

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

IN RE AUTOMOTIVE PARTS
ANTITRUST LITIGATION

2:12-md-02311
Honorable Sean F. Cox

IN RE: HEATER CONTROL PANEL CASES

THIS DOCUMENT RELATES TO:
DIRECT PURCHASER ACTIONS

Case No. 2:12-cv-00401-SFC-RSW

**IMPORTANT NOTICE TO PURCHASERS OF HEATER CONTROL PANELS
PLEASE READ THIS ENTIRE DOCUMENT CAREFULLY**

**YOU MUST COMPLETE AND SUBMIT A CLAIM FORM, POSTMARKED ON OR BEFORE
MARCH 18, 2022, TO BE ELIGIBLE TO SHARE IN THE DISTRIBUTION OF THE PROCEEDS OF A
SETTLEMENT WITH THE DENSO DEFENDANTS**

INSTRUCTIONS FOR COMPLETING A CLAIM FORM

If you are a **direct** purchaser of Heater Control Panels and you have remained in the DENSO Settlement Class, you may be entitled to share in the distribution of the proceeds of a settlement with the DENSO Defendants (the "Settlement Fund"). **If you previously submitted a Claim Form in the *Heater Control Panels* case in connection with the Alps, Sumitomo, and Tokai Rika settlements, you should not file a new Claim Form unless you wish to include additional purchases during the relevant class period that were not included in your prior submission(s). If, however, you did not previously submit a Claim Form in the Heater Control Panels case and want to share in the proceeds of the settlement with the DENSO Defendants, 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.** If you are unsure if you previously submitted a Claim Form in the Heater Control Panels case, please contact the Settlement Administrator via email at info@AutoPartsAntitrustLitigation-HCP.com, or by calling 1-888-721-6285.

Please note that if you have chosen to be excluded from the DENSO Settlement Class, you may not participate in the distribution of the Settlement Fund attributable to the DENSO settlement.

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 23, 2017 (the "Class Period"), you purchased Heater Control Panels in the United States **directly** from one or more of the following companies, including their parents, subsidiaries, joint ventures, and affiliates: (1) Alps Electric Co., Ltd.; (2) Alps Electric (North America), Inc.; (3) Alps Automotive Inc.; (4) DENSO Corporation; (5) DENSO International America, Inc.; (6) Sumitomo Electric Industries, Ltd. and Sumitomo Electric Industries, Inc.; (7) Sumitomo Wiring Systems, Ltd.; (8) Sumitomo Wiring Systems (U.S.A.) Inc.; (9) Sumitomo Electric Wiring Systems, Inc.; (10) K&S Wiring Systems Inc.; (11) Sumitomo Electric Wintec America, Inc.; (12) Tokai Rika Co., Ltd.; and (13) TRAM, Inc. d/b/a Tokai Rika U.S.A. Inc.

The meaning of the term "Heater Control Panels," also known as "Climate Control Panels," is defined in the Settlement Agreement, but generally means the operational panels with buttons and switches controlling the climate of the interior environment of the vehicle and are typically located in the center of a motor vehicle, including their respective components, and modules and assemblies for which the parts are a component.

Submission of Claim: As noted above, you should not submit a Claim Form if you previously submitted a Claim Form in connection with the Alps, Sumitomo, and Tokai Rika settlements unless you want to include additional purchases during the relevant Class Period that were not included in your prior submission(s). If you did not previously submit a Claim Form and wish to do so now, the 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 March 18, 2022**, and addressed to:

Settlement Administrator
Heater Control Panels Direct Purchaser Antitrust Litigation
PO Box 3518
Portland, OR 97208-3518

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.

A Claim Form received by the Settlement Administrator shall be deemed to have been submitted when it is posted, if it is addressed in accordance with the above instructions and mailed by **March 18, 2022**, and a postmark is indicated on the envelope. In all other cases, the Claim Form shall be deemed to have been submitted when it is actually received by the Settlement Administrator.

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/HCP.

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 Heater Control Panels, 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 HEATER CONTROL PANELS 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 23, 2017.

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 23, 2017) in which you **directly** purchased Heater Control Panels 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-HCP.com, or by calling 1-888-721-6285.

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 Heater Control Panels in the United States from any of the listed companies during the period from January 1, 2000 through March 23, 2017. As part of the claims administration process, you may be required to verify certain information about your Heater Control Panels purchases such as the quantity of product(s) purchased, the type of products purchased, the dollar amount(s), the date(s) of the purchases, and the company(ies) from which you **directly** purchased the Heater Control Panels. 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 at: Heater Control Panels Direct Purchaser Antitrust Litigation, PO Box 3518, Portland, OR 97208-3518, via email at info@AutoPartsAntitrustLitigation-HCP.com, or by calling 1-888-721-6285. 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, DEFENDANTS, OR THEIR COUNSEL, AND YOU DO NOT NEED TO USE THEM TO FILE A CLAIM.

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 Heater Control Panels listed were made by the claimant **directly** from the companies listed, that the claimant is a member of the DENSO Settlement Class and has not requested exclusion from this Settlement Class, 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 Settlement with the DENSO 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:

--	--

 -

--	--

 -

--	--	--	--

MM DD YYYY

Signature

Printed Name

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, joint ventures, and affiliates) and year of the Class Period (January 1, 2000 through March 23, 2017) in which you **directly** purchased Heater Control Panels 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-HCP.com, or by calling 1-888-721-6285.

Year Purchased	Alps Defendants ¹		DENSO Defendants ²		Sumitomo Defendants ³	
	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		(\$)		(\$)		(\$)

List the quantity of products purchased and dollar amount of **direct purchases** of Heater Control Panels 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, and delivery and freight charges. **INDIRECT PURCHASES ARE NOT ELIGIBLE.**

¹ Alps Electric Co., Ltd.; Alps Electric (North America), Inc.; and Alps Automotive Inc.

² DENSO Corporation and DENSO International America, Inc. In addition, DENSO International America, Inc.'s subsidiaries include, among others, DENSO Products & Services Americas, Inc. (f/k/a DENSO Sales California, Inc.).

³ Sumitomo Electric Industries, Ltd. and Sumitomo Electric Industries, Inc.; Sumitomo Wiring Systems, Ltd.; Sumitomo Wiring Systems (U.S.A.) Inc.; Sumitomo Electric Wiring Systems, Inc.; K&S Wiring Systems Inc.; and Sumitomo Electric Wintec America, Inc.

Year Purchased (cont.)	Alps Defendants		DENSO Defendants		Sumitomo Defendants	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
2007		(\$)		(\$)		(\$)
2008		(\$)		(\$)		(\$)
2009		(\$)		(\$)		(\$)
2010		(\$)		(\$)		(\$)
2011		(\$)		(\$)		(\$)
2012		(\$)		(\$)		(\$)
2013		(\$)		(\$)		(\$)
2014		(\$)		(\$)		(\$)
2015		(\$)		(\$)		(\$)
2016		(\$)		(\$)		(\$)
1/1/2017 through 3/23/2017		(\$)		(\$)		(\$)
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, joint ventures, and affiliates) and year of the Class Period (January 1, 2000 through March 23, 2017) in which you **directly** purchased Heater Control Panels 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-HCP.com, or by calling 1-888-721-6285.

Year Purchased	Tokai Rika Defendants ⁴	
	Est. Quantity of Products Purchased	Amount Purchased
2000		(\$)
2001		(\$)
2002		(\$)
2003		(\$)
2004		(\$)
2005		(\$)
2006		(\$)

List the quantity of products purchased and dollar amount of **direct purchases** of Heater Control Panels 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, and delivery and freight charges. **INDIRECT PURCHASES ARE NOT ELIGIBLE.**

⁴ Tokai Rika Co., Ltd. and TRAM, Inc. d/b/a Tokai Rika U.S.A. Inc.

Year Purchased (cont.)	Tokai Rika Defendants	
	Est. Quantity of Products Purchased	Amount Purchased
2007		(\$)
2008		(\$)
2009		(\$)
2010		(\$)
2011		(\$)
2012		(\$)
2013		(\$)
2014		(\$)
2015		(\$)
2016		(\$)
1/1/2017 through 3/23/2017		(\$)
TOTAL AMOUNT PURCHASED (Required)		