

WHAT THIS CLASS NOTICE CONTAINS

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

If you purchased linear resistors from 2003 to 2014, you may be eligible for benefits from a class action settlement.

A federal court authorized this Notice. This is not a solicitation from a lawyer.

- Settlements have been reached with the Defendants (listed below) in a class action lawsuit where Plaintiffs alleged that the Defendants participated in an unlawful conspiracy to raise, fix, maintain, or stabilize the price of linear resistors at artificially high levels.
- The Settlements will provide \$50,250,000 to persons in the United States who purchased linear resistors directly from any of the Defendants from July 9, 2003 through August 1, 2014.
- Kamaya, Inc., Kamaya Electric Co., Ltd., Walsin Technology Corporation, Walsin Technology Corporation USA, Hokuriku Electric Industry Co., Ltd., HDK America, Inc., Panasonic Corporation, Panasonic Corporation of North America, ROHM Co., Ltd., ROHM Semiconductor U.S.A., LLC, KOA Corporation, and KOA Speer Electronics, Inc. (collectively the “Defendants”) deny all charges of wrongdoing or liability against them.
- Your legal rights are affected whether you act or don’t act. This Notice includes information on the Settlements and the lawsuit. Read this entire Notice carefully.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT

		<u>DUE DATE</u>
DO NOTHING (IF YOU AGREE WITH THE PURCHASING INFORMATION PROVIDED IN THE ENCLOSED CLAIM FORM)	You will be included in the Settlements and receive a payment from the Settlements. You will give up your rights to sue the Defendants about all claims in these cases.	
SUBMIT A CLAIM FORM (IF YOU DISAGREE WITH THE PURCHASING INFORMATION PROVIDED IN THE ENCLOSED CLAIM FORM OR YOU DID NOT RECEIVE A CLAIM FORM AND BELIEVE YOU SHOULD BE INCLUDED IN THE SETTLEMENT CLASS)	If you submit a claim form and are confirmed to be a Class Member of the Settlements, you will be included in the Settlements and receive a payment from the Settlements. You will give up your rights to sue the Defendants about all claims in these cases.	August 14, 2019
EXCLUDE YOURSELF	You will not be included in the Settlements. You will receive no benefits from the Settlements if you exclude yourself, but you will keep any rights you currently have to sue the Defendants about the claims in the lawsuit.	July 15, 2019
OBJECT	If you do not exclude yourself, you can write to the Court explaining why you disagree with the Settlements.	July 15, 2019
GO TO A HEARING	Ask to speak in Court about the fairness of the Settlements.	September 5, 2019 at 10:00 a.m.

- These rights and options—and the deadlines to exercise them—are explained in this Notice.
- The Court in charge of this case still has to decide whether to approve the Settlements. Payments will be made if the Court approves the Settlements and after any appeals are resolved. Please be patient.

QUESTIONS? CALL 1-888-337-8772 TOLL FREE OR VISIT WWW.RESISTORSSETTLEMENTS.COM

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BASIC INFORMATION

1. WHY DID I GET THIS NOTICE?

If you received a Notice Package regarding the Settlements, records indicate you were a United States purchaser of linear resistors from July 9, 2003 through August 1, 2014 and may be a Class Member affected by the Settlements. This Notice is to inform you about Settlements reached in this litigation before the Court decides whether to grant final approval. This Notice explains the litigation, the Settlements, and your legal rights.

The Court in charge of the case is the United States District Court for the Northern District of California. The lawsuit is known as *In re Resistors Antitrust Litigation*, No. 3:15-cv-03820-JD. The company who sued is called the “Plaintiff.” The companies it sued are called the “Defendants.”

2. WHAT IS THIS LAWSUIT ABOUT?

Resistors are electrical components that limit or regulate the flow of electrical current in an electronic circuit. Resistors can also be used to provide a specific voltage for an active device such as a transistor. The resistance is the measure of opposition to the flow of current in a resistor. More resistance means more opposition to current. Resistors are a fundamental component of electrical circuits used in electronic devices such as televisions, cell phones, computers, and kitchen equipment. Many such devices will contain multiple – sometimes hundreds – of resistors per device.

Linear resistors consist of fixed and variable resistors and can be created in a variety of ways including the carbon-composition resistor and thick and thin film resistors. Many manufacturers manufacture multiple different types of linear resistors.

The Plaintiff alleged that Defendants participated in an unlawful conspiracy to raise, fix, maintain, or stabilize the price of linear resistors at artificially high levels in violation of Section 1 of the Sherman Antitrust Act, 15 U.S.C. § 1 *et seq.* The Defendants deny the Plaintiff’s allegations. The Court has not decided who is right.

3. WHY IS THIS A CLASS ACTION?

In a class action, one or more people called “Class Representatives” sue on behalf of themselves and other people with similar claims in the specific class action. All of these people together are the “Class” or “Class Members.” In a class action, one court may resolve the issues for all Class Members except for those who exclude themselves from the Class.

4. WHY ARE THERE SETTLEMENTS?

The Court has not decided in favor of the Plaintiff or Defendants. Instead, both sides have agreed to Settlements to avoid the costs and risks of a lengthy trial and appeals process. The Class Representative has concluded that the Settlements with the Defendants are fair, reasonable, and adequate and in the best interests of the Class Members.

WHO IS IN THE SETTLEMENTS?

To see if you will get money from these Settlements, you first have to decide if you are a Class Member.

5. HOW DO I KNOW IF I AM PART OF THE SETTLEMENTS?

The Class for the Settlements has been defined as all persons in the United States who purchased linear resistors (including through controlled subsidiaries, agents, affiliates, or joint ventures) *directly* from any of the Defendants, their subsidiaries, agents, affiliates, or joint ventures from July 9, 2003 through August 1, 2014 (the “Class Period”).

6. ARE THERE EXCEPTIONS TO WHO OR WHAT IS INCLUDED IN THE SETTLEMENTS?

The Settlements do not include non-linear resistors. A non-linear resistor is a resistor whose current does not change linearly with changes in applied voltage. Also excluded are the Defendants’ past and present, direct and indirect parents, members, subsidiaries, and affiliates, and their respective past and present officers, directors, employees, managers, members, partners, agents, attorneys and legal representatives, assigns, servants, and representatives, and the predecessors, successors, heirs, executors, administrators, and assigns as well as all judges assigned to the litigation including their staff.

7. I’M STILL NOT SURE IF I AM INCLUDED IN THE SETTLEMENTS.

More details regarding the Settlements are set forth in the Settlement Agreements available on the Settlement Website at www.resistorsettlements.com. If you are still not sure whether you are a Class Member in the Settlements, you may contact the Settlement Administrator by phone toll-free at 1-888-337-8772.

BENEFITS OF THE SETTLEMENTS — WHAT YOU GET

8. WHAT DO THE SETTLEMENTS PROVIDE?

The combined Settlement Fund from the Settlements is \$50,250,000. After deduction of attorneys’ fees and expenses, a Service Award to the Class Representative in an amount up to \$25,000, a maximum of \$1,250,000 for notice and Settlement administration costs, as approved by the Court, the remaining Settlement Fund will be available for distribution to Class Members of the Settlements who agree with the purchase information provided on the Claim Form Class Members receive by mail or who submit a timely and valid Claim Form and who also do not exclude themselves from the Settlements.

More details about the Settlements are set forth in the Settlement Agreements available at www.resistorsettlements.com.

9. HOW MUCH WILL MY PAYMENT FROM THE SETTLEMENTS BE?

At this time, it is unknown how much each Class Member who agrees with the purchase information provided on the Claim Form Class Members received by mail or who submit a timely and valid Claim Form will receive from the Settlements. Payments from the Settlements will be based on a number of factors, including the number of Class Members who submit a timely and valid exclusion from the Settlements. No matter how many claims are filed, no money will be returned to the Defendants once the Court grants final approval of the Settlements and certifies the Settlement Class.

QUESTIONS? CALL 1-888-337-8772 TOLL FREE OR VISIT WWW.RESISTORSETTLEMENTS.COM

Payments from the Settlements will only be made to Class Members: (1) if the Court grants final approval of the Settlements and any objections and appeals are resolved; and (2) in accordance with the Settlement Agreements, the combined Settlement Fund, minus Court-approved attorneys' fees and expenses, any Class Representative Service Award approved by the Court, and Settlement Administration and notice expenses (the "Net Settlement Fund"), will be distributed to Class Members. The distribution plan, as approved by the Court, will determine the amount, if any, that each Class Member will receive. The proposed distribution plan for the Settlements is to make a *pro rata* distribution to each Class Member based on the dollar value of approved purchases of linear resistors per Class Member during the Settlement Class Period.

HOW YOU GET A PAYMENT

10. HOW CAN I GET A PAYMENT FROM THE SETTLEMENTS?

If you agree with the purchase information provided on the pre-printed Claim Form Class Members received by mail, you do not need to do anything to receive a payment from the Settlements. Your payment will be automatically mailed to you using the most recent address information available from Defendants as well as other available sources of information if the Court grants final approval of the Settlements and any objections and appeals are resolved.

If you disagree with the purchase information provided on the pre-printed Claim Form, or if you did not receive a Settlement Notice packet but believe you are a Class Member, you must complete a Claim Form, available on the Settlement Website at www.resistorssettlements.com or you may request one by phone at 1-888-337-8772, provide supporting documentation with the Claim Form (e.g., invoices, purchase records, etc.), and submit it to the Settlement Administrator online through the Settlement Website at www.resistorssettlements.com, or by mail to the following address:

Linear Resistors Settlements
c/o JND Legal Administration
P.O. Box 91309
Seattle, WA 98111

Please note, if you did not receive this Notice and pre-printed Claim Form and believe you are a Class Member in the Settlements, you must complete a Claim Form, available on the Settlement Website at www.resistorssettlements.com or you may request one by phone at 1-888-337-8772, provide supporting documentation with the Claim Form (e.g., invoices, purchase records, etc.), and submit it to the Settlement Administrator online through the Settlement Website at www.resistorssettlements.com or by mail at the address provided above. The Settlement Administrator will review and verify your eligibility for the Settlements when it reviews your claim.

To be valid and timely, your Settlement Claim Form must be received online or postmarked by mail no later than **August 14, 2019**.

11. WHEN WOULD I GET MY PAYMENT FROM THE SETTLEMENTS?

Payments from the Settlements will not be distributed until the Court grants final approval of the Settlements and any objections or appeals are resolved. It is uncertain whether and when any appeals will be resolved. Settlement updates will be provided on the Settlement Website at www.resistorssettlements.com or may be obtained by contacting the Settlement Administrator by phone toll-free at 1-888-337-8772. Please be patient.

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12. WHAT AM I GIVING UP TO GET A PAYMENT AND STAY IN THE SETTLEMENTS?

If you remain a Class Member in the Settlements, you will give up your right to sue the Defendants on your own for the claims described in the Settlement Agreements unless you exclude yourself from the Settlement Class. You will also be bound by any decisions by the Court relating to the Settlements. In return for paying the Settlement Amounts and providing additional nonmonetary benefits, the Defendants will be released from claims relating to the alleged conduct related to the linear resistors identified in the Settlement Agreements.

The Settlement Agreements describe the released claims in further detail. Read the Settlement Agreements carefully since those releases will be binding on you as a Class Member if the Court grants final approval of the Settlements. If you have any questions, you can talk with Class Counsel free of charge or you may talk with your own lawyer (at your own expense). The Settlement Agreements and releases are available at www.resistorssettlements.com.

EXCLUDING YOURSELF FROM THE SETTLEMENTS

If you don't want a payment from the Settlements, and you want to keep the right to sue or continue to sue the Defendants, then you must take steps to get out of the Settlement Class. This is called asking to be excluded from or "opting out" of the Settlement Class.

13. HOW DO I GET OUT OF THE SETTLEMENTS?

To exclude yourself from the Settlements, you must send a letter to the Settlement Administrator stating that you wish to be excluded from *In re Resistors Antitrust Litigation – Direct Purchaser Actions*, No. 3:15-cv-03820-JD. Your written exclusion request must include the following:

- Your full business name, address, and telephone number;
- The following statement:

[Business entity] wants to be excluded from *In re Resistors Antitrust Litigation – Direct Purchaser Actions*, No. 3:15-cv-03820-JD and understands that by excluding itself it will not be able to get any money or benefits from the Settlements.

- Signature of Authorized Business Representative with title.

You must mail your written exclusion request, postmarked no later than July 15, 2019 to:

Linear Resistors Settlements
c/o JND Legal Administration
P.O. Box 91309
Seattle, WA 98111

14. IF I DON'T EXCLUDE MYSELF, CAN I SUE THE DEFENDANTS FOR THE SAME THING LATER?

No. Unless you exclude yourself from the Settlements, you give up any right to sue the Defendants for all claims being released in *In re Resistors Antitrust Litigation – Direct Purchaser Actions*, No. 3:15-cv-03820-JD.

If you have a pending lawsuit against any of the Defendants, speak to your lawyer in that lawsuit immediately, because you may need to exclude yourself from the Settlements to continue your own lawsuit.

QUESTIONS? CALL 1-888-337-8772 TOLL FREE OR VISIT WWW.RESISTORSSETTLEMENTS.COM

15. IF I EXCLUDE MYSELF, CAN I GET MONEY FROM THE SETTLEMENTS?

No. If you exclude yourself from the Settlements, you will not receive a payment from the Settlements but you keep your legal rights to sue the Defendants.

THE LAWYERS REPRESENTING YOU

16. DO I HAVE A LAWYER IN THIS CASE?

The Court has appointed the following lawyers to represent Class Members of the Settlements:

HAGENS BERMAN SOBOL SHAPIRO LLP

715 Hearst Avenue, Suite 202
Berkeley, CA 94710
Phone: (510) 725-3000
Email: resistors@hbsslaw.com

COHEN MILSTEIN SELLERS & TOLL PLLC

1100 New York Ave. NW, Suite 500, West Tower
Washington, DC 20005
Phone: (202) 408-4600
Email: resistors@cohenmilstein.com

You will not be charged for contacting these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

17. HOW WILL THE LAWYERS BE PAID?

At the Fairness Hearing, Class Counsel will ask the Court for payment of attorneys' fees of 20% of the combined Settlement Fund based on their services in this litigation and will ask to be reimbursed for certain expenses already incurred on behalf of the Settlement Class. Any payment to the attorneys will be subject to Court approval and the Court may award less than the amount requested. Any attorneys' fees and expenses that the Court orders, plus the Settlement Administration and Notice costs as well as the Class Representative Service Award, will come out of the combined Settlement Fund.

When Class Counsel's motion for attorneys' fees and expenses is filed, it will be available at www.resistorssettlements.com. The motion will be posted on the website by June 10, 2019. You will have an opportunity to comment on this request.

OBJECTING TO THE SETTLEMENTS

18. HOW DO I TELL THE COURT THAT I DON'T LIKE THE SETTLEMENTS?

If you have objections to any aspect of the Settlements, you may express your views to the Court. You can object to the Settlement(s) only if you do not exclude yourself from the Settlement Class.

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

You may object to the proposed settlement in writing. You may also appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for paying that attorney. All written objections and supporting papers must: (a) Specify your Business name, address, and telephone number; (b) clearly identify the case name and number (*In re Resistors Antitrust Litigation – Direct Purchaser Actions*, No. 3:15-cv-03820-JD); (c) be submitted to the Court either by mailing to the Class Action

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Clerk, United States District Court for the Northern District of California, 450 Golden Gate Avenue, San Francisco, CA 94102, or by filing them in person at any location of the United States District Court for the Northern District of California; and (d) be filed or postmarked on or before July 15, 2019.

19. WHAT'S THE DIFFERENCE BETWEEN OBJECTING AND EXCLUDING?

If you exclude yourself from the Settlements, you are telling the Court that you do not want to participate in the Settlements. Therefore, you will not be eligible to receive any benefits from the Settlements and you will not be able to object to the Settlements, as they will no longer apply to you.

By objecting to the Settlements, you are telling the Court that you do not like something about the Settlements. Objecting does not make you ineligible to receive a payment from the Settlements.

THE COURT'S FAIRNESS HEARING

The Court will hold a Fairness Hearing to decide whether to approve the Settlements and any requests by Class Counsel for fees and expenses. You may attend and you may ask to speak but you are not required to do so.

20. WHEN AND WHERE WILL THE COURT DECIDE WHETHER TO APPROVE THE SETTLEMENTS?

The Court will hold a Fairness Hearing on September 5, 2019 at 10:00 a.m. at the United States District Court, Northern District of California, 450 Golden Gate Avenue, Courtroom 11, 19th Floor, San Francisco, CA 94102.

The hearing may be moved to a different date or time without additional notice. You should check the Court's PACER site, <http://cand.uscourts.gov/cm-ecf> or check with the Settlement Administrator at www.resistorssettlements.com or 1-888-337-8772 to confirm that the date has not been changed. At this hearing, the Court will consider whether the Settlements are fair, reasonable, and adequate. If there are objections or comments, the Court will consider them at that time and may listen to people who have asked to speak at the hearing. The Court may also decide how much to pay Class Counsel and whether to reimburse Class Counsel for certain expenses and whether to approve the Class Representative Service Award. The Court will decide whether to approve the Settlements at the hearing or sometime after.

21. DO I HAVE TO COME TO THE FAIRNESS HEARING?

No. Class Counsel will answer any questions the Court may have at the Fairness Hearing, but you may attend at your own expense. If you send an objection or comment to the Settlements, you do not have to come to the hearing to talk about it. As long as you filed or mailed your written objection on time, the Court will consider it. You may also hire your own lawyer at your own expense to attend on your behalf, but you are not required to do so.

22. MAY I SPEAK AT THE FAIRNESS HEARING?

If you send an objection to or comment on the Settlements, you may have the right to speak at the Fairness Hearing as determined by the Court. You cannot speak at the Fairness Hearing if you exclude yourself from the Settlements.

IF YOU DO NOTHING

23. WHAT HAPPENS IF I DO NOTHING AT ALL?

If you do nothing and the Settlements receive final approval from the Court, you will receive a payment from the Settlements if you agree with the purchase information provided on the pre-printed Claim Form and you will be bound by the Court's Final Judgment and release of claims detailed in the Settlement Agreements.

If you (1) disagree with the purchase information provided on the pre-printed Claim Form, or (2) did not receive this Notice and pre-printed Claim Form by mail or email and believe you are a Class Member in the Settlements, you must complete a Claim Form, available at www.resistorssettlements.com or by calling toll-free at 1-888-337-8772, provide supporting documentation (e.g., invoices, purchase records, etc.), and submit it to the Settlement Administrator at the address provided above in order to be eligible to receive a payment. The Settlement Administrator will review and verify your eligibility for the Settlements when it reviews your claim.

To be valid and timely, your Settlement Claim Form must be postmarked no later than **August 14, 2019**.

GETTING MORE INFORMATION

24. HOW DO I GET MORE INFORMATION?

This Notice summarizes the Settlements. More details are provided in the Settlement Agreements. You can get copies of the Settlement Agreements and obtain more information about the Settlements on the Settlement Website at www.resistorssettlements.com. You also may write with questions to Linear Resistors Settlements, c/o JND Legal Administration, P.O. Box 91309, Seattle, WA 98111 or call toll-free 1-888-337-8772.

For a more detailed statement of the matters involved in the lawsuit or the Settlements, you may refer to the papers filed in this case during regular business hours at the office of the Clerk of the Court, United States District Court for the Northern District of California at the Phillip Burton Federal Building, 450 Golden Gate Avenue in San Francisco, California, File: In re Resistors Antitrust Litigation, Case No. 3:15-cv-03820, or by accessing the Court docket in this case through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THESE SETTLEMENTS OR THE CLAIM PROCESS.

Dated: May 16, 2019

By Order of the Court
United States District Court
Northern District of California

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