

# Did you purchase electrolytic capacitors or products containing electrolytic capacitors, such as a smartphone or a television, between September 1, 1997 and December 31, 2014 in Canada?

CLASS ACTIONS ARE UNDERWAY ACROSS CANADA, WHICH ALLEGE OVERCHARGES FOR ELECTROLYTIC CAPACITORS, OR PRODUCTS CONTAINING ELECTROLYTIC CAPACITORS, PURCHASED DURING THAT TIME.

## WHAT ARE THE CLASS ACTIONS ABOUT?



An "electrolytic capacitor" is an electronic component found in electronics like smartphones, gaming consoles, home appliances, and televisions, among other products.

Class action lawsuits have been brought across Canada against a number of companies involved in the manufacturing and sale of electrolytic capacitors ("Class Actions").

The Class Actions allege that the defendants participated in an unlawful conspiracy to fix, raise, maintain, increase, or control the price for electrolytic capacitors in Canada between September 1, 1997 and December 31, 2014 (the "Class Period").

A Settlement has been reached with the defendants NEC TOKIN Corporation and NEC TOKIN America Inc. (collectively "TOKIN").

The TOKIN defendants are the first to enter into a settlement for these Class Actions. The Class Actions will continue against over 30 other named defendants. During the Class Period, TOKIN had a small share of the global electrolytic capacitors market in the range of 3-6% (Source: Paumanok Reports).

TOKIN does not admit any wrongdoing, and the settlement is a compromise of claims negotiated over more than a year. In order to resolve the claims in the Class Actions, TOKIN has agreed to pay CAD \$2,900,000, and to provide meaningful early cooperation to the plaintiffs.

For further details, please read the long-form version of this notice here: [elec.capacitorclassaction.com](http://elec.capacitorclassaction.com).

## DOES THIS COST ME ANYTHING?

No. Lawyers representing the class will be requesting 25 percent (25%) of the settlement funds plus disbursements and applicable taxes to be approved by the Courts and paid out of the settlement funds.

## WHAT DO I HAVE TO DO NOW?

Settlement money will not be distributed now as the case is still ongoing. The continuing litigation may or may not result in further settlements or judgments. If there is a further recovery, it will be added to the Settlement Funds. If you do not oppose the TOKIN settlement, you do not need to

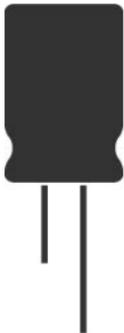
do anything else at this time.

The Court must now determine whether the settlement is fair, reasonable and in the best interests of class members.

If you wish to comment or object to the settlement, you must deliver a written submission to one of the lawyers at the addresses provided in the long-form notice or to the e-mail addresses mentioned below, received by **October 24, 2018 at the latest**. Please visit the case website: [elec.capacitorclassaction.com](http://elec.capacitorclassaction.com) for more information and to review the long-form version of this notice.

If you do not want to be a class member in the Class Actions, your opt-out must be received by **October 24, 2018 at the latest**. To opt-out, please visit: [elec.capacitorclassaction.com](http://elec.capacitorclassaction.com) or contact: RicePoint Administration Inc. ([capacitor@ricepoint.com](mailto:capacitor@ricepoint.com) or 1-877-336-5240).

If you do not opt-out, you will be bound by the Courts' decision on this settlement and by all future Court decisions in the Class Actions. The certification/authorization order and the associated opt-out process are only valid if the settlement is approved. If the settlement is not approved or if it otherwise fails to take effect, the certification/authorization order will not stand and any opt-out notice submitted by any person will be set aside, and the litigation will continue against TOKIN. If a certification/authorization order is granted by the Court in the future, an opt out process will take place at that time.



## WHO ARE THE LAWYERS REPRESENTING THE CLASS?

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