and expenses, and an incentive payment to the Class Representative in connection with the Court hearing on these matters.

BACKGROUND

Plaintiff has reached settlements with the Mitsubishi Electric Defendants, the HIAMS Defendants, the DENSO Defendants, and the Diamond Electric Defendants totaling \$5,940,332. Under the terms of the proposed settlements, Mitsubishi Electric will pay \$2,986,486 (the "Mitsubishi Electric Settlement Fund"), HIAMS will pay \$2,653,846. (the "HIAMS Settlement Fund"), DENSO will pay \$100,000 (the "DENSO Settlement Fund"), and Diamond Electric will pay \$200,000 (the "Diamond Electric Settlement Fund") (the 4 settlement funds are collectively referred to as the "Ignition Coils Settlement Fund"). The Court has preliminarily approved each of these settlements.

This litigation, and the proposed settlements, are part of coordinated legal proceedings involving a number of parts used in motor vehicles. This litigation and the proposed settlements relate solely to Ignition Coils purchased in the United States **directly** from a Defendant, or depending on the specific settlement agreement, its parents, subsidiaries, affiliates, or joint ventures. The meaning of the term "Ignition Coils" is defined in each settlement agreement, but generally means devices that are part of a vehicle's fuel ignition system and release electric energy to ignite a fuel mixture. These proposed settlements do not relate to, and have no effect upon, cases involving any product other than Ignition Coils.

If you are a member of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes (defined below), you have the rights and options summarized here:

- You may remain in any or all of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes and be eligible to share in the proceeds of, and be bound by the terms of, those settlements in which you elect to remain;
- You may exclude yourself from the any or all of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes, in which case you will **not** be bound by any settlement from which you exclude yourself and will **not** be eligible to share in the proceeds of that settlement;
- If you remain in the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes, you may object to that proposed settlement, to the proposed plan of distribution of the Ignition Coils Settlement Fund, or to Settlement Class Counsel's request for an award of attorneys' fees and reimbursement of litigation costs and expenses, and an incentive payment to the Class Representative. You may also appear at the hearing where the Court will consider these matters;
- You may enter an appearance in the litigation through your own counsel at your own expense; and
- Any Settlement Class member who wishes to participate in the distribution of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Funds must complete and submit a copy of the Claim Form on or before May 22, 2020.

WHO IS IN THE SETTLEMENT CLASSES?

The Court has provisionally certified a Direct Purchaser Mitsubishi Electric Settlement Class ("Mitsubishi Electric Settlement Class"), Direct Purchaser HIAMS Settlement Class (the "HIAMS Settlement Class"), Direct Purchaser DENSO Settlement Class (the "DENSO Settlement Class"), and a Direct Purchaser Diamond Electric Settlement Class (the "Diamond Electric Settlement Class") for the purpose of disseminating notice of the proposed Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlements.

The Mitsubishi Electric Settlement Class is defined as follows:

All individuals and entities who purchased Ignition Coils in the United States directly from one or more Defendants (or their subsidiaries, affiliates, or joint ventures) from January 1, 2000 through March 12, 2018. Excluded from the Settlement Class are Defendants, their present and former parent companies, subsidiaries, and affiliates, federal governmental entities and instrumentalities of the federal government, and states and their subdivisions, agencies, and instrumentalities.

The HIAMS Settlement Class and the Diamond Electric Settlement Classes are defined as follows:

All individuals and entities who purchased Ignition Coils in the United States directly from Defendants (or their subsidiaries or affiliates) from January 1, 2000 through March 12, 2018. Excluded from the Settlement Class are Defendants, their present and former parent companies, subsidiaries, and affiliates, federal governmental entities and instrumentalities of the federal government, and states and their subdivisions, agencies, and instrumentalities.

For purposes of the Mitsubishi Electric, HIAMS, and Diamond Electric Settlement Class definitions set forth above, the following entities are Defendants: Hitachi Automotive Systems, Ltd.; Hitachi Automotive Systems Americas, Inc.; Hitachi, Ltd.; Denso Corporation; Denso International America, Inc.; Denso Products and Services Americas, Inc.; Denso International Korea Corporation; Diamond Electric Mfg. Co., Ltd.; Diamond Electric Mfg. Corporation; Mitsubishi Electric Corporation; Mitsubishi Electric US Holdings, Inc.; and Mitsubishi Electric Automotive America, Inc.

The DENSO Settlement Class is defined as follows:

All individuals and entities who purchased Ignition Coils in the United States directly from one or more Defendant(s) (or their subsidiaries, affiliates, or joint ventures) from January 1, 2000 through March 12, 2018. Excluded from the Settlement Class are Defendants, their present and former parent companies, subsidiaries, and affiliates, federal governmental entities and instrumentalities of the federal government, and states and their subdivisions, agencies, and instrumentalities.

For purposes of the DENSO Settlement Class definitions set forth above, the Defendants are: DENSO Corporation; DENSO International America, Inc.; DENSO Products & Services Americas, Inc. (f/k/a DENSO Sales California, Inc.); DENSO Korea Corporation (f/k/a separately as DENSO International Korea Corporation and DENSO Korea Automotive Corporation); Diamond Electric Mfg. Co., Ltd.; Diamond Electric Mfg. Corp.; Hitachi, Ltd.; Hitachi Automotive Systems, Ltd.; Hitachi Automotive Systems Americas, Inc.; Mitsubishi Electric Corp.; Mitsubishi Electric US Holdings, Inc.; Mitsubishi Electric Automotive America, Inc.; Hanshin Electric Manufacturing Co., Ltd.; Toyota DENSO Co., Ltd.; Weastec, Inc.; and Yura Corp., and their parents, subsidiaries, and affiliates.

Plaintiff All European Auto Supply, Inc. has been appointed by the Court to serve as “Class Representative” for the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes. The Court has appointed the law firms of Freed Kanner London & Millen LLC, Kohn, Swift & Graf, P.C., Preti, Flaherty, Beliveau & Pachios LLP, and Spector Roseman & Kodroff, P.C. to serve as “Co-Lead Settlement Class Counsel” for the Settlement Classes. These firms, together with Cohen Milstein Sellers & Toll PLLC, which worked extensively with Co-Lead Settlement Class Counsel on this case, are referred to collectively as “Settlement Class Counsel.”

WHAT IS THIS LITIGATION ABOUT?

In May 2015, Plaintiff filed a class action lawsuit against Defendants on behalf of a class of direct purchasers of Ignition Coils, alleging that they conspired to raise, fix, maintain, and stabilize prices, rig bids, and allocate the supply of Ignition Coils sold in the United States, in violation of federal antitrust laws. Plaintiff further alleged that as a result of the conspiracy, it and other direct purchasers of Ignition Coils were injured by paying more than they would have paid in the absence of the alleged illegal conduct.

The Defendants all deny Plaintiff’s allegations and liability and have asserted defenses to Plaintiff’s claims. Defendants have agreed to settle this matter to avoid the expense and burden of further litigation. The Court has not issued any findings or rulings with respect to the merits of Plaintiff’s claims or Defendants’ defenses. These settlements, if approved by the Court, will fully resolve Plaintiff’s claims in this litigation.

WHAT RELIEF DO THE PROPOSED SETTLEMENTS PROVIDE?

Plaintiff, on behalf of the Mitsubishi Electric Settlement Class, entered into a settlement agreement with the Mitsubishi Electric Defendants on March 12, 2018 (the “Mitsubishi Electric Settlement Agreement”), under which the Mitsubishi Electric Defendants have agreed to pay \$2,986,486.

Plaintiff, on behalf of the HIAMS Settlement Class, entered into a settlement with the HIAMS Defendants on May 14, 2018 (the “HIAMS Settlement Agreement”), under which the HIAMS Defendants agreed to pay \$2,653,846.

Plaintiff, on behalf of the DENSO Settlement Class, entered into a settlement agreement with the DENSO Defendants on February 4, 2019 (the “DENSO Settlement Agreement”), under which the DENSO Defendants agreed to pay \$100,000.

Plaintiff, on behalf of the Diamond Electric Settlement Class, entered into a settlement with Diamond Electric on August 26, 2019, under which the Diamond Electric Defendants agreed to pay \$200,000.

As part of their respective settlements, the Mitsubishi Electric, HIAMS, and DENSO Defendants have each agreed to cooperate with Settlement Class Counsel in the prosecution of claims against any other Defendant, should the need for such cooperation arise.

This Notice is only a summary of the terms of the proposed settlements. The Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Agreements contain other important provisions, including the release of certain claims against the Settling Defendants (and companies and people affiliated with them). For the complete terms of the settlements, you are referred to the settlement agreements, which are on file with the Clerk of Court and are available online at www.AutoPartsAntitrustLitigation.com/IgnitionCoils. The proposed settlements must receive final approval by the Court to become effective.

If you wish to object to the approval of any of the settlements, you may do so, but only in accordance with the procedures set forth below. If you do not object to a settlement, you do not need to take any action at this time to indicate your support for, or lack of objection to, that settlement.

HOW DO I REMAIN IN THE SETTLEMENT CLASSES AND WHAT HAPPENS IF I DO?

If you are a member of any of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes as defined above, you will automatically remain in that Settlement Class unless you elect to be excluded. If you wish to remain in a Settlement Class, you do not need to take any action at this time with respect to that Settlement Class and your interests will be represented by the Class Representative and by Settlement Class Counsel. If you remain in any of the Mitsubishi Electric, HIAMS, or DENSO Settlement Classes and the proposed settlement with that Defendant is approved and becomes effective, you will be bound by its terms, including the release provisions, whether or not you receive a share of the settlement proceeds attributable to that settlement.

You will have no responsibility to individually pay attorneys’ fees or expenses. Any such fees and expenses will be paid solely from amounts obtained from the Defendants, whether by settlement or judgment, and must be approved by the Court after notice to you and a hearing. If you choose, you may also have your own attorney enter an appearance on your behalf and at your expense.

HOW WILL THE SETTLEMENT FUNDS BE DISTRIBUTED?

The Ignition Coils Settlement Fund, with accrued interest, less any amounts approved by the Court for payment of attorneys’ fees, litigation and settlement administration costs and expenses, and an incentive payment to the Class Representative (the “Net Ignition Coils Settlement Fund”), will be distributed among the members of the Settlement Classes who complete and timely submit a copy of the Claim Form that is included with this Notice, **postmarked on or before May 22, 2020**.

The Net Ignition Coils Settlement Fund will be distributed pro rata to all Claimants based upon their **direct** purchases in the United States from Defendants during the applicable Settlement Class Period. The distribution will take place as soon as practicable after review, determination, and audit of the Claim Forms by the Settlement Administrator and approval by the Court of the Settlement Administrator’s recommendations as to the amounts to be paid to the Claimants.

Do not dispose of any document that reflects your purchases of Ignition Coils in the United States directly from any Defendant (or its parents, affiliates, subsidiaries, or joint ventures) during the period from January 1, 2000 through March 12, 2018. You may need those documents to complete and substantiate your Claim Form, which will be subject to inquiry and verification.

WHAT IF I DO NOT WANT TO REMAIN IN ONE OR MORE OF THE SETTLEMENT CLASSES?

You may exclude yourself from any or all of the 4 Settlement Classes. If you wish to exclude yourself from any or all of the Settlement Classes, you must send a request for exclusion, in writing, by certified mail, return receipt requested, **postmarked no later than April 3, 2020**, to Co-Lead Settlement Class Counsel, and to counsel for the Settling Defendants, at the addresses set forth below, and to the following address:

Ignition Coils Direct Purchaser Antitrust Litigation
Settlement Administrator
P.O. Box 2691
Portland, OR 97208-2691

Your request for exclusion must identify the Settlement Class or Classes from which you are seeking exclusion and must include the full name and address of the purchaser (including any predecessor or successor entities and any trade names). You are also requested to identify the Defendant(s) (or parent, affiliate, subsidiary, or joint venture) from which you purchased Ignition Coils during the Class Period for the Settlement Class from which you seek exclusion, the Ignition Coils purchased during the Class Period, and the dollar amount of your purchases. If you validly exclude yourself from any or all of the Settlement Classes, you will not be bound by any decision concerning the Settlement Class or Classes from which you exclude yourself and you may pursue individually any claims you may have against that Defendant (at your own expense), but you will not be eligible to share in the settlement proceeds attributable to that Defendant.

REQUEST FOR ATTORNEYS' FEES AND EXPENSES, AND INCENTIVE PAYMENT

Settlement Class Counsel, together with other firms that have worked on this litigation, will file a petition for an award of attorneys' fees and reimbursement of their costs and expenses in prosecuting the case. The request of Settlement Class Counsel for attorneys' fees will not exceed 30 percent (30%) of the Ignition Coils Settlement Fund.

Settlement Class Counsel will also request an incentive payment to Plaintiff All European Auto Supply, Inc., which was appointed by the Court to serve as Class Representative for the Settlement Classes, in the total amount of \$25,000.

The application for attorneys' fees and litigation costs and expenses and an incentive payment will be filed on or before March 9, 2020. After that date, the petition for attorneys' fees will be available for your review on the settlement website at www.AutoPartsAntitrustLitigation.com/IgnitionCoils. If you remain a member of any of the Settlement Classes and you wish to object to the requests for fees and expenses or an incentive payment, you must do so in writing in accordance with the procedures for objections set forth below. If you do not oppose any of these requests, you do not need to take any action in that regard.

WHEN WILL THE COURT CONSIDER THESE MATTERS AND HOW CAN I TELL THE COURT WHAT I THINK ABOUT THE SETTLEMENTS?

The Court will hold a hearing on June 17, 2020, at 1:30 p.m., at the Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226, Courtroom 250 (or such other courtroom as may be assigned for the hearing), to determine whether to approve: the proposed Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlements; the proposed plan of distribution of the Ignition Coils Settlement Fund; and Settlement Class Counsel's requests for an award of attorneys' fees and reimbursement of litigation costs and expenses, and an incentive payment. The hearing may be rescheduled, continued or adjourned, and the courtroom assigned for the hearing may be changed, without further notice to you.

If you remain a member of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes and you wish to object to that proposed settlement, or to the proposed plan of distribution of the Ignition Coils Settlement Fund, or to Settlement Class Counsel's requests for an award of attorneys' fees and reimbursement of litigation costs and expenses, and an incentive payment, you must do so in writing and at your own expense. Any such objection must include the caption of this litigation, must be signed, and must be **filed no later than April 3, 2020**, with the Clerk of Court, United States District Court for the Eastern District of Michigan, Southern Division, Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226, and mailed to the following counsel, **postmarked no later than April 3, 2020**:

Gregory P. Hansel
PRETI, FLAHERTY, BELIVEAU
& PACHIOS LLP
One City Center, P.O. Box 9546
Portland, ME 04112-9546
Telephone: (207) 791-3000

Eugene A. Spector
SPECTOR ROSEMAN & KODROFF, P.C.
Two Commerce Square
2001 Market Street, Suite 3420
Philadelphia, PA 19103
Telephone: (215) 496-0300

Steven A. Kanner
FREED KANNER LONDON
& MILLEN LLC
2201 Waukegan Road, Suite 130
Bannockburn, IL 60015
Telephone: (224) 632-4500

Joseph C. Kohn
KOHN, SWIFT & GRAF, P.C.
1600 Market Street, Suite 2500
Philadelphia, PA 19103
Telephone: (215) 238-1700

Co-Lead Counsel for the Direct Purchaser Settlement Classes

Charles B. Sklarsky
JENNER & BLOCK LLP
353 N. Clark Street
Chicago, IL 60654
Telephone: (312) 222-9350

Counsel for the Mitsubishi Electric Defendants

Craig P. Seebald
VINSON & ELKINS LLP
2200 Pennsylvania Ave NW
Suite 500-W
Washington, DC 20037
Telephone: (202) 639-6500

Counsel for the HIAMS Defendants

Steven F. Cherry
WILMER CUTLER PICKERING
HALE AND DORR LLP
1875 Pennsylvania Avenue, NW
Washington, DC 20006
Telephone: (202) 663-6000

Counsel for the DENSO Defendants

Abram J. Ellis
SIMPSON THACHER & BARTLETT LLP
900 G Street, NW
Washington, D.C. 20001
Telephone: (202) 636-5500

Counsel for the Diamond Electric Defendants

If you do not object to any of the proposed settlements, or to the related matters set forth above, you do not need to appear at the hearing or take any other action at this time. **You must, however, complete and timely submit a Claim Form if you wish to share in the distribution of the Ignition Coils Settlement Fund.**

WHAT SHOULD I DO IF I WANT ADDITIONAL INFORMATION OR IF MY ADDRESS CHANGES?

If this Notice reached you at an address other than the one on the mailing label, or if your address changes, please send your correct address to: Ignition Coils Direct Purchaser Antitrust Litigation, Settlement Administrator, P.O. Box 2691, Portland, OR 97208-2691.

The Settlement Agreements, Complaints, and other public Documents filed in this litigation are available for review during normal business hours at the offices of the Clerk of Court, United States District Court for the Eastern District of Michigan, Southern Division, Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226, and through the Court's Public Access to Court Electronic Records (PACER) system after registration and payment of a modest fee. Copies of the Settlement Agreements and certain other Documents relevant to this litigation are available at www.AutoPartsAntitrustLitigation.com/IgnitionCoils. Questions concerning the proposed Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlements, this Notice, or the litigation may be directed to any of the Co-Lead Settlement Class Counsel identified above.

Please do not contact the Clerk of the Court or the Judge.

Dated: February 7, 2020

BY ORDER OF:

The United States District Court for the Eastern District
of Michigan, Southern Division

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE AUTOMOTIVE PARTS
ANTITRUST LITIGATION

CASE NO. 12-MD-02311
Honorable Marianne O. Battani

IN RE: IGNITION COILS

THIS RELATES TO:
ALL DIRECT PURCHASER ACTIONS

2:13-cv-01401-MOB-MKM
2:15-cv-11830-MOB-MKM

**IMPORTANT NOTICE TO PURCHASERS OF IGNITION COILS
PLEASE READ THIS ENTIRE DOCUMENT CAREFULLY.**

YOU MUST COMPLETE AND SUBMIT A CLAIM FORM, POSTMARKED ON OR BEFORE MAY 22, 2020, TO BE ELIGIBLE TO SHARE IN THE DISTRIBUTION OF THE PROCEEDS OF SETTLEMENTS WITH THE MITSUBISHI ELECTRIC, HIAMS, DENSO, AND DIAMOND ELECTRIC DEFENDANTS.

INSTRUCTIONS FOR COMPLETING A CLAIM FORM

If you are a **direct** purchaser of Ignition Coils (and you have remained in any or all of the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes), you may be entitled to share in the distribution of the proceeds of settlements with those Defendants (the “Settlement Fund”). To receive your share of the Settlement Fund, you or a person you have authorized to act on your behalf must submit a timely and valid Claim Form in accordance with the instructions set forth herein.

Please note that if you have chosen to be excluded from any of the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes, you may not participate in the distribution of the Settlement Funds attributable to the settlement with that Defendant.

Eligibility: You are eligible to submit a claim seeking to share in the distribution of the Settlement Fund if, during the period from January 1, 2000 through March 12, 2018 (the “Class Period”), you purchased Ignition Coils in the United States **directly** from one or more of the following companies (including their parents (for DENSO Settlement Class), subsidiaries, affiliates, and joint ventures (for Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes)): (1) DENSO Corporation; (2) DENSO International America, Inc.; (3) DENSO Products & Services Americas, Inc. (f/k/a DENSO Sales California, Inc.); (4) DENSO Korea Corporation (f/k/a separately as DENSO International Korea Corporation and DENSO Korea Automotive Corporation); (5) Diamond Electric Mfg. Co., Ltd.; (6) Diamond Electric Mfg. Corporation; (7) Hitachi, Ltd.; (8) Hitachi Automotive Systems, Ltd.; (9) Hitachi Automotive Systems Americas, Inc.; (10) Mitsubishi Electric Corp.; (11) Mitsubishi Electric US Holdings, Inc.; (12) Mitsubishi Electric Automotive America, Inc.; (13) Hanshin Electric Manufacturing Co., Ltd.; (14) Toyo DENSO Co., Ltd.; (15) Weastec, Inc.; and (16) Yura Corp.

The meaning of the term “Ignition Coils” is defined in each settlement agreement, but generally means devices that are part of a vehicle’s fuel ignition system and release electric energy to ignite a fuel mixture.

Submission of Claim: Each Claim Form must be signed and verified by the claimant or a person authorized to act on behalf of the claimant, and must be **postmarked no later than May 22, 2020**. Claim Forms should be addressed to:

Ignition Coils Direct Purchaser Antitrust Litigation
Settlement Administrator
P.O. Box 2691
Portland, OR 97208-2691

Do **not** send your Claim Form to the Court or to any of the parties or their counsel. If you receive multiple copies of the Claim Form, complete only one Claim Form covering all of your qualifying purchases. Do not submit more than one claim, and do not submit duplicate claims.

Please note that it will take a significant amount of time to process all of the Claim Forms and to administer the Settlement Fund. This work will be completed as promptly as time permits, given the need to review each Claim Form. Accurate claims processing takes a significant amount of time. Thank you for your patience.

Photocopies of Form: A claim may be submitted on a photocopy of the Claim Form. Other forms, or altered versions of the Claim Form, will not be accepted. Additional copies of the Claim Form may be requested from the Settlement Administrator or obtained at the settlement website, www.AutoPartsAntitrustLitigation.com/IgnitionCoils.

Completion and Support of Claim: Please type or neatly print all requested information. Failure to complete all parts of the Claim Form may result in denial of the claim, delay its processing, or otherwise adversely affect the claim. All information submitted in a Claim Form is subject to further inquiry and verification. The Settlement Administrator may ask you to provide supporting information. Failure to provide requested information also might delay, adversely affect, or result in denial of the claim.

The Claim Form asks for certain information relating to your purchases of Ignition Coils, a description of available documentation that supports your claimed purchases, and summary totals of your purchases from each Defendant and for each year during the class period.

ONLY INCLUDE IN YOUR CLAIM FORM PURCHASES OF IGNITION COILS IN THE UNITED STATES *DIRECTLY* FROM ONE OR MORE OF THE COMPANIES LISTED ABOVE UNDER THE “ELIGIBILITY” HEADING DURING THE PERIOD FROM JANUARY 1, 2000 TO MARCH 12, 2018.

INDIRECT PURCHASES ARE NOT ELIGIBLE.

Schedule of Purchases: General Worksheet: Please fill out the Schedule of Purchases: General Worksheet with the company names, the quantity of products purchased, and purchase totals for each year of the Class Period (January 1, 2000 through March 12, 2018) in which you directly purchased Ignition Coils in the United States. If you have questions regarding the completion of the Schedule of Purchases, please contact the Settlement Administrator via email at info@AutoPartsAntitrustLitigation-IC.com, or by calling 1-888-526-1645.

Claims of Separate Entities: Each corporation, trust, or other business entity making a claim must submit its claim on a separate Claim Form.

Taxpayer Identification Number: A Claim Form is not complete without the federal taxpayer identification number of the claimant.

Keep a Copy: You should keep a copy of your completed Claim Form for your records. You should also retain all of your documents and records relating to **direct** purchases of Ignition Coils in the United States from any of the listed companies during the period from January 1, 2000 through March 12, 2018. As part of the claims administration process, you may be required to verify certain information about your Ignition Coils purchases such as the quantity of product(s) purchased, the type of product(s) purchased, the dollar amount(s), the date(s) of the purchase(s), and the company(ies) from which you **directly** purchased the Ignition Coils. You may be asked to submit purchase records to verify your claim.

Confirmation of Receipt of Claim: The receipt of Claim Forms will **not** be confirmed or acknowledged automatically by the Settlement Administrator. If you wish to have confirmation that your Claim Form has been received, send it by certified mail, return receipt requested.

Assistance: If you have any questions concerning this Claim Form or need additional copies, contact the Settlement Administrator via mail at Ignition Coils Direct Purchaser Antitrust Litigation, Settlement Administrator, P.O. Box 2691, Portland, OR 97208-2691, via email at info@AutoPartsAntitrustLitigation-IC.com, or by telephone at 1-888-526-1645. You may also contact your own attorney or other person to assist you, at your own expense.

NOTICE REGARDING SOLICITATIONS FROM CLAIMS ASSISTANCE COMPANIES: THERE ARE COMPANIES THAT CONTACT CLASS MEMBERS TO OFFER ASSISTANCE IN FILING A CLAIM IN EXCHANGE FOR A PORTION OF ANY SETTLEMENT FUNDS THE CLASS MEMBER MAY RECOVER. THESE COMPANIES ARE NOT AFFILIATED WITH PLAINTIFF OR DEFENDANTS OR THEIR COUNSEL, AND YOU DO NOT NEED TO USE THEM TO FILE A CLAIM.

Please indicate whether the person filing this claim is a direct filer or a third party filer (select only one):

☐ **Direct Filer** (you, or your company, made the direct purchases of Ignition Coils during the Class Period)

☐ **Third Party Filer** (you, or your company, are authorized to file this claim on behalf of the claimant listed below)

If you selected “**Direct Filer**,” please indicate your (the claimant’s) name and contact information in Section II (“Claimant Information”). Then, skip Section III, and proceed directly to Section IV.

II. CLAIMANT INFORMATION

Claimant Name (Individual or Entity):

[illegible]

Address 1:

[illegible]

Address 2:

[illegible]

City:

[illegible]

State:

--	--

ZIP Code:

--	--	--	--	--

Country:

[illegible]

Contact Person:

[illegible]

Contact Person E-Mail Address:

[illegible]

Contact Person Phone Number:

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Claimant is a (Check one):

☐ Corporation ☐ Individual ☐ Trustee in Bankruptcy ☐ Partnership ☐ Other

If the claimant on whose behalf this claim is being submitted acquired the rights that are the basis of their claim from some other person or entity (as assignee, transferee, successor, or otherwise), please check the box below and attach copies of legal documents that support the acquisition of your claim.

☐ This claim is based upon an assignment or transfer and I have attached copies of supporting legal documents.

III. THIRD PARTY FILER INFORMATION

Only complete this section if you selected “Third Party Filer” at the start of Section I. Please note: As a Third Party Filer, you are required to provide supporting documents demonstrating the authorization to file on behalf of the claimant. If no documentation is provided upon submission of this claim, the Settlement Administrator will request the documentation prior to completion of processing.

Filer Entity (if applicable):

[illegible]

Address 1:

[illegible]

Address 2:

[illegible]

City:

[illegible]

State:

--	--

ZIP Code:

--	--	--	--	--

Country:

[illegible]

Contact Person:

[illegible]

Contact Person E-Mail Address:

[illegible]

Contact Person Phone Number:

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PLEASE PROMPTLY NOTIFY THE SETTLEMENT ADMINISTRATOR OF ANY CHANGE IN THE INFORMATION SET FORTH ABOVE.

IV. PURCHASES

On the attached Schedule of Purchases: General Worksheet, list the total amount of **direct** purchases of Ignition Coils in the United States from each company listed in the “**Eligibility**” section above for each year during the period from January 1, 2000 through March 12, 2018. **The purchase amounts must be the net amounts paid after deducting any discounts, rebates, price reductions, taxes, or delivery and freight charges, and must be provided in United States dollar (USD) currency. Purchases from companies that are not listed above, or are in non-USD currency, should not be included.**

When records are available to allow you to calculate and document the dollar amount of your purchases, you must base your purchase information on these records.

When records are not available, you may submit purchase information based on estimates. Estimates can be based on extrapolation from similar circumstances in analogous contexts in the same year (for which you have documentation), or extrapolation from the same or nearly the same circumstances, but in other years (for which you have documentation), or from reports of actual or estimated vehicle production and your records or estimates of the value of Ignition Coils content per vehicle. For example, if you have no records allowing you to calculate your purchases in 2004, you may calculate those purchases by using available records dated as close to that year as possible (e.g., 2003 or 2005), adjusting for appropriate volume differences and any inflationary unit costs.

Please note that your claim is subject to audit by the Settlement Administrator and you may, at a later time, be required to provide copies of some or all of the underlying documentation supporting your claim. Therefore, please retain your documentation until this litigation has been concluded and the claims review process has been completed. If you submit your purchase information based on estimates, or sales data and trends, you may be required to explain how you calculated the estimated purchases, and you may be required to provide the documents you used as a basis for your estimates. You should retain those documents until this litigation has been concluded and the claims review process has been completed.

Here, provide a brief description of the documents (e.g., invoices, purchase journals, accounts payable journals, etc.) or estimation methods used to calculate your claimed purchases:

FAILURE TO COMPLY WITH THE ABOVE INSTRUCTIONS REGARDING PURCHASES MAY RESULT IN A DELAY PROCESSING YOUR CLAIM.

V. EXCLUSION FROM SETTLEMENT CLASS

Identify the Settlement Class(es), if any, **from which you excluded yourself**. If you have not excluded yourself from any of the Settlement Classes, mark "None" and proceed to Section VI:

- ☐ Mitsubishi Electric
- ☐ HIAMS
- ☐ DENSO
- ☐ Diamond Electric
- ☐ None

Please note, this does not constitute a formal request for exclusion. In order to formally request exclusion, if you have not already done so, please refer to the instructions provided in the Notice of Proposed Settlements with Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants.

VI. SUBSTITUTE FORM W-9 AND CERTIFICATION

Each claimant must provide the following tax information, required by the IRS. If the correct information is not provided, a portion of any payment that the claimant may be entitled to receive from the Settlement Fund may be withheld for tax purposes.

Claimant's federal taxpayer identification number is:

Employer Identification Number
(for corporations, trusts, etc.)

Social Security Number
(for individuals)

$$\begin{array}{|c|c|} \hline & \\ \hline \end{array} - \begin{array}{|c|c|c|c|c|c|c|} \hline & & & & & & & \\ \hline \end{array} \quad \text{or} \quad \begin{array}{|c|c|c|} \hline & & \\ \hline \end{array} - \begin{array}{|c|c|} \hline & \\ \hline \end{array} - \begin{array}{|c|c|c|c|c|} \hline & & & & \\ \hline \end{array}$$

Business Name **OR** Name of taxpayer whose identification number is written above:

[illegible]

I certify that the above federal taxpayer identification number is correct, that taxpayer is **NOT** subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code, that the taxpayer is a U.S. person or entity, and that the taxpayer is exempt from FATCA reporting.

NOTE: If you have been notified by the IRS that you are subject to backup withholding, please strike out the word “**NOT**” in the previous sentence. Instructions regarding IRS Form W-9 are available at the Internal Revenue Service website at www.IRS.gov.

THE INTERNAL REVENUE SERVICE DOES NOT REQUIRE YOUR CONSENT TO ANY PROVISION OF THIS DOCUMENT OTHER THAN THE CERTIFICATIONS REQUIRED TO AVOID BACKUP WITHHOLDING.

I, _____, declare under penalty of perjury that the information contained in this Claim Form is true and correct to the best of my knowledge and belief, that I am authorized to sign and submit this claim on behalf of the claimant, that the specific purchases of Ignition Coils listed were made by the claimant **directly** from the companies listed, that the claimant is a member of any of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes and has not requested exclusion from all of those Settlement Classes, that this claim is the only claim being submitted by the claimant, that the claimant does not know of any other claim being submitted for the same purchases, that the claimant has not transferred or assigned its claims, and that I have read the accompanying Instructions and the Notice of Proposed Settlements with Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants. Claimant submits to the exclusive jurisdiction of the United States District Court for the Eastern District of Michigan for the purpose of investigation or discovery (if necessary) with respect to this claim and any proceeding or dispute arising out of or relating to this claim. The filing of a false claim is a violation of the criminal laws of the United States and may subject the violator to criminal penalties.

Date:

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MM DD YYYY

Signature

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Printed Name

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Title of position (If claimant is not an individual)

SCHEDULE OF PURCHASES: GENERAL WORKSHEET

Please fill out the charts on both sides (front and back) of the Schedule of Purchases: General Worksheet, listing the quantity of products purchased and purchase totals for each Defendant (including their parents, subsidiaries, affiliates, and joint ventures) and year of the Class Period (January 1, 2000 through March 12, 2018) in which you directly purchased Ignition Coils in the United States. If you have questions regarding the completion of the Schedule of Purchases, please contact the Settlement Administrator via email at info@AutoPartsAntitrustLitigation-IC.com, or by calling 1-888-526-1645.

Year Purchased	Denso Defendants ¹		Diamond Defendants ²		Hanshin Electric Defendants ³		HIAMS Defendants ⁴	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
2000		(\$)		(\$)		(\$)		(\$)
2001		(\$)		(\$)		(\$)		(\$)
2002		(\$)		(\$)		(\$)		(\$)
2003		(\$)		(\$)		(\$)		(\$)
2004		(\$)		(\$)		(\$)		(\$)
2005		(\$)		(\$)		(\$)		(\$)
2006		(\$)		(\$)		(\$)		(\$)
2007		(\$)		(\$)		(\$)		(\$)

List the quantity of products purchased and dollar amount of **direct purchases** of Ignition Coils from each of the Defendants for each year during the Class Period. The purchase amounts must be the net amounts paid after deducting any discounts, rebates, taxes, delivery, and freight charges **INDIRECT PURCHASES ARE NOT ELIGIBLE**.

¹ DENSO Corporation, DENSO International America, Inc., DENSO Products & Services Americas, Inc. (f/k/a DENSO Sales California, Inc.), and/or DENSO Korea Corporation (f/k/a separately as DENSO International Korea Corporation and DENSO Korea Automotive Corporation).

² Diamond Electric Mfg. Co., Ltd., and/or Diamond Electric Mfg. Corporation.

³ Hanshin Electric Manufacturing Co., Ltd.

⁴ Hitachi, Ltd., Hitachi Automotive Systems, Ltd., and/or Hitachi Automotive Systems Americas, Inc.

Year Purchased (cont.)	Denso Defendants		Diamond Defendants		Hanshin Electric Defendants		HIAMS Defendants	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
2008		(\$)		(\$)		(\$)		(\$)
2009		(\$)		(\$)		(\$)		(\$)
2010		(\$)		(\$)		(\$)		(\$)
2011		(\$)		(\$)		(\$)		(\$)
2012		(\$)		(\$)		(\$)		(\$)
2013		(\$)		(\$)		(\$)		(\$)
2014		(\$)		(\$)		(\$)		(\$)
2015		(\$)		(\$)		(\$)		(\$)
2016		(\$)		(\$)		(\$)		(\$)
2017		(\$)		(\$)		(\$)		(\$)
1/1/2018 through 3/12/2018		(\$)		(\$)		(\$)		(\$)
TOTAL AMOUNT PURCHASED (Required)		(\$)		(\$)		(\$)		(\$)

SCHEDULE OF PURCHASES: GENERAL WORKSHEET

Please fill out the charts on both sides (front and back) of the Schedule of Purchases: General Worksheet, listing the quantity of products purchased and purchase totals for each Defendant (including their parents, subsidiaries, affiliates, and joint ventures) and year of the Class Period (January 1, 2000 through March 12, 2018) in which you directly purchased Ignition Coils in the United States. A full version of this claim and worksheet is available on the settlement website, www.AutoPartsAntitrustLitigation.com. If you have questions regarding the completion of the Schedule of Purchases, please contact the Settlement Administrator via email at info@AutoPartsAntitrustLitigation-IC.com, or by calling 1-888-526-1645.

Year Purchased	Mitsubishi Electric Defendants ⁵		Toyo DENSO Defendants ⁶		Weastec Defendants ⁷		Yura Defendants ⁸	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
2000		(\$)		(\$)		(\$)		(\$)
2001		(\$)		(\$)		(\$)		(\$)
2002		(\$)		(\$)		(\$)		(\$)
2003		(\$)		(\$)		(\$)		(\$)
2004		(\$)		(\$)		(\$)		(\$)
2005		(\$)		(\$)		(\$)		(\$)
2006		(\$)		(\$)		(\$)		(\$)
2007		(\$)		(\$)		(\$)		(\$)

List the quantity of products purchased and dollar amount of **direct purchases** of Ignition Coils from each of the Defendants for each year during the Class Period. The purchase amounts must be the net amounts paid after deducting any discounts, rebates, taxes, delivery, and freight charges. **INDIRECT PURCHASES ARE NOT ELIGIBLE.**

⁵ Mitsubishi Electric Corporation, Mitsubishi Electric US Holdings, Inc., and/or Mitsubishi Electric Automotive America, Inc.

⁶ Toyo DENSO Co., Ltd.

⁷ Weastec, Inc.

⁸ Yura Corp.

Year Purchased (cont.)	Mitsubishi Electric Defendants		Toyo DENSO Defendants		Weastec Defendants		Yura Defendants	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
2008		(\$)		(\$)		(\$)		(\$)
2009		(\$)		(\$)		(\$)		(\$)
2010		(\$)		(\$)		(\$)		(\$)
2011		(\$)		(\$)		(\$)		(\$)
2012		(\$)		(\$)		(\$)		(\$)
2013		(\$)		(\$)		(\$)		(\$)
2014		(\$)		(\$)		(\$)		(\$)
2015		(\$)		(\$)		(\$)		(\$)
2016		(\$)		(\$)		(\$)		(\$)
2017		(\$)		(\$)		(\$)		(\$)
1/1/2018 through 3/12/2018		(\$)		(\$)		(\$)		(\$)
TOTAL AMOUNT PURCHASED (Required)		(\$)		(\$)		(\$)		(\$)

EXHIBIT B

CONFIRMATION OF PUBLICATION

IN THE MATTER OF: *Auto Parts – Ignition Coils*

I, Kathleen Komraus, hereby certify that

- (a) I am the Media & Design Manager at Epiq Class Action & Claims Solutions, a noticing administrator, and;
- (b) The Notice of which the annexed is a copy was published in the following publications on the following date:

2.17.2020 – Automotive News

2.17.2020 – PR Newswire's Auto Wire

- (c) Banner advertisements are appearing on the following digital properties on the following dates:

2.17.2020 – 3.11.2020 – Automotive News (AutoNews.com)

x Kathleen Komraus
(Signature)

Media & Design Manager
(Title)

Automotive News

FEBRUARY 17, 2020

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\$169/YEAR; \$6/COPY

Dealer optimism builds for '20

Profit potential strongest in used, service

David Muller
dmuller@crain.com

A looming, unavoidable downturn seemed to hang like a storm cloud as dealers headed to the 2019 NADA Show. A year later, it seems the skies are clearing.

Auto retailers generally seem more optimistic, as potential profits from used-vehicle sales and the service business, plus stronger economic trends, drive a rosier outlook for 2020.

"Going into 2019, there was a prediction that [we] may have a recession," said Lee Payne, owner of

Planet Honda and Planet Hyundai stores in Golden, Colo. "The stock market took a big hit at the end of 2018, and I think that was a little bit of a hangover... Everybody was kind of waiting for the business to get bad. You don't hear that talk now."

A recession hasn't materialized, and macroeconomics have been generally favorable for auto retail. Dealers seem encouraged, for the most part.



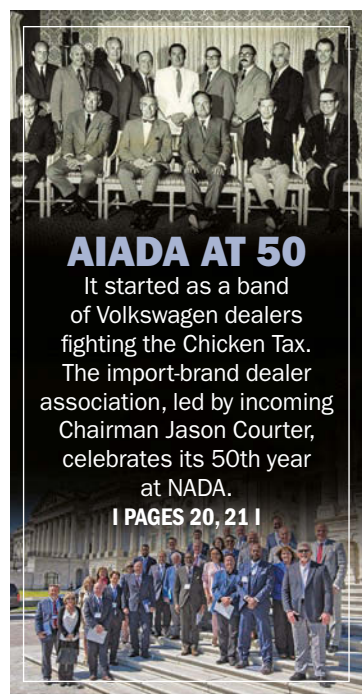
Manzi: Economic outlook better

■ Lithia's aggressive growth targets could spur it to become largest retailer in the U.S. | PAGE 3 |

An *Automotive News* survey of 189 dealership executives shows general optimism about the business for 2020 — though dealers did express worry the presidential election could be a drag on results. And long term, they are concerned about the future of the franchised dealership model.

Nearly half of survey respondents said they expect their overall business to be better or much better in 2020. A little more than a third expect things to stay

see **SURVEY**, Page 39



AIADA AT 50

It started as a band of Volkswagen dealers fighting the Chicken Tax. The import-brand dealer association, led by incoming Chairman Jason Courter, celebrates its 50th year at NADA.

| PAGES 20, 21 |

Nissan lays out plan to reverse U.S. slump

New models, dealer bonuses are planned

Hans Greimel
hgreimel@crain.com

YOKOHAMA, Japan — Posting its first quarterly net loss since the Great Recession, Nissan outlined a three-point plan to reverse its tumbling fortunes in the key U.S. market.

The strategy is to make U.S. vehicle sales more profitable, introduce eight new U.S. models and make sure dealers are on board with the plan.



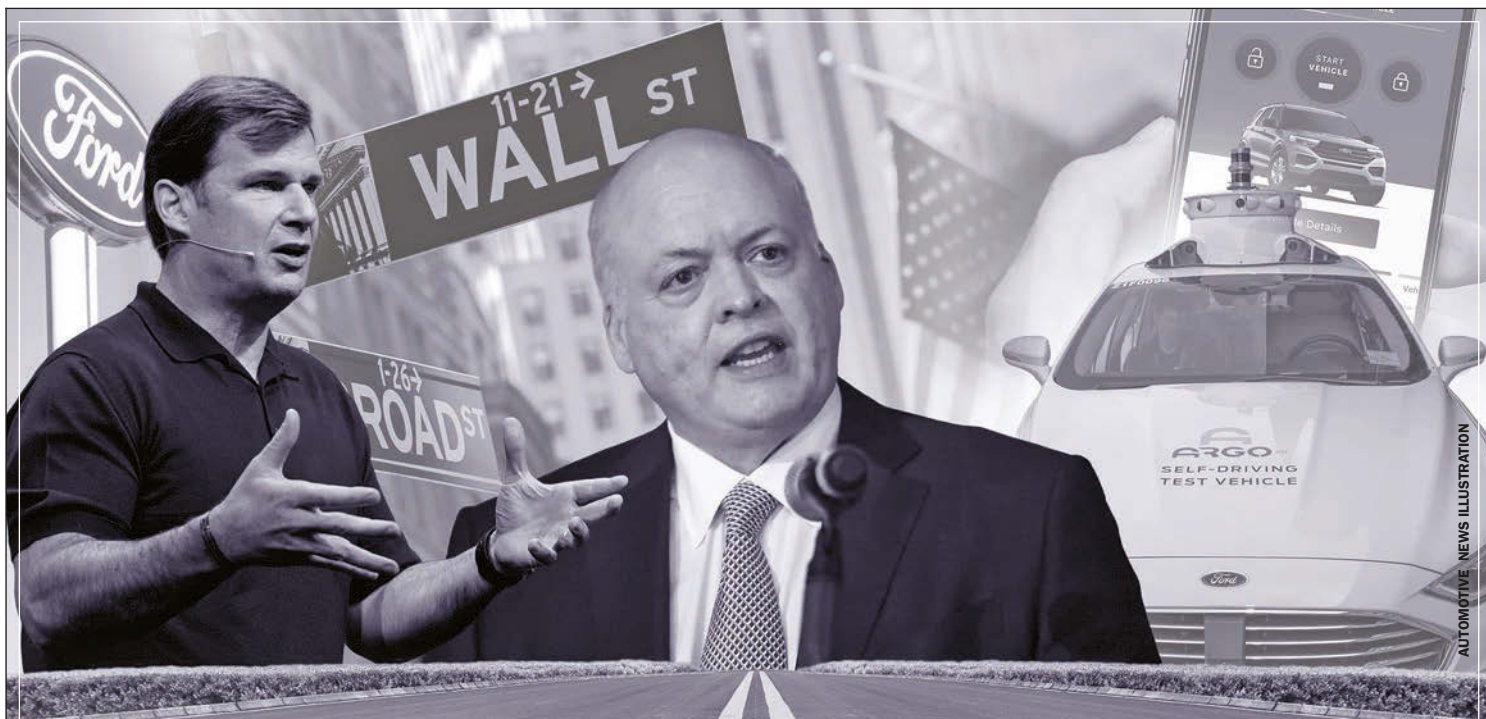
Uchida: "It will take more time."

But CEO Mako-to Uchida, who took office Dec. 1, pleaded for patience with a global recovery campaign that still hasn't crystalized. Hard times will continue into the coming year, he warned.

"We thought that 2019 would be a bottom, and from 2020 onward, we envisioned a picture of growth," Uchida said while announcing last week that the carmaker slumped

see **NISSAN**, Page 40

■ Nissan plans a reboot of its Frontier midsize pickup | PAGE 8 |



SINGULAR VISION

In making Farley COO, Ford shows need to integrate auto, mobility goals

Michael Martinez
mdmartinez@crain.com

DETROIT — Former Ford Motor Co. CEO Mark Fields was fond of saying the automaker had "one foot in today and one foot in tomorrow."

His successor, Jim Hackett, rejected that two-pronged approach to the business, noting at his 2017 introductory press conference that "you won't hear us talking about emerging versus core." But by appointing Joe Hinrichs as president of automotive and Jim Farley as president of new business, technology and strategy last year, Hackett still effectively split the responsibilities of his top two

"There will be no chasm in this relationship between all those capabilities, and that's the advantage we get with this move."

Jim Hackett, CEO, Ford Motor Co.

lieutenants between today and tomorrow.

Hackett's latest management shake-up — the abrupt retirement of Hinrichs, 53, and the promotion of Farley, 57, to COO — was an admission that Ford needed a singular strategic vision more seamlessly integrating

connectivity, electrification and emerging mobility services.

"It's my judgment the time is to move with urgency now to integrate and accelerate Ford's transformation into this higher-growth, higher-margin business," Hackett told reporters, calling Farley "a partner who will work together to unite the Ford businesses."

Farley's many responsibilities include oversight of product development, purchasing, manufacturing, marketing, sales, service and quality — in addition to his leadership of Ford Smart Mobility, Ford Autonomous Vehicles and the company's partnership with

see **FORD**, Page 39



AutoNation CEO: Used expansion a possibility

Melissa Burden
mburden@crain.com

With AutoNation Inc.'s five stand-alone used-vehicle stores breaking even in the past three quarters, the CEO of the country's largest new-vehicle retailer now indicates expansion of that AutoNation USA business is a possibility through new builds or acquisitions.

The second quarter of 2019 marked the first time the AutoNation USA

portfolio had broken even since the stores launched in 2017 and 2018 as part of AutoNation's broader brand extension strategy. The AutoNation USA stores then broke even again in the third and fourth quarters.

AutoNation CEO Cheryl Miller told *Automotive News* last week that she was pleased with the stores' performance. When asked whether the company has plans to expand the number of AutoNation USA stores,

Miller said: "We haven't announced any formal plans on next locations, but we're certainly evaluating the entire used landscape."

AutoNation did not release sales figures for AutoNation USA, but AutoNation Chief Marketing Officer Marc Cannon said sales volume has steadily grown each quarter. He said Henderson, Nev., and Phoenix stores "hit their stride" during the past six months.

The company said its same-store

used-vehicle sales increased 9.8 percent to 58,467 vehicles in the fourth quarter. Same-store used-vehicle gross profit jumped 21 percent to \$88.1 million. Used-vehicle growth helped boost AutoNation's fourth-quarter net income from continuing operations.

Miller told analysts in a call last week that AutoNation wants to get additional sustainable volume through its AutoNation USA stores to

ensure long-term viability.

In 2016, then-AutoNation CEO Mike Jackson said an additional 20 AutoNation USA stores were considered as possible sites. In 2018, AutoNation said it would pause those expansion plans.

"But we wanted to make sure we have a sustainable path as we look at the next phase of rollout of used broadly," Miller told analysts last week. **AN**



The Genesis G80 was the top-ranked midsize premium car, followed by Audi's A7 and A6.

Genesis, Lexus lead J.D. Power reliability study

Sarah Kominek
skominek@crain.com

Genesis, with two nameplates, ranked highest in J.D. Power's annual survey of light-vehicle reliability after three years of ownership, while Buick placed highest among mass-market brands and third overall.

The 2020 Vehicle Dependability Study marks the first year Genesis, Hyundai's luxury arm, has been included in the survey.

For 2017, Genesis marketed just two vehicles — the G80 and G90 sedans.

Lexus, the top brand in the study the past eight years, fell to second place overall.

The survey, conducted for 31 years, tracks problems per 100 vehicles during a 12-month period by owners of 3-year-old vehicles.

J.D. Power said 2017 models averaged 134 problems per 100 vehicles studied, a slight improvement over 2016 models tracked in last year's study.

Across all brands, the reliability of 3-year-old vehicles improved 1.5 percent from last year, Power said in a statement: 18 brands saw improvement, while 13 — including Toyota, BMW, Chevrolet, Hyundai and Kia — reported more problems.

"Despite the increased adoption of complex vehicle technology, dependability continues to improve," Dave Sargent, vice president of global automotive at J.D. Power, said in a statement.

The Lexus ES sedan, with 52 problems reported per 100 vehicles surveyed, was the highest-ranked vehicle in the 2020 study, and the best model ever tracked, J.D. Power said.

Tesla was not a part of the study.

"For certain states J.D. Power needs the manufacturer's permission to contact their customers," Sargent said in an emailed statement. "These states make up approximately 70 percent of Tesla's sales volume,

Ranking brands

J.D. Power 2020 U.S. Vehicle Dependability Study; brands ranked by problems per 100 vehicles	
Genesis	89
Lexus	100
Buick	103
Porsche	104
Toyota	113
Volkswagen	116
Lincoln	119
BMW	123
Chevrolet	123
Ford	126
Mazda	130
Cadillac	131
Hyundai	132
Kia	132
Industry average	134
Audi	136
Nissan	136
Acura	139
Honda	139
Ram	140
Mitsubishi	146
Mini	147
Mercedes-Benz	152
Subaru	154
Infiniti	155
Dodge	158
Jeep	159
Fiat	160
GMC	162
Volvo	185
Jaguar	186
Chrysler	214
Land Rover	220

and Tesla does not give J.D. Power approval in these states" as other automakers do. Rather than report based on what might be an "unrepresentative sample," the brand is excluded, he said.

A Tesla spokesman could not be reached for comment by *Automotive News*. **AN**

LEGAL NOTICE

IF YOU PURCHASED IGNITION COILS IN THE UNITED STATES DIRECTLY FROM ANY OF THE ENTITIES IDENTIFIED BELOW FROM JANUARY 1, 2000 THROUGH MARCH 12, 2018, YOUR LEGAL RIGHTS MAY BE AFFECTED BY PROPOSED SETTLEMENTS WITH THE MITSUBISHI ELECTRIC, HIAMS, DENSO, AND DIAMOND ELECTRIC DEFENDANTS

Proposed settlements totaling approximately \$5.94 million have been reached in *In re Automotive Parts Antitrust Litigation*, Master File No.12-md-02311, 2:13-cv-01401, 2:15-cv-11830 (E.D. Mich.), with the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants (collectively, the "Settlement Defendants").

What is the lawsuit about? This class action is part of coordinated legal proceedings involving Ignition Coils purchased in the United States directly from a Defendant (as defined below). These proceedings do not relate to, and have no effect upon, cases involving any other product.

The term "Ignition Coils" is defined in each settlement agreement, but generally means devices that are part of a vehicle's fuel ignition system and release electric energy to ignite a fuel mixture.

Direct Purchaser Plaintiff alleges that Defendants conspired to raise, fix, maintain, and stabilize prices, rig bids, and allocate the supply of Ignition Coils sold in the United States, in violation of federal antitrust laws. Plaintiff further alleges that as a result of the conspiracy, it and other direct purchasers of Ignition Coils were injured by paying more than they would have paid in the absence of the alleged illegal conduct.

Plaintiff has reached settlements with the Mitsubishi Electric Defendants, the HIAMS Defendants, the DENSO Defendants, and the Diamond Electric Defendants totaling \$5,940,332. Under the terms of the proposed settlements, Mitsubishi Electric will pay \$2,986,486, HIAMS will pay \$2,653,846, DENSO will pay \$100,000, and Diamond Electric will pay \$200,000 (the 4 settlement funds are collectively referred to as the "Ignition Coils Settlement Fund").

Who is included? The Court has preliminarily approved each of the 4 proposed settlements, and has provisionally certified the Mitsubishi Electric, HIAMS and DENSO Settlement Classes. You are a member of one or more of these Settlement Classes if you purchased Ignition Coils in the United States directly from any of the following entities (or depending on the specific settlement agreement, their parents, subsidiaries, affiliates or joint ventures, each a "Defendant") during the period from January 1, 2000 through March 12, 2018: DENSO Corporation; DENSO International America, Inc.; DENSO Products & Services Americas, Inc. (f/k/a DENSO Sales California, Inc.); DENSO Korea Corporation (f/k/a separately as DENSO International Korea Corporation and DENSO Korea Automotive Corporation); Diamond Electric Mfg. Co., Ltd.; Diamond Electric Mfg. Corp.; Hitachi, Ltd.; Hitachi Automotive Systems, Ltd.; Hitachi Automotive Systems Americas, Inc.; Mitsubishi Electric Corp.; Mitsubishi Electric US Holdings, Inc.; Mitsubishi Electric Automotive America, Inc.; Hanshin Electric Manufacturing Co., Ltd.; Toyo DENSO Co., Ltd.; Weastec, Inc.; and Yura Corp.

Plaintiff All European Auto Supply, Inc. has been appointed by the Court to serve as "Class Representative" for the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Classes. The Court has appointed the law firms of Freed Kanner London & Millen LLC, Kohn, Swift & Graf, P.C., Preti, Flaherty, Beliveau & Pachios LLP, and Spector Roseman & Kodroff, P.C. to serve as "Co-Lead Settlement Class Counsel" for the Settlement Classes. These firms, together with Cohen Milstein Sellers & Toll PLLC, which worked extensively with Co-Lead Settlement Class Counsel on this case, are referred to collectively as "Settlement Class Counsel."

A Notice of Proposed Settlements and Claim Form (the "Notice") was mailed to potential Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Settlement Class members on or about February 7, 2020. The Notice describes the litigation and options available to Settlement Class members with respect to the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlements in more detail. If you did not receive the Notice you may obtain a copy on the internet at www.AutoPartsAntitrustLitigation.com/IgnitionCoils, or by calling or writing to any of the following Co-Lead Settlement Class Counsel:

Gregory P. Hansel
PRETI, FLAHERTY, BELIVEAU & PACHIOS LLP
One City Center, P.O. Box 9546
Portland, ME 04112-9546
Telephone: (207) 791-3000

Joseph C. Kohn
KOHNSWIFT & GRAF, P.C.
1600 Market Street, Suite 2500
Philadelphia, PA 19103
Telephone: (215) 238-1700

Steven A. Kanner
FREED KANNER LONDON & MILLEN LLC
2201 Waukegan Road, Suite 130
Bannockburn, IL 60015
Telephone: (224) 632-4500

Eugene A. Spector
SPECTOR ROSEMAN & KODROFF, P.C.
Two Commerce Square
2001 Market Street, Suite 3420
Philadelphia, PA 19103
Telephone: (215) 496-0300

What do the settlements provide? Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric have agreed to pay a total of \$5,940,332 to settle the Class Members' claims against them. As part of their respective settlements, the Mitsubishi Electric, HIAMS, and DENSO Defendants have each agreed to cooperate with Settlement Class Counsel in the prosecution of claims against any other Defendant, should the need for such cooperation arise.

Your rights may be affected. If you are a member of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes you will automatically remain a member of those Settlement Classes unless you elect to be excluded. If you wish to remain in a Settlement Class, you do not need to take any action at this time and your interests will be represented by the Class Representative and by Settlement Class Counsel. **In order to share in the proceeds of any of the Mitsubishi Electric, HIAMS, DENSO or Diamond Electric settlements, however, you must complete and timely submit a copy of the Claim Form that was mailed to potential Settlement Class members along with the Notice, postmarked on or before May 22, 2020.**

If you wish to exclude yourself from any of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes (or all of them), you must send a request for exclusion, in writing, by certified mail, return receipt requested, **postmarked no later than April 3, 2020**, in accordance with the procedures set forth in the Notice. If you validly exclude yourself from any of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes (or all of them), you will not be bound by any decision concerning that settlement class and you can pursue individually any claims you may have against that Defendant (at your own expense), but you will not be eligible to share in the settlement proceeds attributable to that Defendant.

If you remain a member of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes, you have the right to object to that proposed settlement, or to the proposed plan of distribution of the Ignition Coils Settlement Fund, or to Settlement Class Counsel's requests for an award of attorneys' fees and litigation costs and expenses, and an incentive payment to the Class Representative, by following the procedures set forth in the Notice. **Your objection must be filed no later than April 3, 2020.**

The Court has scheduled a hearing on June 17, 2020, to consider whether to approve: the proposed settlements; the proposed plan of distribution of settlement funds; and Settlement Class Counsel's requests for an award of attorneys' fees and litigation costs and expenses, and an incentive payment to the Class Representative. The hearing may be continued without further notice to you.

If you believe you are a member of any of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric Settlement Classes, you are urged to obtain a copy of the Notice, which explains your rights regarding the settlements and related matters.

If you have questions concerning this litigation, you may contact any of the Settlement Class Counsel identified above. **Do not contact the Clerk of the Court or the Judge.**
Dated: February 17, 2020
BY ORDER OF:
The United States District Court for the Eastern District of Michigan, Southern Division

\$5,940,332 in Settlements Reached with Ignition Coils Manufacturers in Price Fixing Class Action Lawsuit

NEWS PROVIDED BY

United States District Court for the Eastern District of Michigan Southern Division →

Feb 17, 2020, 08:00 ET

DETROIT, Feb. 17, 2020 /PRNewswire/ -- Preti, Flaherty, Beliveau & Pachios, LLP; Freed Kanner London & Millen LLC; Kohn, Swift & Graf, P.C.; Spector Roseman & Kodroff, P.C.; and Cohen Milstein Sellers & Toll PLLC ("Settlement Class Counsel") announce that the United States District Court for the Eastern District of Michigan Southern Division ("Court") has approved the following announcement of proposed class action settlements with the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants. The lawsuit claimed that Defendants conspired to raise, fix, maintain, and stabilize prices, rig bids, and allocate the supply of Ignition Coils sold in the United States, in violation of federal antitrust laws.

The settlements affect those who purchased Ignition Coils in the United States between January 1, 2000 and March 12, 2018 directly from any of the following entities (or depending on the specific settlement agreement, their parents, subsidiaries, affiliates and joint ventures): DENSO Corporation; DENSO International America, Inc.; DENSO Products & Services Americas, Inc. (f/k/a DENSO Sales California, Inc.); DENSO Korea Corporation (f/k/a separately as DENSO International Korea Corporation and DENSO Korea Automotive Corporation); Diamond Electric Mfg. Co., Ltd.; Diamond Electric Mfg. Corporation; Hitachi, Ltd.; Hitachi Automotive Systems, Ltd.; Hitachi Automotive Systems Americas, Inc.; Mitsubishi Electric Corp.; Mitsubishi Electric US Holdings, Inc.; Mitsubishi Electric Automotive America, Inc.; Hanshin Electric Manufacturing Co., Ltd.; Toyo DENSO Co., Ltd.; Weastec, Inc.; and Yura Corp.

A hearing will be held on June 17, 2020, at 1:30 p.m., before the Honorable Marianne O. Battani, United States District Judge, at the Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226, Courtroom 250 (or such other courtroom as may be assigned for the hearing), for the purpose of determining: (1) whether the proposed settlements with the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric Defendants totaling \$5,940,332 should be approved by the Court as fair, reasonable and adequate; (2) whether the Court should approve the proposed plan of distribution of settlement proceeds to members of the settlement classes; and (3) whether the Court should approve Settlement Class Counsel's requests for an award of attorneys' fees, reimbursement of litigation costs and expenses, and an incentive payment to the Class Representative.

A Notice of Proposed Settlements (the "Notice") was mailed to potential Settlement Class members on or about February 7, 2020. The Notice describes the litigation and options available to Settlement Class members with respect to the Mitsubishi Electric, HIAMS, DENSO, and Diamond Electric settlements in more detail. The Notice also explains what steps a Class Member must take to: (1) remain in the settlement classes and file a Claim Form to share in the settlement proceeds; (2) object to the settlements; or (3) request exclusion from the settlement classes. The Notice and other important documents related to the settlements can be accessed at www.AutoPartsAntitrustLitigation.com/IgnitionCoils,

Case 2:13-cv-01401-MOB-MKM-ECF No. 108-1 filed 06/04/20 PageID 1917 Page 29 of 33
or by calling 1-888-526-1643 or writing to Ignition Coils Direct Purchaser Antitrust Litigation, P.O. Box 2691, Portland, OR 97208-2691. Those who believe they may be a member of any of the Mitsubishi Electric, HIAMS, DENSO, or Diamond Electric settlement classes, are urged to obtain a copy of the Notice.

SOURCE United States District Court for the Eastern District of Michigan Southern Division

Related Links

<http://www.AutoPartsAntitrustLitigation.com/IgnitionCoils>

\$5,940,332 in Direct Purchaser Settlements reached with Ignition Coils Manufacturers in Price Fixing Class Action Lawsuit



EXECUTIVES | UPDATED 6 HOURS AGO

American Honda auto division chief Arcangeli steps down



UAW SCANDAL | UPDATED 11 HOURS AGO

Former UAW official sentenced to 28 months in corruption scandal

U.S. prosecutors say Michael Grimes, who worked as an assistant in the UAW's General Motors department, conspired with two unidentified senior union officials on multiple schemes going back to at least 2006.

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the end of the month to spend more time with family.

**\$5,940,332 in Direct
Purchaser Settlements
reached with Ignition Coils
Manufacturers in Price
Fixing Class Action Lawsuit**

Supply Chain at Risk

Auto component imports from China as a share of total car-part imports

■ <5% ■ 5% to 10% ■ 10% to 30% ■ 30% to 70% ■ >70%



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Supply Chain at Risk

Auto component imports from China as a share of total car-part imports

■ <5% ■ 5% to 10% ■ 10% to 30% ■ 30% to 70% ■ >70%

EXHIBIT 2

EXHIBIT 2AUTOMOTIVE PARTS ANTITRUST LITIGATION, CASE NO. 12-MD-02311, IGNITION
COILS, 2:13-cv-01401-MOB-MKM 2:15-cv-11830-MOB-MKMREQUESTS FOR EXCLUSION FROM THE DIRECT
PURCHASER SETTLEMENT CLASSES

<p>BMW BMW Manufacturing Co., LLC, along with its parent company (Bayerische Motoren Werke Aktiengesellschaft) and affiliated entities (including BMW of North America, LLC and BMW Consolidation Services Co., LLC)</p> <p>FORD Ford Motor Company and all of its wholly owned divisions, subsidiaries and affiliates</p> <p>GENERAL MOTORS General Motors LLC (“GM”), General Motors Company, and General Motors Holdings LLC, along with all their subsidiaries (in which GM directly or indirectly owns 50% or more of the voting rights) and majority owned affiliates</p> <p>HONDA American Honda Motor Co., Inc. Honda of America Manufacturing, Inc. Honda Manufacturing of Indiana, LLC Honda Manufacturing of Alabama, LLC Honda Trading Corp., and any other Honda entities that were sent notice.</p> <p>NISSAN Nissan Motor Co., Ltd. and Nissan North America, Inc., along with their subsidiaries and majority-owned affiliates</p> <p>SUBARU Subaru Corporation f/k/a Fuji Heavy Industries Ltd. and its subsidiaries, including but not limited to Subaru of Indiana Automotive, Inc.</p>	<p>TOYOTA Toyota Motor Corporation Toyota Motor Engineering & Manufacturing North America, Inc., and its subsidiaries Toyota Motor Sales U.S.A., Inc. TABC, Inc. Toyota Motor Manufacturing, Mississippi, Inc. Toyota Motor Manufacturing, Indiana, Inc. Toyota Motor Manufacturing, Kentucky, Inc. Toyota Motor Manufacturing, Northern Kentucky, Inc. Toyota Motor Corporate Service Toyota Motors of America Toyota Motor Manufacturing de Baja California, S. de R.L. de C.V. Toyota Motor Manufacturing, West Virginia, Inc. Toyota Motor Manufacturing, Alabama, Inc. Toyota Motor Manufacturing, Texas, Inc. Toyota Motor Canada, Inc. Toyota Motor Manufacturing, Canada, Inc. Toyota Motor Engineering New United Motor Manufacturing, Inc. Toyota Motor North America, Inc. Toyota North America, Inc. Toyota Motor Manufacturing Bodine Aluminum, Inc. Toyota Motor Asia Pacific Engineering & Manufacturing Co., Ltd. and its subsidiaries Canadian Autoparts Toyota Inc. Toyota Motor Manufacturing de Guanajuato, S.A. de C.V. Toyota Motor Manufacturing California, Inc. Toyota Motor Thailand Co., Ltd. and its subsidiaries PT, Toyota Motor Manufacturing Indonesia and its subsidiaries Assembly Services Sdn. Bhd and its subsidiaries Toyota Motor Vietnam Co., Ltd. and its subsidiaries Toyota Motor Philippines Corp. and its subsidiaries Toyota Kirloskar Motor Private Ltd. and its subsidiaries</p>
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SUZUKI

Suzuki Motor Corporation and
Suzuki Motor of America, Inc., along with
companies in which Suzuki Motor
Corporation directly or indirectly owns the
majority of voting rights, excluding Maruti
Suzuki India Limited

**LAVA PRODUCTS, INC., DBA LAVA
PARTNERS**

EXHIBIT 3

Exhibit 3**AUTOMOTIVE PARTS ANTITRUST LITIGATION, CASE NO. 12-MD-02311**

IGNITION COILS, 2:13-cv-01401-MOB-MKM 2:15-cv-11830-MOB-MKM

Requests for Exclusion

Class Member	DENSO	HIAMS	MELCO	Diamond Electric
BMW MANUFACTURING CO., LLC	X	X	X	X
FORD MOTOR COMPANY	X	X	X	X
GENERAL MOTORS LLC	X	X	X	X
AMERICAN HONDA MOTOR CO., INC.	X	X	X	
LAVA PRODUCTS, INC.	X	X	X	X
NISSAN MOTOR CO., LTD.	X	X		
SUBARU CORPORATION	X		X	
SUZUKI MOTOR CORPORATION	X		X	
TOYOTA MOTOR CORPORATION	X			

X = Requested Exclusion from Settlement