

Class Action Summary

**Dealer Management Systems and Data Integration Services
Antitrust Class Action Settlement**

This is not an official Court Notice. Information contained in this Summary is subject to change.

If you, your dealership or automotive software solutions business purchased Dealer Management Systems and/or Data Integration Services on or after **April 9, 2014**, you may be eligible to participate in the **\$29.5 MILLION** in class action settlements.

Filing Deadline: No Claim Forms are available at this time. No claim filing deadline has been set.

Eligible Class Members: If certified, Eligible Class Members are all persons and entities located in the United States who or which:

- a) **Dealership Class** - are engaged in the business of the retail sale of automobiles and from January 1, 2015 to October 23, 2018, directly purchased "Dealer Management Systems" ("DMS" as defined below) from CDK Global, LLC ("CDK") and/or The Reynolds and Reynolds Company (collectively, "Reynolds") or any predecessor, successor, subsidiary, joint venture or affiliate of CDK or Reynolds (collectively, the "Defendants"); or
- b) **Software Vendor Class** - are engaged in the sale of software solutions to automotive dealerships and purchased Data Integration Services ("DIS" as defined below) from the Defendants from April 9, 2014 to the present.

Definition of "DMS" and "DIS": A DMS is the critical software that operates as an automotive dealership's central database and is the repository of its operational information (including payroll, inventory, human resources, marketing, repair and service and customer information). DIS enables the dealerships and third-party application service providers engaged by the dealerships to extract, organize, and integrate the *dealerships own data* on its DMS into a usable format.

Case History: In 2017, several class action lawsuits were filed alleging the Defendants conspired to fix, raise, maintain and/or stabilize prices in the DMS and DIS markets in violation of federal antitrust laws. It is alleged that, as part of the scheme, Defendants utilized their control of the DMS market to impose exclusive dealing provisions on vendors, thus necessitating that any vendor doing business with the Defendants could not contract with any other independent DIS provider. Since then, the Dealership Class reached a settlement in the amount of \$29.5 million with Reynolds (this settlement received final Court approval). These funds (less any expenses and attorney's fees) will be distributed to those eligible Dealership Class members after the completion of a claims process. The litigation is ongoing at this time so it is possible that additional money may become available to eligible class members if a settlement is reached in the future between CDK and the Dealership Class and/or either of the Defendants and the Software Vendor Class.

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

You also may visit the court approved website, once one is made available.

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

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

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: FRS will notify you when we believe that you may be eligible to participate in valuable settlements; we will take action to assure that all of your eligible business units (e.g., subsidiaries, divisions, acquisitions and divestitures) are included in the claims process; to reduce the support needed from your in-house staff, FRS will provide advice on what, if any, documents need to be collected and maintained, and, when requested, will assist in that effort; when required documents are not available or are too burdensome to collect, FRS will attempt to develop innovative alternatives to satisfy documentation requirements and then negotiate on your behalf to obtain approval of those alternatives; FRS will prepare, assemble and submit your claim package, and manage it throughout the claims processing phase, including working with you to address any concerns or questions the claims administrator may have; FRS will provide regular updates on the recovery process; FRS will review your payment to assure that it has not been under calculated; and FRS will follow 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 copy of an Authorization Agreement. Before doing so, it is important that you understand its terms and make sure that your basic information at the top of the page is correct.