

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

In Re: AUTOMOTIVE PARTS
ANTITRUST LITIGATION

Master File No. 12-md-02311
Honorable Marianne O. Battani

In Re: Alternators

THIS DOCUMENT RELATES TO:

Dealership Actions

2:12-cv-00702-MOB-MKM

**PROPOSED / PENDING COURT APPROVAL
DISTRIBUTION/ALLOCATION PLAN
ALTERNATOR SETTLEMENTS**

This distribution/allocation plan (“Allocation Plan”) will be applied to the automobile dealership settlements in the Alternators case. The Allocation Plan includes, to the extent practicable, allowances based on *pro rata* distributions and utilizes a “weighted” point system that recognizes instances of alleged coordinated activity. The principles applied here will be applied to settlements benefitting automobile dealerships for other automobile parts cases in this litigation. Each parts case will have its own plan of distribution / allocation.

Settlement Coverage:

The Allocation Plan will allocate the net proceeds of each of the approved Alternators Settlements to:

- (1) Dealers who purchased vehicle models that were subject to alleged coordinated activity on bids for component parts;
- (2) Dealers who purchased subsequent vehicle models that were subject to alleged coordinated activity on bids for component parts;

- (3) Dealers who purchased vehicles whose manufacturers experienced multiple instances of alleged coordinated activity on bids for component parts;
- (4) Dealers who purchased other vehicles;
- (5) Dealers who purchased component parts subject to allegedly coordinated activity; and
- (6) A reserve fund for future allocations and distributions to eligible Settlement Class members.

This Allocation Plan is subject to court approval and may be revised or modified with Court approval if new relevant information becomes available. In addition, there may be supplements and additions to the list of vehicles appended hereto, without Court approval.

Payments will take into account, to the extent practicable, the number and type of new vehicles and covered component parts that a dealership purchased during the periods set forth in the Settlement Class definitions. While the make and model of some vehicles subject to the allegedly coordinated activity has been determined by Settlement Class Counsel, all of the data and information regarding affected models and years has not yet been made available to Settlement Class Counsel. As additional model or make information becomes available, the specific vehicles subject to allegedly coordinated activity and their model years will be assigned to a point class. As such, the initial reserve fund in the Alternators settlements will be 40% of the total funds to be distributed. The percentage of reserve funds in each of the future settlements may vary. In the event and to the extent that the reserve fund is not needed to cover payments described above, any funds remaining in the reserve fund after future allocations will be paid to eligible dealerships based on their *pro rata* share of the settlement funds and the eligible claims filed.

Only new vehicles purchased are eligible for inclusion. Used and pre-owned vehicles that a dealer has purchased at any time will not be included in the allocation.

Weighted Point Allocations:

Allocations will be determined on a *pro rata* basis using a “weighted” value for each new covered vehicle that dealers purchased during the relevant time periods:

- Each vehicle in a model year as to which there was alleged coordinated activity for a part used in that model will be assigned **100 points**;
- Each vehicle in the subsequent three model years of a vehicle as to which there was alleged coordinated activity for a part used in that model will be assigned **75 points**;

- Each vehicle whose OEM and model was subject to instances of alleged coordinated activity on bids for parts will be assigned **50 points**;
- Each vehicle whose OEM was subject to instances of alleged coordinated activity on bids for parts will be assigned **35 points**;
- Other vehicles not covered by the preceding paragraphs will be assigned **20 points**;
- Alternators (parts only) purchased will be assigned **10 points**;
- **Alternatively**, class members may choose to have the Settlement Administrator apply a formula through which the number of replacement Alternators (parts only) will be equal to 10% of the total number of covered vehicles that the dealer purchased, and each of those will be allocated **7 points**, in lieu of determining and proving the actual number of Alternators purchased. (This percentage will be adjusted and disclosed with each proposed settlement.)

Important Note: Each claimant that submits a valid claim and purchased the vehicles in the states listed in the settlement documents will receive a ***minimum payment of \$350***, which will be drawn from the various settlement funds. The maximum payment will depend on the application of the principles of allocation and the total amount of each settlement fund, after expenses.

More details about the anticipated distribution of the settlement funds are available in the papers filed with the Court in support of settlement approval, which are available on the settlement website, www.AutoDealerSettlement.com. In order to receive a payment, you need to file a valid claim. The settlement web site and claim form provide additional details about how to submit your claim. Further information is available at www.AutoDealerSettlement.com or by calling the Settlement Administrator at [1-888-565-3171](tel:1-888-565-3171).

Vehicle Allocation charts follow on the next several pages. The allocation information provided was not compiled or approved by Settling Defendants and is not to be construed as evidence or an admission against any Settling Defendants that they participated in coordinated activities with respect to the listed vehicles and manufacturers.

The following models will be assigned 100 points for each vehicle purchased from the model year listed:

Table 1

Car Make	Car Model	Model Year
Acura	MDX	2011
Acura	RDX	2012
Audi	A4	2012
Audi	A5	2012
Audi	A7	2012
Audi	Q5	2012
BMW	X3	2013
BMW	X4	2014
BMW	X5	2014
BMW	Z4	2010
Buick	Enclave	2006
Buick	Enclave	2007
Buick	Enclave	2008
Buick	Enclave	2009
Buick	Enclave	2010
Buick	LeSabre	2006
Buick	LeSabre	2007
Buick	Lucerne	2005
Cadillac	CTS	2005
Cadillac	SRX	2010
Cadillac	XRS	2008
Chevrolet	Camaro	2010
Chevrolet	Cobalt	2005
Chevrolet	Equinox	2005
Chevrolet	Equinox	2006
Chevrolet	Equinox	2007
Chevrolet	HHR	2005
Chevrolet	Impala	2010
Chevrolet	Silverado	2006
Chevrolet	Silverado	2007
Chevrolet	Silverado	2008
Chevrolet	Silverado	2009
Chevrolet	Silverado	2010
Chevrolet	Trailblazer	2007
Chevrolet	Trailblazer	2008
Chevrolet	Trailblazer	2009

Car Make	Car Model	Model Year
Chevrolet	Trailblazer	2010
Chrysler	200	2008
Chrysler	300	2004
Chrysler	300	2005
Chrysler	Town & Country	2008
Dodge	Caliber	2006
Dodge	Caliber	2008
Dodge	Dakota	2008
Dodge	Grand Caravan	2008
Dodge	Magnum	2004
Dodge	Magnum	2005
Fiat	500	2012
Ford	Escape	2011
Ford	Expedition	2009
Ford	Explorer	2009
Ford	Explorer	2010
Ford	F-150	2011
Ford	F-150	2009
Ford	F-250 Diesel	2009
Ford	Focus	2012
Ford	Freestyle	2008
Ford	Fusion	2008
Ford	Fusion	2009
Ford	Fusion	2013
Ford	Mustang	2009
Ford	Mustang	2011
Ford	Taurus	2008
Ford	Taurus X	2008
Ford	F-250 Diesel	2007
Ford	F-350	2009
Ford	F-350 Diesel	2007
GMC	Acadia	2007
GMC	Acadia	2008
GMC	Acadia	2009
GMC	Acadia	2010
GMC	Envoy	2007

Car Make	Car Model	Model Year
GMC	Envoy	2008
GMC	Envoy	2009
GMC	Envoy	2010
GMC	Sierra	2006
GMC	Sierra	2007
GMC	Sierra	2008
GMC	Sierra	2009
GMC	Sierra	2010
Honda	Accord	2003
Honda	Accord	2008
Honda	Accord	2013
Honda	Civic	2001
Honda	Civic	2006
Honda	Civic	2011
Honda	Civic	2012
Honda	CR-V	2012
Honda	Fit	2008
Honda	Odyssey	2005
Honda	Odyssey	2011
Honda	Pilot	2004
Isuzu	Ascender	2007
Isuzu	Ascender	2008
Isuzu	Ascender	2009
Isuzu	Ascender	2010
Jeep	Cherokee	2008
Jeep	Commander	2008
Jeep	Compass	2011
Jeep	Patriot	2006
Jeep	Patriot	2008
Lincoln	MKZ	2013
Lincoln	Navigator	2011
Mazda	6	2008
Mercedes-Benz	CLA	2014
Mercedes-Benz	GLA	2014

Car Make	Car Model	Model Year
Mercedes-Benz	ML Class	2012
Mercury	Mariner	2011
Mercury	Milan	2008
Nissan	Altima	2008
Nissan	Altima	2009
Nissan	Cube	2011
Nissan	Sentra	2007
Nissan	Sentra	2008
Nissan	Sentra	2011
Pontiac	G5	2005
Pontiac	Grand Prix	2008
Pontiac	GTO	2007
Pontiac	GTO	2008
Pontiac	GTO	2009
Pontiac	Torrent	2006
Pontiac	Torrent	2007
Saab	9-4X	2010
Saturn	Outlook	2006
Saturn	Outlook	2007
Saturn	Outlook	2008
Saturn	Outlook	2009
Saturn	Outlook	2010
Saturn	Vue	2008
Saturn	Vue	2009
Saturn	Vue	2010
Scion	iA	2010
Subaru	Legacy	2004
Subaru	Tribeca	2006
Suzuki	Grand Vitara	2005
Suzuki	Grand Vitara	2008
Suzuki	Grand Vitara	2010
Suzuki	Grand Vitara	2007
Suzuki	Grand Vitara	2009
Suzuki	Kizashi	2010
Suzuki	XL7	2006
Suzuki	XL7	2007

Car Make	Car Model	Model Year
Suzuki	XL7	2008
Suzuki	XL7	2009
Suzuki	XL7	2010
Toyota	Camry	2011
Toyota	Camry	2012
Toyota	Corolla	2004

Car Make	Car Model	Model Year
Toyota	Corolla	2005
Toyota	Sequoia	2004
Toyota	Sequoia	2005
Toyota	Tacoma	2004
Toyota	Tacoma	2005

Vehicle models identified in Table 1 above, that are purchased within three model years after the listed year of a particular model, will be assigned 75 points.

Vehicle models identified in Table 2 purchased in the year specified, or, if a model year is not specified, then from January 1, 1998 to July 22, 2016, will receive 50 points. In addition, with regard to the Isuzu Elf Medium Duty Trucks and Stepvans, to the extent any such vehicle was purchased for resale by a franchised automobile dealership, and not a separate truck franchisee (either associated with an automobile dealership or independent of such entity), from January 1, 1998 to January 31, 2009, those vehicles will also be assigned 50 points. Class Counsel are working to determine a more precise definition for the makes and models listed below. If additional information is obtained, this list may be revised.

Table 2

Car Make	Car Model	Model Year
BMW	X3	
BMW	X5	
Buick	Enclave	
Cadillac	CTS	
Chevrolet	Equinox	
Chevrolet	Express Van	
Chevrolet	Impala	
Chevrolet	Malibu	
Chrysler	Phoenix	
Chrysler		2006
Chrysler		2010
Dodge	Caliber	
Dodge	Charger	
Dodge	Durango	

Car Make	Car Model	Model Year
Dodge	Journey	
Dodge	Magnum	
Ford	Fusion	
Ford		2008
Ford		2009
Ford		2010
Ford		2011
GMC	Acadia	
Honda	Ridgeline	
Hummer	H2	
Infiniti	Q45	
Mazda	6	
Mitsubishi	Lancer	
Mitsubishi	Outlander	

Car Make	Car Model	Model Year
Nissan	-	2006
Nissan		2007
Ram		2009
Saturn	Aura	
Scion	FR Sport	

Car Make	Car Model	Model Year
Subaru	Legacy	
Suzuki		2009
Suzuki		2010
Suzuki	SX4	

Vehicles from manufacturers identified in Table 3 purchased from January 1, 1998 to July 22, 2016, that are not specifically included in Table 1 or 2, above, will receive 35 points. Class Counsel are working to determine a more precise definition for the makes listed below. If additional information is obtained, this list may be revised.

Table 3

Car Make
Aston Martin
Audi
Cadillac
Chrysler

Car Make
Ford
Mazda
Nissan
Subaru

Car Make
Toyota
Volvo

All other models not identified in the three tables listed above from the listed manufacturers, and models from the manufacturers listed in the third table above, that were purchased from January 1, 1998 to July 22, 2016, will be assigned 35 points.

All other vehicles purchased from January 1, 1998 to July 22, 2016 will be assigned 20 points.