

To: [Settlement Class Member email address]

From: DSL Extreme Class Action Settlement Notice Administrator

Subject: Notice of Class Action Settlement Regarding DSL Extreme TrueSTREAM Internet Service

A Court has directed that this Notice be emailed to you. You are not being sued.
This Notice may affect your legal rights. Please read it carefully.

Records obtained in a pending class action lawsuit titled *Chinitz v. Telecom Evolutions, LLC*, No. 18STCV08068 (Cal. Super. Ct. Los Angeles Cty.), indicate that you may have purchased TrueSTREAM internet service from DSL Extreme beginning on a date between March 1, 2015, and July 14, 2017. As a result, you may be a Settlement Class Member in this case.

What is the lawsuit about? The lawsuit alleges that the “fiber optic” statements that Telecom Evolutions, LLC, and Quality Speaks LLC (together, “DSL Extreme”) made in the marketing of their TrueSTREAM internet service were misleading because the service was allegedly provided via copper DSL lines. Plaintiffs allege DSL Extreme’s conduct violated California laws concerning marketing of services. California law allows Plaintiffs to recover money damages and to get a court order stopping the deceptive marketing. DSL Extreme denies any and all wrongdoing of any kind whatsoever, and denies any liability to Plaintiffs and to any class members. **The Court has not decided who is right.**

A settlement has been proposed to resolve this class action lawsuit. You may be a Settlement Class Member eligible to receive a monetary payment under the Settlement if you meet all of the following requirements:

- you subscribed to DSL Extreme’s TrueSTREAM internet service in one or more of the following packages (only): 768 kbps, 1.5 mb, 3.0 mb, and 6.0 mb;
- at the time you had TrueSTREAM service, you were eligible for an “ADSL1” package in that you: 1) lived in an area serviced by the “ADSL1” and 2) maintained a standard copper-based phone line with AT&T concurrent with each month that your TrueSTREAM service was purchased through DSL Extreme;
- at the time you had TrueSTREAM service, you resided within, and had a phone line with, one of the following area codes: 213; 310; 323; 408; 415; 424; 442; 510; 562; 619; 626; 628; 650; 657; 661; 669; 707; 714; 747; 805; 818; 831; 858; 909; 925; 949; or 951; and
- your TrueSTREAM subscription began no earlier than March 1, 2015, and no later than July 14, 2017.

If the Court approves the Settlement, DSL Extreme has agreed to make a cash payment to each Settlement Class Member who submits a timely, valid Claim Form, as follows:

- For the Settlement Class Members who had the TrueSTREAM 768 kbps package, **\$5.00 per month for each month they had active service**, until May 27, 2022.
- For the Settlement Class Members who had the TrueSTREAM 1.5 mb package, **\$8.00 per month for each month they had active service**, until May 27, 2022.
- For the Settlement Class Members who had the TrueSTREAM 3.0 mb package, **\$13.00 per month for each month they had active service**, until May 27, 2022.
- For the Settlement Class Members who had the TrueSTREAM 6.0 mb package, **\$13.00 per month for each month they had active service**, until May 27, 2022.

You received this notice because records obtained in this case indicate you may be a Settlement Class Member.

YOU MUST SUBMIT A TIMELY, VALID CLAIM FORM TO RECEIVE A PAYMENT UNDER THE SETTLEMENT.

CLICK HERE TO SUBMIT A CLAIM

How do I make a claim? You may make a Claim for Settlement relief by (1) submitting a Claim Form online at www.fiberopticsettlement.com; (2) mailing the Claim Form to *Chinitz v. Telecom Evolutions*, c/o Kroll Settlement Administration, P.O. Box 5324, New York, NY 10150-5324; or (3) if you received notice via a postcard, the postcard contains a Claim Form which may be completed and mailed to the Settlement Administrator.

The deadline to file a Claim is December 21, 2022. If you make a Claim, you give up the right to sue separately for damages.

The Settlement: As part of the Settlement, DSL Extreme may be required to pay service awards to the Class Representatives who pursued this litigation; attorneys' fees and costs to the lawyers who brought the lawsuit; and the costs of Class Notice and the Settlement Administration Process. Plaintiffs will request service awards up to \$3,000 in the aggregate as well as up to \$300,000 in attorneys' fees and costs. These payments will not reduce the amount of relief available to Settlement Class Members. You may find additional details about the Settlement at www.fiberopticsettlement.com or by calling **1-833-620-3580**.

Do I have a lawyer? Yes, if you are a Settlement Class Member. The Court appointed Reese LLP and Halunen Law as counsel for the Settlement Class, to be paid by DSL Extreme. Or you may appear through an attorney at your own expense.

What are your other options? If you do not want to be legally bound by the Settlement, you must exclude yourself by **December 21, 2022**. If you do not exclude yourself, you will release any claims you may have, as more fully described in the Settlement Agreement, available at the Settlement Website. You may remain a Settlement Class Member and object to the Settlement by (1) mailing a written objection to the Settlement Administrator by **December 21, 2022**, or (2) attending the Final Approval Hearing and asking to speak regarding your objection. **The Settlement Website explains how to exclude yourself or object.**

Final Approval Hearing. The Court has scheduled a Final Approval Hearing for **January 20, 2023**, at **11:00 a.m. PT** at the Superior Court of California, Los Angeles County, before the Honorable Amy D. Hogue, Department 7, at 312 North Spring Street, Los Angeles, California 90012.

The longstanding face mask mandate in Los Angeles County courthouses was lifted effective April 4, 2022. In alignment with Los Angeles County public health guidance, the use of well-fitting medical masks or respirators inside all Los Angeles County courthouses is strongly recommended. Please visit www.lacourt.org for more information and the latest updates regarding use of face masks in Los Angeles County courthouses.

The hearing may be held virtually and may be moved to a different date or time without notice.

At the Final Approval Hearing, the Court will decide whether to give Final Approval to the Settlement. The Court will hear from any Settlement Class Member who attends the Final Approval Hearing and asks to speak. It is not necessary for you to appear at this hearing, but you may attend at your own expense.

More information is available at www.fiberopticsettlement.com or by calling toll-free **1-833-620-3580**.