

Legal Notice

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF
NEW JERSEY

**If you bought or
leased certain
Subaru vehicles,
you may
benefit from a
class action
settlement**

Questions? Visit
www.CVTClassActionSettlement.com
or Call 1-877-871-0321

*Para una notificación en español, visite
www.CVTClassActionSettlement.com
o llame 877-871-0321*

Subaru CVT Settlement Administrator
c/o JND Legal Administration
P.O. Box 91465
Seattle, WA 98111



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A proposed settlement has been reached in a class action lawsuit called *Hickman, et al. v. Subaru of America, Inc., et al.*, No. 1:21-cv-02100-NLH-AMD (the "Settlement"). Records indicate that you may be a Settlement Class Member. This notice summarizes your rights and options. More details are available at www.CVTClassActionSettlement.com.

What is this about? Plaintiffs filed a class action lawsuit against Subaru of America, Inc. ("SOA") and Subaru Corporation ("SBR"), collectively the "Defendants" or "Subaru," alleging that Settlement Class Vehicles suffer from a design defect in some vehicles' continuously variable transmissions; and that Defendants violated certain consumer statutes and breached certain warranties. Defendants deny Plaintiffs' claims and maintain that the Settlement Class Vehicles are not defective and that they have not violated any warranties, statutes, or laws. The Court has not decided who is right or wrong. Instead, both sides agreed to a Settlement.

Who is affected? Settlement Class Members include residents of the continental United States, including Hawaii and Alaska, who currently own or lease, or previously owned or leased, a Settlement Class Vehicle originally purchased or leased in the continental United States, including Alaska and Hawaii. Settlement Class Vehicles include model year 2019-2020 Ascents. There are several exclusions to the Settlement Class. However, the Settlement Class is not intended to exclude military personnel stationed overseas. For more details about who is affected, visit www.CVTClassActionSettlement.com.

What does the Settlement provide? The Settlement provides extended warranty and extended parts warranty coverage for Qualifying Failures experienced on or after the date of this Notice. The Settlement also provides, where applicable, a cash reimbursement for Qualifying CVT Repairs prior to the date of this Notice. Finally, the Settlement provides for a voucher in the amount of \$400 for two visits to address a Qualifying Voucher Failure and \$750 for three or more visits to address a Qualifying Voucher Failure prior to the date of this Notice.

How do I get the settlement benefits? You may be entitled to automatically receive the extended warranty or extended parts warranty. However, you must submit a valid claim for cash reimbursement. Go to www.CVTClassActionSettlement.com to file or download a Claim Form. You can also write Subaru CVT Settlement Administrator, c/o JND Legal Administration, P.O. Box 91465, Seattle, WA 98111, or email

info@CVTClassActionSettlement.com. Claim Forms and supporting documentation must be submitted online or postmarked **by April 15, 2024** or they will not be considered. Go to www.CVTClassActionSettlement.com to learn more.

What are my other options? You can do nothing, exclude yourself, or object to the Settlement. Do nothing. You will remain part of the Settlement Class and receive the right to extended warranty or extended parts warranty coverage, but you must file a claim to receive a cash payment. You will be bound by the Court's decision, and you will give up your right to sue or continue to sue Subaru for the claims in this case. Exclude yourself. You will not receive any cash reimbursements or extended warranty or extended parts warranty coverage. However, this is the only option that allows you to keep your right to sue Subaru at your own expense and with your own attorney about the legal claims in this case. Object. If you do not exclude yourself from the Settlement Class, you may object or tell the Court what you do not like about the Settlement. The deadline for exclusion requests and objections is **February 29, 2024.** For more details about your rights and options and how to exclude yourself or object, go to www.CVTClassActionSettlement.com.

What happens next? The Court will hold a Fairness Hearing on April 16, 2024 at 2:00 pm to consider whether to approve the Settlement; Class Counsel's attorneys' fees and expenses up to \$750,000; and service awards of \$3,750 for each of the named Plaintiffs (Aimee Hickman, Jared Hickman, William Treasurer, Kelly Drogowski, Frank Drogowski, John Taitano, Richard Palermo, Lori Woiwode, Shawn Woiwode, Carolyn Patol, Cassandra Sember, and Steven Sember), such that there will be one payment per vehicle owned or leased by the named Plaintiffs. Class Counsel fees and expenses and Class Representative service awards will be paid by Defendants and will not reduce any settlement benefits. The Court has appointed the law firm of Berger Montague PC as Class Counsel. You or your attorney may ask to speak at the hearing at your own expense, but you do not have to.

How do I get more information? For more information, visit www.CVTClassActionSettlement.com, call toll-free 1-877-871-0321, write Subaru CVT Settlement, c/o JND Legal Administration, P.O. Box 91465, Seattle, WA 98111, or email info@CVTClassActionSettlement.com.

Please do not contact the Court regarding this Notice.

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Address Change Form

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