

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

IN RE AUTOMOTIVE PARTS ANTITRUST LITIGATION	:	Master File No. 12-md-02311
	:	Honorable Sean F. Cox
	:	
IN RE: INSTRUMENT PANEL CLUSTERS CASES	:	
	:	
THIS DOCUMENT RELATES TO: ALL DIRECT PURCHASER ACTIONS	:	2:12-cv-00201-SFC-RSW
	:	

**SETTLEMENT CLASS COUNSEL’S REPORT ON DISSEMINATION
OF NOTICE OF PROPOSED SETTLEMENT WITH THE
DENSO DEFENDANTS AND CLASS MEMBERS’ RESPONSE**

Settlement Class Counsel submit the following report concerning the dissemination of notice pursuant to this Court’s Order dated October 28, 2021 (2:12-cv-00201, ECF No. 244) (the “Notice Order”), and Settlement Class members’ response to the notice program. As described more fully below, notice was mailed to 351 potential Settlement Class members and published in accordance with the Notice Order. No objections were filed to the proposed settlement or to the proposed plan for distribution of settlement funds.¹ Eleven requests for exclusion from the DENSO Settlement Class were submitted.

Settlement Class Counsel respectfully submit that the complete absence of objections and the fact that there were few opt-out requests militate strongly in favor of approval of the proposed settlement and the proposed plan for distribution of settlement funds.

¹ Settlement Class Counsel are not requesting an award of attorneys’ fees or reimbursement of litigation costs and expenses from these settlement proceeds.

I. DISSEMINATION OF NOTICE TO THE CLASS

Pursuant to the Court’s Notice Order, on November 18, 2021, Epiq Class Action & Claims Solutions, Inc. (“Epiq”), the Notice and Claims Administrator retained by Direct Purchaser Plaintiff, mailed 351 copies of the Notice of Proposed Settlement of Direct Purchaser Class Action with the DENSO 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 Tiffany Shroyer (the “Shroyer Declaration”) (attached hereto as Exhibit 1) at ¶ 6. Epiq also re-mailed returned notices for which updated addresses were obtained. *Id.* at ¶ 7. In addition, a copy of the Notice was (and remains) posted online at www.AutoPartsAntitrustLitigation.com/IPC, a website dedicated to this litigation. *Id.* at ¶ 9.

Also, in accordance with the Notice Order, the Summary Notice of Proposed Settlement of Direct Purchaser Class Action with the DENSO Defendants and Hearing on Settlement Approval and Related Matters (“Summary Notice”) was published in *Automotive News* on November 29, 2021. Shroyer Declaration at ¶ 8. Additionally, an Informational Press Release was issued nationwide on November 29, 2021 via PR Newswire’s “Auto Wire.” *Id.*

Notice to the Settlement Class under Fed. R. Civ. P. 23 has, therefore, been provided as ordered by the Court.

II. ABSENCE OF OBJECTIONS TO THE PROPOSED SETTLEMENT AND THE PROPOSED DISTRIBUTION PLAN

The Notice advised Settlement Class members that any objection to the proposed settlement or the proposed plan for distribution of settlement funds had to be filed with the Clerk by January 7, 2022, 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 either the proposed settlement or the distribution plan has been filed with the Court or received by Settlement Class Counsel.

III. REQUESTS FOR EXCLUSION

The Notice further advised Settlement Class members that requests for exclusion from the Settlement Class had to be mailed to Settlement Class Counsel and to counsel for the Settling Defendants, postmarked no later than January 7, 2022. As of this date, Settlement Class Counsel have received 11 requests for exclusion from the DENSO Settlement Class.²

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 DENSO Defendants and Proposed Plan for Distribution of Settlement Funds (the "Final Approval Brief") (2:12-cv-00201, ECF No. 246), the proposed settlement is fair, reasonable, and adequate under the relevant criteria, and warrants final approval.

IV. THE REACTION OF THE SETTLEMENT CLASS SUPPORTS APPROVAL OF THE SETTLEMENT AND THE PROPOSED PLAN FOR DISTRIBUTION

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

² Shroyer Declaration at ¶ 11. The entities that requested exclusion are set forth in Exhibit 2. One of the exclusion requests, by the "Mitsubishi Motors Entities," was submitted after the January 7, 2022 deadline. DENSO and Settlement Class Counsel respectfully request that Mitsubishi's request for exclusion be treated as if timely filed, and accepted by the Court.

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 351 potential Settlement Class members identified by Defendants, and a copy of the Notice was (and remains) posted online at www.AutoPartsAntitrustLitigation.com/IPC. The Summary Notice was published in *Automotive News* on November 29, 2021, and on that same day an Informational Press Release was issued nationwide via PR Newswire’s “Auto Wire.” The low number of opt-outs and total absence of objections militates strongly in favor of approval of the proposed settlement and the proposed plan for distribution of settlement funds.

V. CONCLUSION

Based upon the foregoing, and for the reasons set forth in the Final Approval Brief, Direct Purchaser Plaintiff respectfully requests that the Court grant final approval of the proposed DENSO settlement and the proposed plan for distribution of settlement funds.

DATED: February 7, 2022

Respectfully submitted,

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

CERTIFICATE OF SERVICE

I hereby certify that on February 7, 2022, 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
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EXHIBIT 1

**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: INSTRUMENT PANEL CLUSTERS	:	2:12-cv-00201-SFC-RSW
THIS RELATES TO: ALL DIRECT PURCHASER ACTIONS	:	

**DECLARATION OF TIFFANY SHROYER RE DISSEMINATION OF NOTICE TO THE
DIRECT PURCHASER DENSO CLASS**

I, Tiffany Shroyer, 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 settlement reached in this case between the Direct Purchaser Plaintiff and the DENSO Defendants, as well as the corresponding Class Notice program. This declaration is based upon my personal knowledge and information provided by Defendants' counsel, Plaintiff's 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*
 - 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. Epiq previously received lists of potential Settlement Class members from Settlement Class Counsel and mailed Class Notice to potential Class Members. In preparation for mailing the DENSO Class

Notice, Epiq 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 351 names and addresses of potential Class Members.

6. On November 18, 2021 Epiq mailed the Claim Packages by first class mail, postage prepaid, to the 351 potential Class Members. A copy of the Claim Package is attached hereto as Exhibit A.

7. As of January 28, 2022, Epiq has received a total of 62 Claim Packages returned by the U.S. Postal Service as undeliverable and has re-mailed 39 Claim Packages to potential Class Members. As of January 28, 2022, 23 Claim Packages remain undeliverable.

PUBLICATION NOTICE

8. Epiq caused the publication of the Summary Publication Notice in one edition of *Automotive News* on November 29, 2021. Additionally, an Informational Press Release was issued via PR Newswire's "Auto Wire" on November 29, 2021. Confirmation of the publication and copies of the Summary Publication Notice as it appeared in *Automotive News*, and the Informational Notice are attached hereto as Exhibit B.

SETTLEMENT WEBSITE

9. On November 18, 2021, Epiq updated portions of the public settlement website to provide Direct Purchase Class Members with information related to the proposed settlement. The domain name for the website is www.AutoPartsAntitrustLitigation.com/IPC. The website provides general case information and links to important documents, including the Settlement Agreement, the Notice and Claim Form, and other documents related to the settlement.

10. Between November 18, 2021 and January 28, 2022, there were 1,760 views and 1,048 unique visitors to the settlement website.

REQUESTS FOR EXCLUSION

11. Class Members could request exclusion from the Settlement Class, so long as they did so by submitting a request in writing that was postmarked by January 7, 2022. As of February 2, 2022, Epiq has received 11 requests for exclusion from the DENSO 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 2nd day of February 2022 in McMinnville, Oregon.

Tiffany Shroyer

Tiffany Shroyer

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**

**Master File No. 12-md-02311
Honorable Sean F. Cox**

**IN RE: HEATER CONTROL PANELS
IN RE: INSTRUMENT PANEL CLUSTERS
IN RE: WIRE HARNESS PRODUCTS**

**Case No. 2:12-cv-00401-SFC-RSW
Case No. 2:12-cv-00201-SFC-RSW
Case No. 2:12-cv-00101-SFC-RSW**

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

NOTICE

**NOTICE OF PROPOSED SETTLEMENTS OF DIRECT PURCHASER CLASS ACTIONS WITH
DENSO DEFENDANTS, AND HEARING ON:**

- (1) APPROVAL OF PROPOSED SETTLEMENTS; AND**
- (2) PLANS OF DISTRIBUTION OF SETTLEMENT FUNDS.**

TO: ALL INDIVIDUALS AND ENTITIES THAT PURCHASED HEATER CONTROL PANELS, INSTRUMENT PANEL CLUSTERS, OR WIRE HARNESS PRODUCTS IN THE UNITED STATES DIRECTLY FROM DEFENDANTS (OR THEIR PARENTS, SUBSIDIARIES, AFFILIATES OR JOINT VENTURES) FROM JANUARY 1, 1998 THROUGH MARCH 23, 2017.¹

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 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, “DENSO,” the “DENSO Defendants,” or the “Settling Defendants”) in the following cases: (a) *In Re: Heater Control Panels* (Case No. 2:12-cv-00401-SFC-RSW); (b) *In Re: Instrument Panel Clusters* (Case No. 2:12-cv-00201-SFC-RSW); and (c) *In Re: Wire Harness Products* (Case No. 2:12-cv-00101-SFC-RSW) (collectively, the three cases are referred to herein as the “DPP-DENSO Cases”); and
- (2) Proposed plans of distribution of the settlement proceeds from the DPP-DENSO Cases to Settlement Class members and proposed Claim Forms that you may submit to share in the proceeds from the settlements.

This Notice provides information concerning the proposed settlements and the proposed plans of distribution. The Notice also advises you of your rights to: participate in the settlement claims process; exclude yourself from any of the DPP-DENSO Settlement Classes; and object to the terms of the proposed settlements or the plans of distribution.

¹ As specifically defined below, the relevant time period differs for each motor vehicle part and Settlement Class.

BACKGROUND

Plaintiffs have reached settlements with the DENSO Defendants in the DPP-DENSO Cases totaling \$700,000.00, as follows: \$326,216.74 (“HCP Settlement Fund”), \$100,000.00 (“IPC Settlement Fund”), and \$273,783.26 (“Wire Harness Products 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. The proposed DPP-DENSO settlements relate solely to Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products, respectively, that were purchased in the United States **directly** from a Defendant or any of its parents, subsidiaries, affiliates, or joint ventures.

The proposed settlements in the DPP-DENSO Cases do not relate to, and have no effect upon, cases involving any products other than Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products.

If you are a member of any of the DPP-DENSO Settlement Classes (defined below), you have the rights and options summarized here:

- You may remain in any or all of the DPP-DENSO 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 any or all of the DPP-DENSO 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 any or all of the DPP-DENSO Settlement Classes, you may object to the proposed settlement or to the proposed plan of distribution of the settlement fund in any or all of the DPP-DENSO Cases in which you remain. You may also appear at the hearing where the Court will consider these matters;
- If you remain in any or all of the DPP-DENSO Settlement Classes, you may enter an appearance through your own counsel at your own expense in any or all of the DPP-DENSO Cases in which you remain; and
- Any Settlement Class member who wishes to participate in the distribution of the DPP-DENSO Settlement Funds in any or all of the DPP-DENSO Cases must complete and submit a copy of the Claim Form in each of those cases in which they wish to participate on or before March 18, 2022. **If you previously submitted a Claim Form in the Heater Control Panels, Instrument Panel Clusters, or Wire Harness Products cases, and you wish to participate in the proposed settlement with DENSO for that case, 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 you are unsure if you previously submitted a Claim Form in the Heater Control Panels, Instrument Panel Clusters, or Wire Harness Products cases, please contact the Settlement Administrator by calling 1-877-845-2749.

WHO IS IN THE SETTLEMENT CLASSES?

The Court has provisionally certified the following Direct Purchaser Settlement Classes, for the purpose of disseminating notice of the proposed DPP-DENSO settlements.

The Heater Control Panels Settlement Class is defined as follows:

All individuals and entities who purchased Heater Control Panels in the United States directly from one or more Defendant(s) (or their subsidiaries, affiliates, or joint ventures) from January 1, 2000 through March 23, 2017. 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 Heater Control Panels Settlement Class definition set forth above, the following entities are Defendants: DENSO Corporation; DENSO International America, Inc.; K & S Wiring Systems Inc.; Sumitomo Electric Industries, Ltd. and Sumitomo Electric Industries, Inc.; Sumitomo Electric Wiring Systems, Inc.; Sumitomo Electric Wintec America, Inc.; Sumitomo Wiring Systems, Ltd.; Sumitomo Wiring Systems (U.S.A.) Inc.; Tokai Rika Co., Ltd.; TRAM, Inc. d/b/a Tokai Rika U.S.A. Inc.; ALPS Electric Co., Ltd.; ALPS Electric (North America), Inc.; ALPS Automotive Inc.; and their parents, subsidiaries, and affiliates.

Heater Control Panels, also known as climate control panels, include all parts described in any complaint filed in *In Re: Heater Control Panels* (Case No. 2:12-cv-00401-SFC-RSW) before the date of this notice, but generally are defined as operational panels with buttons and switches that control the climate of the interior environment of the vehicle, as well as their respective components, modules, and assemblies for which they are a component.

Plaintiff Tiffin Motor Homes, Inc. has been appointed by the Court to serve as “Class Representative” for the Heater Control Panels Settlement Class.

The Instrument Panel Clusters Settlement Class is defined as follows:

All individuals and entities who purchased Instrument Panel Clusters in the United States directly from one or more Defendant(s) (or their subsidiaries, affiliates, or joint ventures) from January 1, 1998 through December 27, 2016. 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 Instrument Panel Clusters Settlement Class definition set forth above, the following entities are Defendants: Continental Automotive Electronics LLC; Continental Automotive Systems, Inc.; Continental Automotive Korea Ltd., DENSO Corporation; DENSO International America, Inc.; Nippon Seiki Co. Ltd.; N.S. International, Ltd.; New Sabina Industries; Yazaki Corporation; Yazaki North America Inc.; S&T Daewoo Co., Ltd.; S&T Motiv Co., Ltd.; and their parents, subsidiaries, and affiliates.

Instrument Panel Clusters, also known as meters, include all parts described in any complaint filed in *In Re: Instrument Panel Clusters* (Case No. 2:12-cv-00201-SFC-RSW) before the date of this notice, but generally are defined as the mounted array of instruments and gauges housed in front of the driver of a motor vehicle, as well as their respective components, modules, and assemblies for which they are a component.

Plaintiff ACAP, L.L.C., f/k/a Aguirre, Collins & Aikman, LLC has been appointed by the Court to serve as “Class Representative” for the Instrument Panel Clusters Settlement Class.

The Wire Harness Products Settlement Class is defined as follows:

All individuals and entities who purchased Wire Harness Products in the United States directly from one or more Defendant(s) (or their subsidiaries, affiliates, or joint ventures) from January 1, 2000 through December 13, 2016. 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 Wire Harness Settlement Class definition set forth above, the following entities are Defendants: Chiyoda Manufacturing Corp.; Delphi Automotive LLP; Delphi Automotive Systems, LLC; DPH Holdings Corp.; Delphi Furukawa Wiring Systems LLC; DENSO Corporation; DENSO International America, Inc.; Fujikura Automotive America, LLC; Fujikura Ltd.; American Furukawa, Inc.; Furukawa Electric Co., Ltd.; Furukawa Wiring Systems America, Inc.; G.S. Electech, Inc.; G.S. Wiring Systems, Inc.; G.S.W. Manufacturing Inc.; Kyungshin-Lear Sales and Engineering LLC; Lear Corporation; Leoni AG; Leoni Kabel GmbH; Leoni Wire Inc.; Leoni Wiring Systems, Inc.; Leonische Holding, Inc.; Leoni Bordnetz-Systeme GMBH; Mitsubishi Electric Automotive America, Inc.; Mitsubishi Electric Corp.; Mitsubishi Electric US Holdings, Inc.; K&S Wiring Systems, Inc.; Sumitomo Electric Industries, Ltd.; Sumitomo Electric Wintec America, Inc.; Sumitomo Electric Wiring Systems, Inc.; Sumitomo Wiring Systems (U.S.A.) Inc.; Sumitomo Wiring Systems, Ltd.; S-Y Systems Technologies Europe GmbH; Tokai Rika Co., Ltd.; TRAM, Inc. d/b/a Tokai Rika U.S.A. Inc.; Yazaki Corporation; Yazaki North America Inc.; and their parents, subsidiaries, and affiliates.

Wire Harness Products include all parts described in any complaint filed in *In Re: Wire Harness Products* (Case No. 2:12-cv-00101-SFC-RSW) before the date of this notice, but generally are defined as electrical distribution systems used to direct and control electronic components, wiring, and circuit boards in motor vehicles, as well as automotive electrical wiring, lead wire assemblies, cable bond, automotive wiring connectors, automotive wiring terminals, high voltage wiring, electronic control units, fuse boxes, relay boxes, junction blocks, power distributors, and speed sensor wire assemblies used in motor vehicles, and for each of the foregoing their respective components, modules, and assemblies for which they are a component.

Plaintiffs Paesano Connecting Systems, Inc.; Craft-Co Enterprises, Inc.; Findlay Industries, Inc.; Cesar-Scott, Inc.; Martinez Manufacturing, Inc.; South Star Corporation; and ACAP, L.L.C., f/k/a Aguirre, Collins & Aikman, LLC have been appointed by the Court to serve as “Class Representatives” for the Wire Harness Products Settlement Class.

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 “Settlement Class Counsel” for all three of the DPP-DENSO Settlement Classes.

WHAT IS THIS LITIGATION ABOUT?

Beginning in 2011, class action complaints were filed on behalf of direct purchasers of various motor vehicle parts manufactured and sold by the DENSO Defendants in 17 cases (“Collective Actions”). The central allegation in each Collective Action case, including the three DPP-DENSO Cases, is that, in violation of Federal antitrust laws, the DENSO Defendants conspired to raise, fix, maintain, and stabilize prices of, rig bids for, and allocate the supply of certain motor vehicle parts sold in the United States. Plaintiffs further allege that because of the conspiracies, they and other direct purchasers of the motor vehicle parts at issue were injured by paying more for those products than they would have paid in the absence of the alleged illegal conduct.

DENSO denies these allegations and liability and has asserted defenses to those claims. The DENSO 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 Plaintiffs’ claims or DENSO’s defenses. These settlements, if approved by the Court, will resolve Plaintiffs’ claims against DENSO in all but two of the Collective Action cases – *Oxygen Sensors* and *Spark Plugs*. Plaintiffs will seek final approval of the proposed settlements in those cases at a later date.

WHAT RELIEF DO THE PROPOSED SETTLEMENTS PROVIDE?

Plaintiffs, on behalf of settlement classes composed of direct purchasers of various motor vehicle parts in the Collective Actions, entered into a settlement agreement with the DENSO Defendants on February 4, 2019, that resolved the Collective Actions (“Global Settlement”). Under the terms of the proposed Global Settlement, the DENSO Defendants agreed to pay \$2,100,000.00. The Global Settlement resolved Plaintiffs’ claims in the three DPP-DENSO Cases for a total of \$700,000.00, as follows: \$326,216.74 (*Heater Control Panels*), \$100,000.00 (*Instrument Panel Clusters*), and \$273,783.26 (*Wire Harness Products*).

As part of the Global Settlement described above, the DENSO Defendants have agreed to provide specified cooperation with Settlement Class Counsel in the prosecution of claims against any remaining Defendant, should the need for such cooperation arise.

This Notice is only a summary of the terms of the proposed settlements. The settlement agreement in each DPP-DENSO Case contains other important provisions, including the release of certain claims against the DENSO 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 on-line at www.AutoPartsAntitrustLitigation.com. The proposed DPP-DENSO settlements must receive final approval by the Court to become effective.

If you wish to object to the approval of any of the DPP-DENSO 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 or all of the DPP-DENSO 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 Representatives for the Settlement Class and by Settlement Class Counsel. If you remain in any of the DPP-DENSO Settlement Classes and that proposed settlement 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 DENSO 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 Settlement Fund in each DPP-DENSO Case, with accrued interest, less any amounts approved by the Court for settlement administration costs and expenses (the “Net Settlement Fund”), will be distributed among the members of that Settlement Class who complete and timely submit a copy of the Claim Form for that Case that is included with this Notice, **postmarked on or before March 18, 2022**.

The Net Settlement Fund in each DPP-DENSO Case will be distributed *pro rata* to all Claimants in that Case based upon their **direct** purchases of Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products, respectively, in the United States from the Defendants and their parents, subsidiaries, affiliates, and/or joint ventures during the applicable time period, as defined above for that Case. The distribution in each DPP-DENSO Case 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 in that Case.

Do not dispose of any document that reflects your purchases of Heater Control Panels, Instrument Panel Clusters, or Wire Harness Products in the United States directly from the Defendants (or their parents, subsidiaries, affiliates, or joint ventures) during the applicable time period for each Settlement Class, as defined above. You may need those documents to complete and substantiate your Claim Forms, which will be subject to inquiry and verification. If you previously submitted a Claim Form in the *Heater Control Panels, Instrument Panel Clusters, or Wire Harness Products* cases, and you wish to participate in the proposed settlement with DENSO for that case, you should not file a new Claim Form in that Case unless you wish to include additional purchases during the relevant period that were not included in your prior submission(s).

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 DPP-DENSO Settlement Classes. If you wish to exclude yourself from any or all of the DPP-DENSO Settlement Classes, you must send a request for exclusion, in writing, by certified mail, return receipt requested, **postmarked no later than January 7, 2022**, to Settlement Class Counsel, and to counsel for the DENSO Defendants, at the addresses set forth below, and to the following address:

DPP-DENSO Direct Purchaser Antitrust Litigation
P.O. Box 5110
Portland, OR 97208-5110

Your request for exclusion must identify the DPP-DENSO 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). For each DPP-DENSO Settlement Class for which you are requesting exclusion, you are also requested to identify: 1) the Defendant(s) (or parent, subsidiary, affiliate, or joint venture) from which you purchased the motor vehicle part during the relevant time period (defined above), 2) the motor vehicle part(s) purchased during the relevant time period (defined above), and 3) 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 DENSO (at your own expense) in that specific DPP-DENSO Case, but you will not be eligible to share in the settlement proceeds attributable to that DPP-DENSO Case.

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 February 17, 2022, at 2:00 p.m., at the Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226, Courtroom 817 (or such other courtroom as may be assigned for the hearing), to determine whether to approve the proposed settlements and the proposed plan of distribution of the Settlement Fund in each DPP-DENSO Case. If the Court believes that it is appropriate, the hearing may be conducted remotely by telephone or other electronic means. If the Court determines to hold the hearing remotely, Settlement Class Counsel shall post that information on the website devoted to the direct purchaser litigation (www.AutoPartsAntitrustLitigation.com) and provide any DPP-DENSO Settlement Class member that has informed the Court that it intends to participate at the hearing the information required to do so remotely. 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 any or all of the DPP-DENSO Settlement Classes and you wish to object to the proposed settlement or proposed plan of distribution in any or all of the DPP-DENSO Cases, you must do so in writing and at your own expense. Any such objection must: 1) specify which DPP-DENSO settlement(s) are being objected to by including the caption of the specific DPP-DENSO Case to which you are objecting, 2) be signed, and 3) be **filed no later than January 7, 2022**, 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 January 7, 2022**:

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

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

Co-Lead Counsel for the Direct Purchaser Settlement Classes

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

Counsel for the DENSO Defendants

If you do not object to any of the proposed settlements or to the proposed plans of distribution 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 for each DPP-DENSO Case if you wish to share in the distribution of that DPP-DENSO Settlement Fund and you have not previously submitted a complete Claim Form in that Case.**

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: DPP-DENSO Direct Purchaser Antitrust Litigation, P.O. Box 5110, Portland, OR 97208-5110.

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. Questions concerning the proposed DPP-DENSO Settlements, this Notice, or the litigation may be directed to any of the Settlement Class Counsel identified above.

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

Dated: November 18, 2021

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
IN RE: INSTRUMENT PANEL CLUSTERS
THIS DOCUMENT RELATES TO: DIRECT PURCHASER ACTIONS

2:12-md-02311

Honorable Sean F. Cox

Case No. 2:12-cv-00201-SFC-RSW

**IMPORTANT NOTICE TO PURCHASERS OF INSTRUMENT PANEL CLUSTERS
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 Instrument Panel Clusters 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 *Instrument Panel Clusters* case in connection with the Nippon Seiki and Yazaki 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 *Instrument Panel Clusters* 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 *Instrument Panel Clusters* case, please contact the Settlement Administrator via email at info@AutoPartsAntitrustLitigation-IPC.com, or by calling 1-800-574-2375.

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, 1998 through December 27, 2016 (the "Class Period"), you purchased Instrument Panel Clusters in the United States **directly** from one or more of the following companies, including their parents, subsidiaries, affiliates, and joint ventures: (1) Continental Automotive Electronics LLC; (2) Continental Automotive Systems, Inc.; (3) Continental Automotive Korea Ltd.; (4) DENSO Corporation; (5) DENSO International America, Inc.; (6) Nippon Seiki Co. Ltd.; (7) N.S. International, Ltd.; (8) New Sabina Industries; (9) Yazaki Corporation; (10) Yazaki North America Inc.; (11) S&T Daewoo Co., Ltd.; and (12) S&T Motiv Co., Ltd.

"Instrument Panel Clusters," also known as meters, generally are defined as the mounted array of instruments and gauges housed in front of the driver of a motor vehicle, as well as their respective components, modules, and assemblies for which they 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 Nippon Seiki and Yazaki 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
Instrument Panel Clusters Direct Purchaser Antitrust Litigation
PO Box 5110
Portland, OR 97208-5110

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/IPC.

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 Instrument Panel Clusters, 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 INSTRUMENT PANEL CLUSTERS IN THE UNITED STATES DIRECTLY FROM ONE OR MORE OF THE COMPANIES LISTED ABOVE UNDER THE "ELIGIBILITY" HEADING DURING THE PERIOD FROM JANUARY 1, 1998 TO DECEMBER 27, 2016.

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, 1998 through December 27, 2016) in which you directly purchased Instrument Panel Clusters 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-IPC.com, or by calling 1-800-574-2375.

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 Instrument Panel Clusters in the United States from any of the listed companies during the period from January 1, 1998 through December 27, 2016. As part of the claims administration process, you may be required to verify certain information about your Instrument Panel Clusters 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 Instrument Panel Clusters. 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: Instrument Panel Clusters Direct Purchaser Antitrust Litigation, PO Box 5110, Portland, OR 97208-5110, via email at info@AutoPartsAntitrustLitigation-IPC.com, or by calling 1-800-574-2375. 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.

CLAIM FORM

I. IDENTITY OF CLAIMANT

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 Instrument Panel Clusters 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.

If you selected “**Third Party Filer**,” please indicate the claimant’s name and contact information in Section II (“Claimant Information”). Then, please provide your filer information in Section III (“Third Party Filer Information”), before proceeding to Section IV. Please note: If you selected “**Third Party Filer**,” correspondence concerning this claim will be directed to the contact person provided in “Third Party Filer Information.”

II. CLAIMANT INFORMATION

Claimant Name (Individual or Entity):

[Grid for Claimant Name]

Address 1:

[Grid for Address 1]

Address 2:

[Grid for Address 2]

City

State

ZIP Code

[Grid for City]

[Grid for State]

[Grid for ZIP Code]

Country:

[Grid for Country]

Contact Person First Name:

MI:

Contact Person Last Name:

[Grid for Contact Person First Name]

[Grid for MI]

[Grid for Contact Person Last Name]

Contact Person E-Mail Address:

[Grid for Contact Person E-Mail Address]

Contact Person Phone Number:

[Grid for Contact Person Phone Number]

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.

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

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):

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Address 1:

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Address 2:

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City

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State

--	--	--

ZIP Code

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Country:

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Contact Person First Name:

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MI:

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Contact Person Last Name:

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Contact Person E-Mail Address:

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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 Instrument Panel Clusters in the United States from each company listed in the “**Eligibility**” section above for each year during the period from January 1, 1998 through December 27, 2016.

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 Instrument Panel Clusters 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:

Horizontal lines for providing a brief description of documents or estimation methods.

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

V. 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:

Form for entering Employer Identification Number (EIN) or Social Security Number (SSN).

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

Social Security Number (for individuals)

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

Grid for entering business name or taxpayer name.

I certify that the above federal taxpayer identification number is correct, that the 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 Instrument Panel Clusters 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:

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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, 1998 through December 27, 2016) in which you **directly** purchased Instrument Panel Clusters 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-IPC.com, or by calling 1-800-574-2375.

Year Purchased	DENSO Defendants ¹		Nippon Seiki Defendants ²		Yazaki Defendants ³	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
1998		(\$)		(\$)		(\$)
1999		(\$)		(\$)		(\$)
2000		(\$)		(\$)		(\$)
2001		(\$)		(\$)		(\$)
2002		(\$)		(\$)		(\$)
2003		(\$)		(\$)		(\$)
2004		(\$)		(\$)		(\$)
2005		(\$)		(\$)		(\$)
2006		(\$)		(\$)		(\$)

List the quantity of products purchased and dollar amount of **direct purchases** of Instrument Panel Clusters 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 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.).

² Nippon Seiki Co. Ltd.; N.S. International, Ltd.; and New Sabina Industries.

³ Yazaki Corporation and Yazaki North America Inc.

Year Purchased (cont.)	DENSO Defendants		Nippon Seiki Defendants		Yazaki 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		(\$)		(\$)		(\$)
1/1/16 through 12/27/16		(\$)		(\$)		(\$)
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, 1998 through December 27, 2016) in which you **directly** purchased Instrument Panel Clusters 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-IPC.com, or by calling 1-800-574-2375.

Year Purchased	Continental Defendants ⁴		S&T Defendants ⁵	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
1998		(\$)		(\$)
1999		(\$)		(\$)
2000		(\$)		(\$)
2001		(\$)		(\$)
2002		(\$)		(\$)
2003		(\$)		(\$)
2004		(\$)		(\$)
2005		(\$)		(\$)
2006		(\$)		(\$)

List the quantity of products purchased and dollar amount of **direct purchases** of Instrument Panel Clusters 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 Continental Automotive Electronics LLC; Continental Automotive Systems, Inc.; and Continental Automotive Korea Ltd.
⁵ S&T Daewoo Co., Ltd. and S&T Motiv Co., Ltd.

Year Purchased (cont.)	Continental Defendants		S&T Defendants	
	Est. Quantity of Products Purchased	Amount Purchased	Est. Quantity of Products Purchased	Amount Purchased
2007		(\$)		(\$)
2008		(\$)		(\$)
2009		(\$)		(\$)
2010		(\$)		(\$)
2011		(\$)		(\$)
2012		(\$)		(\$)
2013		(\$)		(\$)
2014		(\$)		(\$)
2015		(\$)		(\$)
1/1/16 through 12/27/16				
TOTAL AMOUNT PURCHASED (Required)				

EXHIBIT B

CONFIRMATION OF PUBLICATION

IN THE MATTER OF: *Auto Parts – DENSO*

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:

11.29.2021 – Automotive News

11.29.2021 – PR Newswire's Auto Wire

X *Kathleen Komraus*
(Signature)

Media & Design Manager
(Title)

Automotive News

NOVEMBER 29, 2021

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\$169/YEAR; \$6/COPY

Automotive News **2021**
ALL STARS
Battle-tested, again
 As the global microchip shortage co-conspired with COVID-19, this year's All-Stars excelled despite two unprecedented crises and navigated an industry that is transforming on multiple fronts. | **PAGES 18-25** |

INDUSTRY LEADER OF THE YEAR

DeBoer had a big idea for Lithia, made it happen

Jack Walsworth
 jwalsworth@crain.com

In an automotive retail landscape in the midst of a fast-paced era of consolidation, one group and one executive are operating at a different level: Lithia Motors Inc. and its CEO, Bryan DeBoer.

The longtime head of what is now the nation's second-largest dealership group has been the guiding force in the transformation of Lithia becoming a national brand not only through acquisitions of single dealerships and large private groups across the country, but also through the rollout of a fledgling omnichannel retailing tool, Driveway.

DeBoer's execution on his vision for Lithia is among the reasons he was selected among *Automotive News'* 2021 All-Stars as the Industry Leader of the Year.

"It's a fun journey," DeBoer, 55, said in an interview this month. "But it's just the beginning."

see **DEBOER**, Page **41**



TALK FROM THE TOP
 CEOs' take: Honda writes a new plan for a future society as Volvo powers through a record year. | **PAGES 26, 27** |

NEWSPAPER

PART 2 OF A 3-PART SERIES

"This is a great opportunity for the genius of California to be deployed for the very important problem of the electrification of everything."

Danny Kennedy, chief energy officer, New Energy Nexus



ELEMENTS OF ELECTRIFICATION

COMING UP
 ■ Dec. 6: The ethics of sourcing

THE SERIES ONLINE
autonews.com/evbatteries

California's Salton Sea area is abundant with lithium, a key EV battery material. Large-scale lithium mining will join geothermal power plants already on-site, below.

A SEA CHANGE

Geothermal deposits at toxic lake about to yield vast lithium supplies

Laurence Iliff
 liliff@crain.com

CALIPATRIA, Calif. — From a high spot on Red Hill, the Salton Sea shimmers below in the desert sun and nearby geothermal power plants send plumes of steam into the clear blue sky. Also visible are miles of dried-out shoreline as the waterway evaporates and grows more toxic.

The Salton Sea, a 343-square-mile lake created from Colorado River flooding in 1905, is now known mostly for its fouled waters from agricultural runoff and alarming salt levels. But during its heyday in the 1950s and '60s, it drew millions of visitors and rivaled nearby Palm Springs and Yosemite National Park as a destination.

Now, a new boom is near that could affect the future of North American automaking. Plans for large-scale lithium mining at



Colwell: Before EVs, the lithium reserves weren't economically viable.

MORE COVERAGE

- Porsche devises a greener approach to building EV batteries | **PAGE 29** |
- Cobalt becomes industry's kryptonite in push toward electrification | **PAGE 30** |
- Direct method could make lithium extraction quicker and easier | **PAGE 31** |

the Salton Sea could revolutionize the U.S. electric vehicle supply chain at a time when automakers and policymakers are raising alarms over foreign dependence on battery materials such as lithium.

The lithium — located in vast geothermal deposits and not the water — is so abundant that officials have named the area Lithium Valley and created a commission to steer development. General Motors is investing in a new project there

see **LITHIUM**, Page **31**

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LEGAL NOTICE

IF YOU PURCHASED HEATER CONTROL PANELS, INSTRUMENT PANEL CLUSTERS, OR WIRE HARNESS PRODUCTS IN THE UNITED STATES DIRECTLY FROM DEFENDANTS (OR THEIR PARENTS, SUBSIDIARIES, AFFILIATES OR JOINT VENTURES) FROM JANUARY 1, 1998 THROUGH March 23, 2017, YOUR LEGAL RIGHTS MAY BE AFFECTED BY PROPOSED SETTLEMENTS WITH DENSO

Proposed settlements have been reached in *In re Automotive Parts Antitrust Litigation*, Master File No. 12-md-02311 (E.D. Mich.) with DENSO in the following cases: (a) *In Re: Heater Control Panels* (Case No. 2:12-cv-00401-SFC-RSW); (b) *In Re: Instrument Panel Clusters* (Case No. 2:12-cv-00201-SFC-RSW); and (c) *In Re: Wire Harness Products* (Case No. 2:12-cv-00101-SFC-RSW) (collectively, the three cases are referred to herein as the "DPP-DENSO Cases").

What are these lawsuits about? This litigation and the proposed settlements are part of coordinated legal proceedings involving a number of parts used in motor vehicles. The proposed DPP-DENSO settlements relate solely to Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products ("Affected Parts"), respectively, that were purchased in the United States directly from a Defendant. These proceedings do not relate to, and have no effect upon, cases involving any other products.

The term "Heater Control Panels," also known as "Climate Control Panels," is defined in the settlement agreement and generally refers to "operational panels with buttons and switches that control the climate of the interior environment of the vehicle, as well as their respective components, modules, and assemblies for which they are a component."

The term "Instrument Panel Clusters," also known as meters, is defined in the settlement agreement and generally refers to "the mounted array of instruments and gauges housed in front of the driver of a motor vehicle, as well as their respective components, modules, and assemblies for which they are a component."

The term "Wire Harness Products" is defined in the settlement agreement and generally refers to "electrical distribution systems used to direct and control electronic components, wiring, and circuit boards in motor vehicles, as well as automotive electrical wiring, lead wire assemblies, cable bond, automotive wiring connectors, automotive wiring terminals, high voltage wiring, electronic control units, fuse boxes, relay boxes, junction blocks, power distributors, and speed sensor wire assemblies used in motor vehicles, and for each of the foregoing their respective components, modules, and assemblies for which they are a component."

Direct Purchaser Plaintiffs allege that 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, "DENSO" or the "DENSO Defendants") conspired with other manufacturers of Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products to raise, fix, maintain, and stabilize prices, rig bids, and allocate markets and customers for the Affected Parts sold in the United States in violation of federal antitrust laws. Plaintiffs further claim that because of the alleged conspiracies, they and other direct purchasers of the Affected Parts were injured by paying more for the Affected Parts than they would have paid in the absence of the alleged illegal conduct. DENSO denies these allegations and has asserted defenses to those claims. The DENSO 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 Plaintiffs' claims or DENSO's defenses. These settlements, if approved by the Court, will fully resolve Plaintiffs' claims against DENSO in the DPP-DENSO Cases.

Plaintiffs, on behalf of settlement classes composed of direct purchasers of the Affected Parts, entered into settlements with the DENSO Defendants on February 4, 2019, that resolved the DPP-DENSO Cases and 14 other DENSO cases involving different automotive parts ("Global Settlement"). Under the terms of the Global Settlement, the DENSO Defendants agreed to pay \$2,100,000. The Global Settlement resolved Plaintiffs' claims in the three DPP-DENSO Cases for a total of \$700,000, as follows: \$326,216.74 (HCP), \$100,000 (IPC), and \$273,783.26 (Wire Harness Products). The settlements in twelve other DENSO cases have been finally approved and those cases are no longer at issue. Plaintiffs in the two remaining cases - *Oxygen Sensors and Spark Plugs* - will seek final approval of the proposed settlements in those cases at a later date.

Who is included? When the Court preliminarily approved the Global Settlement it also provisionally certified DENSO settlement classes in each of the DPP-DENSO cases ("DPP-DENSO Settlement Classes").

You may be a member of the **Heater Control Panels Settlement Class** if, between January 1, 2000 and March 23, 2017, you purchased Heater Control Panels in the United States directly from any of the following Defendants: DENSO Corporation; DENSO International America, Inc.; K & S Wiring Systems Inc.; Sumitomo Electric Industries, Ltd. and Sumitomo Electric Industries, Inc.; Sumitomo Electric Wiring Systems, Inc.; Sumitomo Electric Wintec America, Inc.; Sumitomo Wiring Systems, Ltd.; Sumitomo Wiring Systems (U.S.A.) Inc.; Tokai Rika Co., Ltd.; TRAM, Inc. d/b/a Tokai Rika U.S.A. Inc.; ALPS Electric Co., Ltd.; ALPS Electric (North America), Inc.; ALPS Automotive Inc.; and their parents, subsidiaries, affiliates, and joint ventures.

You may be a member of the **Instrument Panel Clusters Settlement Class** if, between January 1, 1998 and December 27, 2016, you purchased Instrument Panel Clusters in the United States directly from any of the following Defendants: Continental Automotive Electronics LLC; Continental Automotive Systems, Inc.; Continental Automotive Korea Ltd.; DENSO Corporation; DENSO International America, Inc.; Nippon Seiki Co. Ltd.; N.S. International, Ltd.; New Sabina Industries; Yazaki Corporation; Yazaki North America Inc.; S&T Daewoo Co., Ltd.; S&T Motiv Co., Ltd.; and their parents, subsidiaries, affiliates, and joint ventures.

You may be a member of the **Wire Harness Products Settlement Class** if, between January 1, 2000 through December 13, 2016, you purchased Wire Harness Products in the United States directly from any of the following Defendants: Chiyoda Manufacturing Corp.; Delphi Automotive LLP; Delphi Automotive Systems, LLC; DPH Holdings Corp.; Delphi Furukawa Wiring Systems LLC; DENSO Corporation; DENSO International America, Inc.; Fujikura Automotive America, LLC; Fujikura Ltd.; American Furukawa, Inc.; Furukawa Electric Co., Ltd.; Furukawa Wiring Systems

America, Inc.; G.S. Electech, Inc.; G.S. Wiring Systems Inc.; G.S.W. Manufacturing Inc.; Kyungshin-Lear Sales and Engineering LLC; Lear Corporation; Leoni AG; Leoni Kabel GmbH; Leoni Wire Inc.; Leoni Wiring Systems, Inc.; Leonische Holding, Inc.; Leoni Bordnetz-Systeme GMBH; Mitsubishi Electric Automotive America, Inc.; Mitsubishi Electric Corp.; Mitsubishi Electric US Holdings, Inc.; K&S Wiring Systems, Inc.; Sumitomo Electric Industries, Ltd.; Sumitomo Electric Wintec America, Inc.; Sumitomo Electric Wiring Systems, Inc.; Sumitomo Wiring Systems (U.S.A.) Inc.; Sumitomo Wiring Systems, Ltd.; S-Y Systems Technologies Europe GmbH; Tokai Rika Co., Ltd.; TRAM, Inc. d/b/a Tokai Rika U.S.A. Inc.; Yazaki Corporation; Yazaki North America Inc.; and their parents, subsidiaries, affiliates, and joint ventures.

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 "Settlement Class Counsel" for the DPP-DENSO Settlement Classes.

A Notice of Proposed Settlements (the "Notice") was mailed to potential members of the DPP-DENSO Settlement Classes on or about November 18, 2021. The Notice describes the litigation and options available to members of the DPP-DENSO Settlement Classes with respect to the settlements in more detail. If you did not receive the Notice, you may obtain a copy on the internet at www.AutoPartsAntitrustLitigation.com, or by calling or writing to any of the following 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

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

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

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

What does the Global Settlement provide? The Global Settlement resolved Plaintiffs' claims in the three DPP-DENSO Cases for a total of \$700,000, as follows: \$326,216.74 (HCP), \$100,000 (IPC), and \$273,783.26 (Wire Harness Products).

Your rights may be affected. If you are a member of any of the DPP-DENSO Settlement Classes you will automatically remain a member of that particular 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, and your interests will be represented by the Class Representatives and by Settlement Class Counsel.

If you wish to exclude yourself from any of the DPP-DENSO Settlement Classes, you must send a request for exclusion specifying which of the DPP-DENSO Settlement Classes you wish to exclude yourself from, in writing, by certified mail, return receipt requested, **postmarked no later than January 7, 2022**, in accordance with the procedures set forth in the Notice. If you validly exclude yourself from any DPP-DENSO Settlement Class, you will not be bound by any decision concerning that settlement class and you can pursue individually any claims you may have against DENSO (at your own expense) with respect to that settlement class, but you will not be eligible to share in the settlement proceeds attributable to that settlement class.

If you remain a member of any of the DPP-DENSO Settlement Classes, you have the right to object to the proposed settlement or to the proposed plan of distribution of the settlement fund in any or all of the DPP-DENSO Cases in which you remain. You may also appear at the hearing where the Court will consider these matters. **Your objection must be filed no later than January 7, 2022.**

Any DPP-DENSO Settlement Class member who wishes to participate in the distribution of the DPP-DENSO Settlement Funds in the *Heater Control Panels*, *Instrument Panel Clusters*, or *Wire Harness Products* cases must complete and submit a copy of the Claim Form in each of those cases in which they wish to participate on or before March 18, 2022. **If, however, you previously submitted a Claim Form in the Heater Control Panels, Instrument Panel Clusters, or Wire Harness Products cases, and you wish to participate in the proposed settlement with DENSO for that case, 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).**

The Court has scheduled a hearing on February 17, 2022, to consider whether to approve: the proposed settlements and the proposed plans of distribution of the settlement funds. If the Court believes that it is appropriate, the hearing may be conducted remotely by telephone or other electronic means. If the Court determines to hold the hearing remotely, Settlement Class Counsel will post that information on the website devoted to the direct purchaser litigation (www.AutoPartsAntitrustLitigation.com) and provide it to any DPP-DENSO Settlement Class member that has informed the Court that it intends to participate at the hearing, along with the information required to do so remotely. The hearing may be continued without further notice to you.

If you believe you are a member of any of the DPP-DENSO 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: November 29, 2021

BY ORDER OF:

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

Workers at Tesla plant plan council

Reuters

BERLIN — Employees at Tesla Inc.'s huge new factory near Berlin will elect a works council to represent their interests, a German trade union said last week.

The IG Metall trade union said seven employees had taken the first step toward setting up a works council, planning to choose an election committee on Nov. 29.

"A works council ensures that the interests of the work force have a voice and a weight. This is in line with the democratic work culture in Germany," said Birgit Dietze, IG Metall district leader in Berlin, Brandenburg and Saxony.

The plant will employ 12,000 workers, although only about a sixth of that have been hired so far, meaning the election of a works council will not take place soon, IG Metall said.

IG Metall has said applicants have told it that Tesla, whose CEO Elon Musk is known for his rocky relationship with organized labor, is offering pay 20 percent below the collectively bargained wages offered at other German automakers.

Tesla is also shaking up conventional German contracts by offering packages with stock options and bonuses rather than predetermined holiday pay.

Tesla did not immediately respond to a phone call or email request for comment. **AN**

GM partners with electric boat startup

General Motors said it bought a 25 percent stake in Pure Watercraft, valuing the electric boat startup at \$600 million.

GM is offering \$150 million in a combination of cash and payment-in-kind, which includes access to the automaker's components and assistance with manufacturing, in exchange for the stake, Pure Watercraft said last week.

Founded in 2011, Seattle-based Pure Watercraft makes electric motors for boats powered by lithium ion batteries and uses a plug-and-play design mechanism that allows for any boat hull to use its motors.

"Building upon GM's existing efforts to deploy our technology across rail, truck and aerospace industries, the combined expertise of these two enterprises should result in future zero-emissions marine product offerings," Dan Nicholson, vice president of GM's Global Electrification unit, said in a statement.

The carmaker in October outlined plans to double its revenue by 2030 and become the leader in U.S. electric vehicle sales.

GM said it would disclose any products developed from the partnership with Pure Watercraft at a later date.

— Reuters

Automotive News

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Settlements Reached with DENSO in Price Fixing Class Action Lawsuits

NEWS PROVIDED BY

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

Nov 29, 2021, 08:00 ET

DETROIT, Nov. 29, 2021 /PRNewswire/ -- Freed Kanner London & Millen LLC; Kohn, Swift & Graf, P.C.; Spector Roseman & Kodroff, P.C.; and Preti, Flaherty, Beliveau & Pachios, LLP ("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 DENSO Defendants totaling \$700,000, and the proposed distribution of the proceeds of the settlements.

The lawsuits claims that DENSO conspired to suppress and eliminate competition for Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products by agreeing to raise, fix, maintain, and/or stabilize prices, rig bids, and/or allocate markets and customers for those automotive parts purchased directly from DENSO and other manufacturers in the United States, in violation of federal antitrust laws.

The settlement affects those individuals or entities who purchased Heater Control Panels, Instrument Panel Clusters, and Wire Harness Products in the United States from January 1, 1998 through March 23, 2017 directly from certain manufacturers. The precise qualifying dates of purchase and the manufacturers from whom purchases need to have been made are set out in the Notice sent to potential class members, which can be found on the website dedicated to this litigation: www.AutoPartsAntitrustLitigation.com.

A hearing will be held on February 17, 2022, at 2:00 p.m., before the Honorable Sean F. Cox, United States District Judge, at the Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226, Courtroom 817 (or such other courtroom as may be assigned for the hearing, or if the Court believes that it is appropriate, remotely by telephone or other electronic means), for the purpose of determining whether to approve: (1) the proposed settlements with the DENSO Defendants and (2) the proposed plans of distribution of the settlement funds to members of the settlement classes.

A Notice of Proposed Settlement (the "Notice") was mailed to potential Settlement Class members on or about November 18, 2021. The Notice describes in more detail the litigation and options available to Settlement Class members with respect to the settlements. The Notice and other important documents related to the settlement can be accessed at www.AutoPartsAntitrustLitigation.com, or by calling 1-877-845-2749 or writing to DPP-DENSO Direct Purchaser Antitrust Litigation, P.O. Box 5110, Portland, OR 97208-5110. Those who believe they may be a member of the Settlement Classes, are urged to obtain a copy of the Notice.

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

URL: www.AutoPartsAntitrustLitigation.com

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

EXHIBIT 2

EXHIBIT 2

AUTOMOTIVE PARTS ANTITRUST LITIGATION, CASE NO. 2:12-MD-02311,
INSTRUMENT PANEL CLUSTERS, 2:12-CV-00201-SFC-RSW

REQUESTS FOR EXCLUSION FROM THE DIRECT
PURCHASER DENSO SETTLEMENT CLASS

<p>TOYOTA Toyota Motor Corporation Toyota Motor North America, Inc. Toyota Motor Engineering & Manufacturing North America, Inc. and its subsidiaries Toyota Motor Sales U.S.A., Inc. Toyota Motor Manufacturing, Mississippi, Inc. Toyota Motor Manufacturing, Indiana, Inc. Toyota Motor Manufacturing, Kentucky, Inc. Toyota Motor Manufacturing 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. Bodine Aluminum, Inc. TABC, Inc. Canadian Autoparts Toyota Inc. Toyota Motor Manufacturing de Guanajuato, S.A. de C.V. Toyota Motor Asia Pacific Engineering & Manufacturing Co., Ltd. and its subsidiaries 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</p>	<p>Toyota Motor Philippines Corp. and its subsidiaries Toyota Kirloskar Motor Private Ltd. and its subsidiaries Toyota Motor Manufacturing California, Inc. Toyota Motor Manufacturing, Northern Kentucky, Inc. Toyota North America, Inc.</p> <p>FORD Ford Motor Company, on behalf of itself and all of its wholly owned divisions, subsidiaries, and affiliates</p> <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>SUBARU CORPORATION Subaru Corporation f/k/a Fuji Heavy Industries Ltd. and its subsidiaries with the exception of Subaru of Indiana Automotive, Inc.</p> <p>FCA FCA US LLC and its predecessors-in-interest DaimlerChrysler, Chrysler LLC, and Chrysler Group LLC</p> <p>SUZUKI Suzuki Motor Corporation and Suzuki Motor USA, LLC, along with companies in which Suzuki Motor Corporation directly or indirectly owns the majority of voting rights, excluding Maruti Suzuki India Limited</p>
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<p>SUBARU OF INDIANA Subaru of Indiana Automotive, Inc.</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 related entities</p> <p>MITSUBISHI Mitsubishi Motors Corporation and Mitsubishi Motors North America, Inc., along with their subsidiaries and majority-owned 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>NISSAN Nissan Motor Co., Ltd. and Nissan North America, Inc., along with their subsidiaries and majority-owned affiliates</p>
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