

**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: Instrument Panel Clusters	2:12-cv-00202-MOB-MKM
THIS DOCUMENT RELATES TO: Dealership Actions	

**PROPOSED / PENDING COURT APPROVAL
DISTRIBUTION/ALLOCATION PLAN
INSTRUMENT PANEL CLUSTERS SETTLEMENTS**

This distribution / allocation plan (“Allocation Plan”) will be applied to the automobile dealership settlements in the Instrument Panel Clusters 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 Instrument Panel Clusters 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 Instrument Panel Clusters 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**;
- Instrument Panel Clusters (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 Instrument Panel Clusters (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 Instrument Panel Clusters 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**.

Vehicle Allocation charts follow on the next 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:

Car Make	Model	Model Year
Acura	Integra	2002
Acura	MDX	2007
Acura	MDX	2013
Ford	F250	2010
Ford	F350	2010
Honda	Accord	2008
Honda	Accord	2013
Honda	Civic	2009
Honda	Civic	2011
Honda	Civic	2012
Honda	CRV	2007
Honda	CRV	2009
Honda	CRV	2012
Honda	CRZ	2011
Honda	Fit	2007
Honda	Insight	2009
Honda	Odyssey	2005
Honda	Odyssey	2009
Honda	Odyssey	2011
Honda	S2000	2009
Hyundai	Azera	2010
Hyundai	Elantra	2006
Hyundai	Elantra	2010
Hyundai	Equus	2009
Hyundai	Genesis	2006
Hyundai	Genesis	2013
Hyundai	Genesis Coupe	2008
Hyundai	Santa Fe	2005
Hyundai	Santa Fe	2011
Hyundai	Santa Fe	2012
Hyundai	Sonata	2013
Hyundai	Sonata	2014
Hyundai	Veloster	2011
Hyundai	Vera Cruz	2007
Hyundai	Accent	2010
Hyundai	Equus	2009
Kia	Amanti	2009
Kia	Borrego	2009

Car Make	Model	Model Year
Kia	Forte	2008
Kia	Forte	2011
Kia	Forte	2012
Kia	K900	2012
Kia	Optima	2010
Kia	Rio	2011
Kia	Rondo	2006
Kia	Rondo	2011
Kia	Rondo	2012
Kia	Sedona	2013
Kia	Sedona	2014
Kia	Sorrento	2009
Kia	Soul	2008
Kia	Soul	2013
Kia	Spectra	2008
Kia	Sportage	2004
Kia	Sportage	2010
Lexus	CT	2011
Lexus	RX	2004
Lincoln	MKT	2010
Pontiac	Vibe	2006
Subaru	Legacy	2004
Suzuki	Kizashi	2010
Toyota	Avalon	2011
Toyota	Avalon	2012
Toyota	Camry	2011
Toyota	Camry	2012
Toyota	Corolla	2006
Toyota	Land Cruiser	2008
Toyota	Matrix	2006
Toyota	Prius C	2011
Toyota	Sequoia	2008
Toyota	Tundra	2003
Toyota	Tundra	2004
Toyota	Tundra	2006
Toyota	Tundra	2007
Toyota	Yaris	2004
Toyota	Yaris	2005

Vehicle models identified in the list 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 the list below purchased in the year specified, or if not specified, then from January 1, 2001 to September 23, 2015, will receive 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.

Car Make	Model	Model Year
Cadillac	CTS	
Hyundai	Elantra	
Hyundai	Tucson	
Lexus	IS	
Mazda		2006
Mitsubishi	Eclipse	
Mitsubishi	Gallant	
Mitsubishi	Lancer	

Car Make	Model	Model Year
Mitsubishi	Montero	
Scion	tC	
Toyota	Camry	
Toyota	Land Cruiser	
Toyota	Prius C	
Toyota	Sienna	
Toyota	Tacoma	

All other models not identified above from the car makes in the two tables listed above that were purchased from January 1, 2001 to September 23, 2015, will be assigned 35 points. All other vehicles purchased from January 1, 2001 to September 23, 2015, will be assigned 20 points.