# CAPACITORS CANADA ANTITRUST CLASS ACTION SETTLEMENTS

# DID YOUR BUSINESS PURCHASE ELECTROLYTIC CAPACITORS, FILM CAPACITORS AND/OR ELECTRONIC PRODUCTS?

#### YOU MAY BE ELIGIBLE TO RECOVER MONEY!

# SUMMARY

Total Settlements Reached: **Over \$57.4 Million (CDN)** 

Purchase Dates: September 1, 1997 -December 31, 2014

Filing Deadline:
Not established

Specific information about the class action(s) listed below

#### **Eligible Class Members:**

All persons or entities in Canada who or which purchased one or more "Electrolytic Capacitors" and/or "Film Capacitors" and/or products containing Electrolytic Capacitors or Film Capacitors (such as televisions, gaming consoles, home appliances, smartphones or other electronic products) from September 1, 1997 through December 31, 2014.\*

#### **Definition of "Electrolytic Capacitors":**

An Electrolytic Capacitor is an electrical component used in an electrical circuit in order to store a charge. This includes aluminum and tantalum electrolytic capacitors.

#### **Definition of "Film Capacitors":**

A Film Capacitor is also an electrical component used in an electrical circuit in order to store a charge. Film Capacitors use insulating plastic film and one of two conductive materials, propylene or polyester. For purposes of this lawsuit, Film Capacitors include the following four generations: (1) film and aluminum foil capacitors, (2) film and other metal capacitors, (3) layered capacitors, and (4) surface-mount capacitors (i.e., capacitors without leaves).

#### **Defendants:**

The Defendants include NEC Tokin Corporation and NEC Tokin America Inc. (collectively, "NEC Tokin"); Okaya Electric Industries Co., Ltd. and Okaya Electric America, Inc. (collectively, "Okaya"); Nitsuko Electronics Corporation ("Nitsuko"); Panasonic Corporation, Panasonic Corporation of North America, Panasonic Canada Inc. and Sanyo Electric Co., Ltd. (collectively, "Panasonic"); Elna Co., Ltd. and ELNA America Inc. (collectively, "ELNA"); Holy Stone Enterprise Co., Ltd., Vishay Polytech Co., Ltd. f/k/a Holy Stone Polytech Co., Ltd., Milestone Global Technology, Inc. d/b/a Holy Stone International, Holy Stone Holdings Co., Ltd., and Vishay Intertechnology, Inc. (collectively, "Holy Stone"); Taitsu Corporation; Taitsu America, Inc.; Shinyei Kaisha; Shinyei Technology Co., Ltd.; Shinyei Capacitor Co., Ltd.; Shinyei Corporation of America, Inc.; Nissei Electric Co. Ltd.; Soshin Electric Co., Ltd.; Soshin Electronics of America Inc.; Shizuki Electric Co., Ltd.; American Shizuki Corporation; Toshin Kogyo Co., Ltd.; Taiyo Yuden Co., Ltd.; Taiyo Yuden (USA) Inc.; Kemet Corporation and Kemet Electronics Corporation (collectively, "KEMET"); Nippon Chemi-Con Corporation and United Chemi-Con, Inc. ("NCC/UCC"); Hitachi Chemical Co., Ltd.; Hitachi AIC Inc.; Hitachi Chemical Co. America, Ltd.; Hitachi Canada; Fujitsu Ltd. and Fujitsu Canada, Inc. (collectively, "Fujitsu"); Nichicon Corporation and Nichicon (America) Corporation (collectively, "Nichicon"); FPCAP Electronics (SUZHOU) Co., Ltd.; AVX Corporation; Rubycon Corporation; Rubycon America, Inc.; Matsuo Electric Co., Ltd.; Samsung Electro-Mechanics; Samsung Electro-Mechanics America Inc.; Samsung Electronics Canada Inc.; and Rohm Co., Ltd. and Rohm Semiconductor U.S.A., LLC (fka ROHM Electronics U.S.A., LLC) (collectively, "ROHM").

### THIS IS NOT AN OFFICIAL COURT NOTICE. INFORMATION CONTAINED IN THIS SUMMARY IS SUBJECT TO CHANGE.

The Services FRS Provides: Financial Recovery Strategies (FRS) is a class action claims management consultant; we are not a court appointed claims administrator or class counsel. If you hire FRS, FRS will work within your guidelines to manage the claims process. The services that FRS provides include the following: (i) notifying you when we believe that you may be eligible to participate in settlements likely to be valuable to you; (ii) endeavoring to enhance the likelihood that all of your eligible business units (e.g., subsidiaries, divisions, acquisitions and divestitures) are included in the claims process; (iii) to reduce the support needed from your in-house staff, providing advice on what, if any, documents need to be collected and maintained, and, when requested, assisting in that effort; (iv) when required documents are not available or are too burdensome to collect, attempting to develop innovative alternatives to satisfy documentation requirements and striving to obtain approval of those alternatives; (v) preparing, assembling and submitting your claim package, and managing it throughout the claims processing phase, including working with you to address any concerns or questions claims administrators may always available to answer any questions you may have.

How to Retain FRS: If you wish to hire FRS to file and manage a claim on your behalf, you must return a signed Claims Management Agreement and a signed Authority to File and Manage Claims. Before doing so, it is important that you understand their terms and make sure that all information about you is correct.

# FINANCIAL RECOVERY STRATEGIES

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#### **Case History**

Commencing in 2014, civil claims were filed in Canada alleging the Defendants participated in a conspiracy to fix, raise, maintain and/or stabilize prices of Electrolytic Capacitors and Film Capacitors sold in Canada. At this time, the class has entered into settlements with NEC Tokin (\$2,900,000 CDN), Nitsuko (\$248,900 CDN), Okaya (\$460,000 CDN), Panasonic (\$7,300,000 CDN), ELNA (\$2,500,000 CDN), Holy Stone (\$800,000 CDN), ROHM (\$450,000 CDN), Fujitsu (\$465,000 CDN), KEMET (\$6,525,000 CDN), Nichicon (\$14,500,000 CDN) and NCC/UCC (\$21,300,000 CDN). The settlements with NEC Tokin, Nitsuko, Okaya and Panasonic received Court approval. The remaining settlements are pending Court approval. The settlement funds (less expenses, noticing costs and fees) will be distributed to the class if the settlement is granted Court approval and a claims process is completed.

\*Note: The class period for the NEC Tokin, ELNA, Holy Stone, ROHM, Fujitsu, KEMET, Nichicon, NCC/UCC and Panasonic settlements regarding Electrolytic Capacitors is September 1, 1997 through December 31, 2014; the class period for the Nitsuko, Panasonic, Holy Stone, ELNA, KEMET, Nichicon, NCC/UCC and Okaya settlements regarding Film Capacitors is January 1, 2002 through December 31, 2014.

Class Counsel or the Settlement Administrator may be contacted for additional settlement information.

You also may visit the Court-approved website.

Please understand that you have the right to file on your own.

To learn more about our services, visit www.FRSco.com.

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