

## CLASS ACTION SUMMARY

**CAPACITOR INDIRECT PURCHASER  
ANTITRUST CLASS ACTION SETTLEMENTS**

# DID YOUR BUSINESS PURCHASE ONE OR MORE ELECTROLYTIC CAPACITOR(S) AND/OR FILM CAPACITOR(S)?

## YOU MAY BE ELIGIBLE TO RECOVER MONEY!

**Eligible Class Members:**

*All persons and/or entities (excluding federal governmental entities, instrumentalities of the federal government, states and their subdivisions) who or which purchased one or more Electrolytic Capacitor(s) and/or Film Capacitor(s) from a distributor (or from an entity other than a Defendant) that a Defendant or alleged co-conspirator manufactured, from January 1, 2002 through July 15, 2016. See below for residency requirements\* and/or class period specifics.\*\* There is a separate class action for entities that purchased Electrolytic Capacitors and/or Film Capacitors directly from the Defendants or alleged co-conspirators. Contact FRS for more information on that case and settlements.*

**First Round of Settlements:** The First Round of Settlements with Panasonic (\$4.7 million), Nichicon (\$21.5 million), NEC (\$13.25 million), Nitsuko (\$800,000), Okaya (\$900,000), Hitachi (\$14 million), Soshin (\$590,000), Rubycon (\$4.5 million), Holy Stone (\$2 million), NCC/UCC (\$13.5 million), Elna (\$2.25 million) and Matsuo (\$2.5 million) totaled \$80.49 million. The claim filing deadline was March 23, 2020. Late claims are subject to Court approval.

**Second Round of Settlements:** The Second Round of Settlements with Shinyei (\$150,000) and Taitso (\$150,000) total approximately \$300,000 and is limited to persons or entities that made qualifying purchases in CA, FL, MI, MN, NE and/or NY.\* These settlements received final approval. The deadline to file a claim was February 18, 2022. Late claims are subject to Court approval.

**\*\*The class period for the Nitsuko settlement is January 1, 2003 through March 29, 2016; the class period for the Okaya settlement is January 1, 2002 through April 14, 2016; the class period for the NEC settlement is April 1, 2002 through July 15, 2016; the class period for the Shinyei and Taitso settlement is January 1, 2002 through February 28, 2014; the class period for the Panasonic, Hitachi, Soshin, Rubycon and NCC/UCC settlements regarding Film Capacitors is January 1, 2002 through February 28, 2014; and the class period for the Panasonic, Nichicon, Hitachi, NCC/UCC, Rubycon, Elna, Matsuo and Holy Stone settlements regarding Electrolytic Capacitors is April 1, 2002 through February 28, 2014.**

**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 have; (vi) providing regular updates on the recovery process; (vii) reviewing your payment to assure that it has not been under calculated; and (viii) following up with you to assure that your recovery check is deposited. FRS's recovery specialists are 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.

## ELIGIBILITY SUMMARY

Fund Amount:  
**\$80.8 Million**

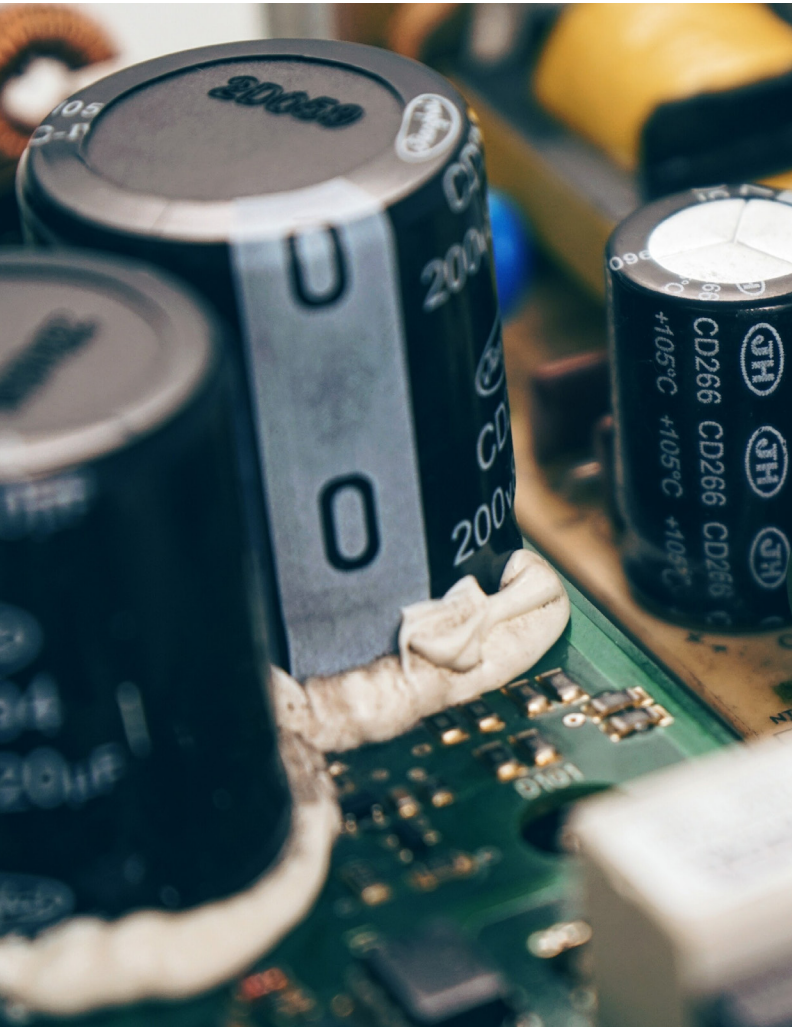
Purchase Dates:  
**January 1, 2002 -  
July 15, 2016**

Filing Deadline:  
**1st Round: Passed  
2nd Round: Passed**

**"Defendants":**

The Defendants are comprised of NEC TOKIN Corp. and NEC TOKIN America, Inc. (collectively, "NEC"); Nitsuko Electronics Corp. ("Nitsuko"); Okaya Electric Industries Co., Ltd. ("Okaya"); Hitachi Chemical Co., Ltd., Hitachi Chemical Co. America, Ltd., Hitachi AIC Inc. (collectively, "Hitachi"); Soshin Electric Co., Ltd. and Soshin Electronics of America, Inc. (collectively, "Soshin"); Rubycon Corp. and Rubycon America, Inc. (collectively, "Rubycon"); Holy Stone Enterprise Co., Ltd., Holy Stone Holdings Co., Ltd., Holy Stone Polytech Co., Ltd. and Milestone Global Technology, Inc. (collectively, "Holy Stone"); Nippon Chemi-Con Corp. and United ChemiCon, Inc. (collectively, "NCC/UCC"); Nichicon Corporation and Nichicon (America) Corporation (collectively, "Nichicon"); and Panasonic Corp. and Panasonic Corp. of North America (collectively, "Panasonic"); Elna Co., Ltd. and Elna America Inc. (collectively, "Elna"); Matsuo Electric Co., Ltd. ("Matsuo"); Nissei Electric Co., Ltd.; SANYO Electric Co., Ltd.; SANYO Electronic Device (U.S.A.) Corp.; Shinyei Kaisha, Shinyei Technology Co., Ltd., Shinyei Capacitor Co., Ltd., Shinyei Kaisha Electronics (M) SDN. BHD., and Shinyei Corporation of America (collectively, "Shinyei"); Taitso Corp. ("Taitso"); and Toshin Kogyo Co., Ltd.

## CLASS ACTION SUMMARY

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Several class action lawsuits were filed in 2014 alleging that the Defendants violated antitrust laws by unlawfully conspiring for nearly a decade to fix the prices of Electrolytic Capacitors and Film Capacitors sold in the United States. These lawsuits were subsequently consolidated in the Northern District of California. Since then, the class has reached settlements with the Settling Defendants in the approximate amount of \$80.79 million. The litigation is currently ongoing against the Non-Settling Defendants and it is possible that additional funds may become available to the Class as the result of a trial or future settlements.

**Definition of Electrolytic Capacitors:** Electrolytic Capacitors are generally a component of circuit boards which store and distribute electricity at certain times. They can be made of aluminum, ceramic and/or tantalum, and are typically sold in units of 1,000. When purchased as a stand-alone product, Electrolytic Capacitors are directly traceable to the specific manufacturer.

**Definition of Film Capacitors:** Film Capacitors are a type of capacitor which uses 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).

**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](http://www.FRSCO.com).**

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