

# DID YOUR BUSINESS INCUR ONE OR MORE UNREIMBURSED CHARGEBACK(S) ON A CREDIT OR DEBIT CARD TRANSACTION?

## YOU MAY BE ELIGIBLE TO RECOVER MONEY!

**"Eligible Class Members":** *Includes all merchants (excluding government agencies) that incurred one or more unreimbursed chargeback(s) from October 1, 2015 through September 30, 2017, pursuant to the "Fraud Liability Shift" (definition follows) for the assessment of payment card chargebacks from the following "Networks" or "Defendants": a) Visa, Inc. and Visa U.S.A., Inc. (collectively, "Visa"); b) Mastercard International, Inc. ("Mastercard"); c) American Express Company ("Amex"); and/or d) Discover Financial Services ("Discover").*

**"Fraud Liability Shift":** *In October 2015, merchants became liable for chargebacks on EMV chip-card transactions processed at terminals that did not have EMV-compliant card readers, shifting liability from the Networks to the merchants.*

**Claims Process:** *As discussed in more detail in the Case History section below, the settlements that the Rule 23(b)(3) Class reached with all Defendants are pending preliminary approval. The form of the proof of claim has not yet been filed with the District Court. As described below, FRS believes that, if and when a claims process is approved and commences, we will provide services that could increase your potential recovery from the settlement fund.*

*This is not an official Court Notice.*

*For additional information, visit the Court-approved website, [www.FraudLiabilityShiftLitigation.com](http://www.FraudLiabilityShiftLitigation.com), or contact Class Counsel or the Class Administrator.*

*Class members need not sign up for a third-party service in order to participate in any monetary relief. No-cost assistance will be available from the Class Administrator and Class Counsel during the claims-filing period.*

*As described herein, FRS believes that we provide services that could increase your potential recovery and that are unlikely to be provided by the Class Administrator or Class Counsel.*

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

## SUMMARY

**Total Settlements Reached:**  
\$231.7 Million

**Class Period:**  
October 1, 2015 -  
September 30, 2017

**Filing Deadline:**  
No Claim Filing Deadline Yet

## Case History

*In 2016, a lawsuit was filed in the Northern District of California which alleged that the Defendants had implemented and maintained an unprecedented shift in the liability for billions of dollars' worth of fraudulent payment card transactions. At this time, the class has entered into settlements totaling \$231.7 million with Amex (\$20 million), Discover (\$12.2 million), Mastercard (\$79.8 million) and Visa (\$119.7 million). The settlements received final approval, and the settlement funds will be distributed after completion of a claims process.*

**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.*

**To learn more about our services, visit [www.FRSCO.com](http://www.FRSCO.com).**