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NOTICE OF CASE CONCLUSION AND DISTRIBUTION PLAN

To: All persons employed by Apple Inc. (“Apple”) as hourly, non-exempt employees who worked for Apple in the state of California from December 16, 2007 through July 31, 2012 and who did not previously opt out of this Action.

PLEASE READ THIS NOTICE CAREFULLY

PURSUANT TO THE ORDER OF THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO, ENTERED ON AUGUST 13, 2020, YOU ARE HEREBY NOTIFIED THAT JUDGMENT IN THIS CASE HAS BEEN ENTERED, THE JUDGMENT IS NO LONGER SUBJECT TO APPEAL, AND THE COURT HAS APPROVED AN ORDER FOR DISTRIBUTION OF THE JUDGMENT. FOLLOWING IS A SUMMARY OF THE ACTION, THE JUDGMENT, THE ORDER OF DISTRIBUTION, AND YOUR OPTIONS:

WHAT IS THIS NOTICE ABOUT?

On December 16, 2011, plaintiff Brandon Felczer filed a putative class action lawsuit against defendant Apple Inc. (“Apple”), entitled *Felczer, et al. v. Apple, Inc.*, in the Superior Court of the State of California, for the County of San Diego, Case No. 37-2011-00102593-CU-OE-CTL (the “Action”). Plaintiff Felczer later amended the Action and included additional plaintiffs: Ryan Goldman, Ramsey Hawkins, and Joseph Lane Carco (together with plaintiff Felczer, the “Plaintiffs”). Plaintiffs and Apple are jointly referred to as the “Parties”. Plaintiffs filed the Action asserting, among other things, claims for failure to provide meal periods, failure to provide rest breaks, failure to timely pay wages at termination, and claims for derivative penalties on behalf of the following individuals:

All hourly, non-exempt employees who worked for Apple in the state of California from December 16, 2007 through July 31, 2012.

On July 21, 2014, the Superior Court of California, County of San Diego (“Court”) granted Plaintiffs’ request for certification of alleged meal period, rest break, final pay and derivative penalty claims accruing through July 31, 2012.

On or about January 16, 2015, the Court notified you that it had certified the Action to proceed as a class action, and the Court advised that, if you did not wish to participate in the Action, you were required to opt out by a deadline of March 2, 2015. You did not opt out of the Action, and as a result, you are a member of the certified class (i.e., a “Class Member”), and you are bound by the results of this litigation.

THE JUDGMENT AND ORDER OF DISTRIBUTION

On October 18, 2016, a jury and bench trial commenced in the Action. Following the jury and bench trial, the Court entered a judgment on September 13, 2017. A copy of the judgment is available at the following website established by the third party administrator (the “TPA”): www.cptgroup.com/felczersettlement (the “TPA Website”).

As confirmed by the judgment, a jury awarded the Retail Meal Period Subclass members - meaning those Class Members who worked for Apple in California as non-exempt, non-managerial Retail store employees between December 16, 2008 and July 31, 2012, and who did not opt out of this Action on or before March 2, 2015 - **Two Million Dollars (\$2,000,000)** for alleged meal period violations. Judgment was entered in favor of Apple and against the Retail Meal Period Subclass on all other claims. Moreover, judgment was entered in favor of Apple and against all other Class Members on all other claims. Thus, only Retail Meal Period Subclass members are eligible to receive money from the judgment. Pursuant to the Court’s order, the **Sixty Thousand Dollars (\$60,000)** in costs to administer the distribution of the judgment will be paid out of the \$2,000,000 common fund awarded to the Retail Meal Period Subclass.

On March 23, 2018, the Court ordered Apple to pay **Two Million Two Hundred Eighty-Six Thousand Six Hundred Thirty-Nine Dollars and Eighty-Two Cents (\$2,286,639.82)** in attorneys’ fees to Class Counsel. The Court also awarded the class representatives (Plaintiffs Felczer, Goldman, Hawkins and Carco) **Eight Thousand Dollars (\$8,000.00)** each, as service awards, with those sums to be paid out of the attorneys’ fees award.

On April 9, 2018, the Court ordered Apple to pay **Four Hundred Thirty-Eight Thousand One Hundred Ninety-Eight Dollars and Thirty-Eight Cents (\$438,198.38)** in recoverable costs to Class Counsel.

On April 9, 2018, the Court ordered Plaintiffs Carco and Hawkins, jointly and severally, to pay Apple **Two Hundred and Three Thousand One Hundred and Twenty-Six Dollars and Forty-Three Cents (\$203,126.43)** in recoverable costs.

The Parties appealed the judgment and the orders awarding attorney fees and costs. The Parties settled their disputes before the appeals were resolved. Through the settlement, the Parties agreed to mutually dismiss their appeals, and Apple “agreed not to enforce its \$203,126.43 costs order against plaintiffs Ramsey Hawkins and Joseph Lane Carco”. By order of the Court of Appeal, the judgment and the orders awarding fees and costs are no longer subject to appeal and no fairness hearing is required for the settlement. A copy of the Court of Appeal’s order is available at the TPA Website.

On August 13, 2020, the Superior Court of California issued an order of distribution of the judgment. A copy of the order of distribution (without exhibits) is available at the TPA Website. As a result of the judgment and order of distribution, Retail Meal Period Subclass members will receive a payment once the time to appeal the order of distribution runs and no appeal is filed.

Retail Meal Period Subclass members are advised to consult a tax professional regarding the IRS Form 1099 they may receive in light of their payment.

WHAT ARE MY OPTIONS AS A CLASS MEMBER?

Regardless of whether you worked as a non-exempt retail or corporate employee at Apple, you do not owe Apple or anyone any money as a result of the litigation, and there will be no efforts to collect any costs or fees from you related to this lawsuit.

If you are satisfied with this conclusion of the class action, you do not need to do anything.

The judgment entered in this Action on September 13, 2017, and the Court's orders granting attorneys' fees, costs, and service awards described above, are final and no longer subject to appeal. If you wish to object to the Court's order of distribution of the judgment, you have 60 days from August 27, 2020 to do so.

If any checks distributed to the Retail Meal Period Subclass members are (1) undeliverable or (2) not cashed within 180 days of the mailing date, then 210 days after the mailing date of the distribution checks, the third party administrator shall void those checks and shall pay such unallocated and unclaimed funds to the State of California Controller's Office, Unclaimed Property Fund, in accordance with California law regarding such escheatment.

GETTING MORE INFORMATION

If you have questions regarding the judgment and order of distribution, you may contact Class Counsel at:

Hogue & Belong
170 Laurel Street
San Diego, CA 92101
Phone: (619) 238-4720
Fax: (619) 270-9856

The pleadings and other records in this litigation may be examined at the Office of the Clerk, Superior Court of California, County of San Diego, Hall of Justice, 330 West Broadway, San Diego, CA, 92101, during the Clerk's normal business hours; or you may access the Court's docket in this Action through the Court's online system at <http://www.sdcourt.ca.gov>. In addition, the judgment, the Court of Appeal's order and the order regarding distribution referenced above may be viewed at the TPA Website.

PLEASE DO NOT CONTACT COURT STAFF REGARDING THE CASE.