

CLASS NOTICE

To Receive A Payment From The Settlement, Your Claim Form Must Be Filed Online Or Postmarked By March 26, 2020

IF YOU PURCHASED GASOLINE FROM CERTAIN STATIONS IN CHITTENDEN, FRANKLIN OR GRAND ISLE COUNTIES BETWEEN APRIL 1, 2012 AND JUNE 22, 2015, YOU MAY BE ENTITLED TO A PAYMENT

The Superior Court has authorized this notice. This is not a solicitation from a lawyer.

I. THE LAWSUIT: Jacob R. Kent, Anne B. Vera, Thomas R. Mahar, Dawn M. Mahar, David C. Carter, and Barbara Carter (“Plaintiffs”) brought this action against R.L. Vallee, Inc., S.B. Collins, Inc., Wesco, Inc., and Champlain Oil Company, Inc. (“Defendants”) alleging that they agreed to fix the price of gasoline and allocate customers in northwestern Vermont, in violation of the Vermont Consumer Protection Act, 9 V.S.A. § 2451 *et. seq.* Defendants deny these allegations but agreed to settle to avoid the costs and uncertainties of litigation. The name of the case is *Kent, et al. v. R.L. Vallee, Inc., et al.*, Case No. 617-6-15 CNCV.

II. WHO IS INCLUDED IN THE SETTLEMENT CLASS: The Settlement Class is defined as: all persons and businesses who at any time during the period of April 1, 2012 through June 22, 2015 (the “Class Period”): a) owned or leased at least one Qualified On Road Vehicle (which means a gasoline-powered or hybrid on-road vehicle which was validly registered during the Class Period, including without limitation, a motorcycle, three-wheel vehicle, car, truck, or van); b) lived in Chittenden, Franklin or Grand Isle Counties (the “Class Area”); and c) purchased gasoline from any station in the Class Area that any of the Defendants operated or supplied with gasoline during the Class Period. A list of Eligible Stations is included in this Notice and is on the Settlement Website: www.VTFuelclassaction.com.

III. THE PROPOSED SETTLEMENT: Without admitting any fault or liability, and in exchange for a release of all claims against them, if the Settlement Agreement is finally approved, Defendants have agreed to fund a \$1.5 million Settlement Fund. Before making payments to Settlement Class Members, the Settlement Fund will be used to pay notice and administrative expenses, a service award to each Named Plaintiff of up to \$5,000, attorneys’ fees and reasonable litigation expenses in an amount not to exceed 1/3 of the Settlement Fund. Each Settlement Class Member who submits a valid claim will receive a payment.

Settlement Class Members may elect to submit a claim in one of two ways: (1) by submitting their actual receipts or credit card statements documenting actual gas purchases from the Eligible Stations during the Class Period; or (2) by submitting a claim for a standard share for each temporal period during the Class Period that the claimant resided in the Class Area, owned a Qualified On Road Vehicle, and purchased gasoline from an Eligible Station. The distribution of the Settlement Fund will be in accordance with a formula set forth in the Settlement Agreement. The amount of payment on either type of claim will depend on the number of persons who submit Claim Forms.

IV. WHO REPRESENTS YOU: The Court appointed the following firms to represent the Settlement Class as Class Counsel:

John Roddy Bailey & Glasser LLP 99 High Street, Suite 304 Boston MA 02110	Joshua L. Simonds The Burlington Law Practice, PLLC 2 Church Street, Suite 2G Burlington, VT 05401
Eric Snyder Bailey & Glasser LLP 209 Capitol Street Charleston, WV 25301	Michael Murphy Bailey & Glasser LLP 1055 Thomas Jefferson St. NW, Suite 540 Washington, DC 20007

V. YOUR LEGAL RIGHTS AND OPTIONS: (1) Submit a Claim Form. You must complete and submit a Claim Form by **March 26, 2020** to receive a payment. Additional Claim Forms can be downloaded on the Settlement Website. You may submit a Claim Form online at www.VTFuelclassaction.com, or mail the attached Claim Form to the address shown on the form. The value of each individual settlement payment cannot be determined until the Claims Deadline has passed and all claims have been verified. **(2) Exclude Yourself.** If you do not wish to participate in the Settlement Agreement you may exclude yourself from it by sending (via US Mail) a request to the Settlement Administrator, *VT Fuel Settlement Administrator*, c/o JND Legal Administration, P.O. Box 91130, Seattle, WA 98111, postmarked no later than **March 26, 2020**. The request for exclusion must state your name, address, phone number, state that you wish to be excluded from the Settlement Class, include proof of eligibility in membership in the Settlement Class, and be signed by you. If you exclude yourself from the Settlement Agreement you will not receive a payment and you will not release any claims against the Defendants. You may only exclude yourself. You may not exclude others. **(3) Object.** If you do not exclude yourself, you can file an objection, either on your own or through an attorney, explaining why you think the Court should not approve the Settlement Agreement. The objection must contain the case name and number; your name and address; proof that you are a member of the Settlement Class; your phone number; a statement of your objection; an explanation of the legal and factual basis for the objection; documentation or witnesses, if any, to support your objection; the name and contact information for your attorney if you have one; and a statement as to whether you intend to appear at the Final Approval Hearing. The objection must be filed by **March 26, 2020** with the Clerk of the Superior Court, Chittenden Civil Division, 175 Main Street, Burlington, Vermont 05401 and mailed to the Settlement Administrator postmarked no later than **March 26, 2020**; **(4) Do Nothing.** If you do nothing, you will not receive a monetary recovery, but you will be bound by all the terms of the Settlement Agreement.

VI. WHAT AM I GIVING UP UNDER THE SETTLEMENT? If the Settlement Agreement becomes final, you will be releasing Defendants for any claims you may have that arose during the Class Period and were or could have been brought in the Action based on the facts alleged in the Complaint, Amended Complaint, or Second Amended Complaint. The Released Claims are fully explained in the Settlement Agreement, available at www.VTFuelclassaction.com.

VII. FINAL APPROVAL HEARING: The Court has scheduled a Final Approval Hearing before Hon. Helen M. Toor on May 11, 2020 at 1pm in the Superior Court, Chittenden Civil Division, 175 Main Street, Burlington, Vermont 05401. You and/or your attorney may attend this hearing if you desire. In order to address the Court regarding any matters relating to this Settlement Agreement, you must file a timely objection containing the information described above.

VIII. MORE INFORMATION: More information is available at www.VTFuelclassaction.com. You may also inspect the pleadings and other papers filed in this case at the office of the Clerk of the Court, Superior Court, Chittenden Civil Division, 175 Main Street, Burlington, Vermont 05401. If you have questions about this Notice or the proposed settlement, you may contact Settlement Class Counsel. **THE COURT AND THE DEFENDANTS CANNOT PROVIDE INFORMATION.**