

## CLASS ACTION SUMMARY

**CAUSTIC SODA DIRECT PURCHASER  
ANTITRUST CLASS ACTION SETTLEMENTS**

# DID YOUR BUSINESS PURCHASE CAUSTIC SODA?

## YOU MAY BE ELIGIBLE TO RECOVER MONEY!

### SUMMARY

Total Settlements Reached:  
**\$38.5 Million**

Purchase Dates:  
**October 1, 2015 -  
December 31, 2018**

Filing Deadline:  
**Not established**

*Specific information about the class  
action(s) listed below*

#### Eligible Class Members:

*If certified, eligible Class Members are all persons and entities (excluding all government entities, agencies and instrumentalities) who or which, from October 1, 2015 through December 31, 2018, purchased liquid forms of membrane or diaphragm grade "Caustic Soda" in the United States directly from one or more of the "Defendants" or their predecessors, subsidiaries or affiliates. This definition excludes purchases under: (i) long-term fixed-price contracts that predate October 1, 2015, (ii) cost-based contracts (such as cost-plus contracts) with no component of price based on a Caustic Soda index, and (iii) contracts that are priced on an ECU (electrochemical unit) basis with no component of price based on a Caustic Soda index.*

#### Definition of "Caustic Soda":

*Caustic Soda refers to liquid forms of caustic soda in membrane or diaphragm grades purchased in the United States, for example, "MEM-50" or "Sodium Hydroxide 50% DIA. Caustic Soda is sold in grades to customers in a variety of industries, including but not limited to: chemical production; paper, pulp and cellulose; soaps and detergents; aluminum; food processing; water treatment; textiles; mineral oils; recycling; and pharmaceuticals.*

#### Defendants:

*The Defendants include:*

*Olin Corporation and K.A. Steel Chemicals, Inc. a wholly owned subsidiary of Olin Corporation (collectively, "Olin"); Occidental Chemical Corporation (also known as "OxyChem"); Westlake Corporation f/k/a Westlake Chemical Corporation ("Westlake"); Shintech Incorporated ("Shintech"); and Formosa Plastics Corporation, U.S.A. ("FPC USA"). Axiall Corporation was acquired by Westlake on September 1, 2016 but is not a Defendant (purchases from Axiall Corporation, however, may also be eligible).*

**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.

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## Case History

In 2019, several class action lawsuits were filed in the Western District of New York alleging the Defendants combined or conspired to artificially fix, raise, maintain, or stabilize prices of Caustic Soda sold to purchasers in the United States in violation of federal antitrust laws. At this time, the class has entered into settlements with Shintech (\$12 million), FPC USA (\$7.5 million) and Westlake (\$19 million) in the total amount of \$38.5 million (these settlements are pending preliminary approval). The settlement funds (less any expenses and fees) will be distributed to eligible class members if and when the class is certified, final approval is granted and a claims process is completed. The litigation is currently ongoing against the remaining Defendants so it is possible that additional funds may become available to the class if the class reaches settlements with the remaining Defendants. FRS will update this Summary as the case progresses and new information becomes available.

**Class Counsel or the Settlement Administrator may be contacted for additional settlement information. You also may visit the Court-approved website once one is established. 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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