

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In Re: AUTOMOTIVE PARTS ANTITRUST LITIGATION	Master File No. 12-md-02311 Honorable Marianne O. Battani
In Re: Starters	
THIS DOCUMENT RELATES TO:  Dealership Actions	2:13-cv-01102-MOB-MKM

**PROPOSED / PENDING COURT APPROVAL  
DISTRIBUTION/ALLOCATION PLAN  
STARTERS SETTLEMENTS**

This distribution / allocation plan (“Allocation Plan”) will be applied to the automobile dealership settlements in the Starters case. The Allocation Plan includes, to the extent practicable, allowances based on *pro rata* distributions and utilizes a “weighted” point system that recognizes instances of alleged coordinated activity. The principles applied here will be applied to settlements benefitting automobile dealerships for other automobile parts cases in this litigation. Each parts case will have its own plan of distribution / allocation.

***Settlement Coverage:***

The Allocation Plan will allocate the net proceeds of each of the approved Starters Settlements to:

- (1) Dealers who purchased vehicle models that were subject to alleged coordinated activity on bids for component parts;
- (2) Dealers who purchased subsequent vehicle models that were subject to alleged coordinated activity on bids for component parts;
- (3) Dealers who purchased vehicles whose manufacturers experienced multiple instances of alleged coordinated activity on bids for component parts;

- (4) Dealers who purchased other vehicles;
- (5) Dealers who purchased component parts subject to allegedly coordinated activity; and
- (6) A reserve fund for future allocations and distributions to eligible Settlement Class members.

This Allocation Plan is subject to court approval and may be revised or modified with Court approval if new relevant information becomes available. In addition, there may be supplements and additions to the list of vehicles appended hereto, without Court approval.

Payments will take into account, to the extent practicable, the number and type of new vehicles and covered component parts that a dealership purchased during the periods set forth in the Settlement Class definitions. While the make and model of some vehicles subject to the allegedly coordinated activity has been determined by Settlement Class Counsel, all of the data and information regarding affected models and years has not yet been made available to Settlement Class Counsel. As additional model or make information becomes available, the specific vehicles subject to allegedly coordinated activity and their model years will be assigned to a point class. As such, the initial reserve fund in the Starters settlements will be 40% of the total funds to be distributed. The percentage of reserve funds in each of the future settlements may vary. In the event and to the extent that the reserve fund is not needed to cover payments described above, any funds remaining in the reserve fund after future allocations will be paid to eligible dealerships based on their *pro rata* share of the settlement funds and the eligible claims filed.

Only new vehicles purchased are eligible for inclusion. Used and pre-owned vehicles that a dealer has purchased at any time will not be included in the allocation.

***Weighted Point Allocations:***

Allocations will be determined on a *pro rata* basis using a “weighted” value for each new covered vehicle that dealers purchased during the relevant time periods:

- Each vehicle in a model year as to which there was alleged coordinated activity for a part used in that model will be assigned **100 points**;
- Each vehicle in the subsequent three model years of a vehicle as to which there was alleged coordinated activity for a part used in that model will be assigned **75 points**;

- Each vehicle whose OEM and model was subject to instances of alleged coordinated activity on bids for parts will be assigned **50 points**;
- Each vehicle whose OEM was subject to instances of alleged coordinated activity on bids for parts will be assigned **35 points**;
- Other vehicles not covered by the preceding paragraphs will be assigned **20 points**;
- Starters (parts only) purchased will be assigned **10 points**;
- **Alternatively**, class members may choose to have the Settlement Administrator apply a formula through which the number of replacement Starters (parts only) will be equal to 10% of the total number of covered vehicles that the dealer purchased, and each of those will be allocated **7 points**, in lieu of determining and proving the actual number of Starters purchased. (This percentage will be adjusted and disclosed with each proposed settlement.)

*Important Note:* Each claimant that submits a valid claim and purchased the vehicles in the states listed in the settlement documents will receive a ***minimum payment of \$350***, which will be drawn from the various settlement funds. The maximum payment will depend on the application of the principles of allocation and the total amount of each settlement fund, after expenses.

More details about the anticipated distribution of the settlement funds are available in the papers filed with the Court in support of settlement approval, which are available on the settlement website, [www.AutoDealerSettlement.com](http://www.AutoDealerSettlement.com). In order to receive a payment, you need to file a valid claim. The settlement web site and claim form provide additional details about how to submit your claim. Further information is available at [www.AutoDealerSettlement.com](http://www.AutoDealerSettlement.com) or by calling the Settlement Administrator at **1-888-565-3171**.

*Vehicle Allocation charts follow on the next pages. The allocation information provided was not compiled or approved by Settling Defendants and is not to be construed as evidence or an admission against any Settling Defendants that they participated in coordinated activities with respect to the listed vehicles and manufacturers.*

The following models (Table 1) will be assigned 100 points for each vehicle purchased from the model year listed:

Table 1

Car Make	Car Model	Model Year
Acura	RDX	2012
Acura	RDX	2013
Acura	RDX	2014
Acura	RDX	2015
Audi	A3	2014
BMW	X3	2013
BMW	X4	2014
BMW	X5	2014
BMW	X5 M	2013
BMW	X6 M	2013
BMW	Z4	2013
Buick	Enclave	2007
Buick	Enclave	2008
Buick	Enclave	2009
Buick	Enclave	2010
Buick	LeSabre	2009
Buick	LeSabre	2010
Buick	Lucerne	2006
Cadillac	XRS	2008
Chevrolet	Cobalt	2005
Chevrolet	Express	2008
Chevrolet	Express	2009
Chevrolet	HHR	2005
Chevrolet	Silverado	2008
Chevrolet	Silverado	2009
Chevrolet	Silverado	2014
Chevrolet	Silverado	2015
Chevrolet	Trailblazer	2007
Chevrolet	Trailblazer	2008
Chevrolet	Chevy HHR	2005
Chrysler	300C	2011
Chrysler	300	2005
Dodge	Charger	2005
Fiat	500	2012
GMC	Envoy	2007

Car Make	Car Model	Model Year
GMC	Envoy	2008
GMC	Acadia	2007
GMC	Acadia	2008
GMC	Acadia	2009
GMC	Acadia	2010
GMC	Envoy	2007
GMC	Envoy	2009
GMC	Envoy	2010
GMC	Sierra	2007
GMC	Sierra	2008
GMC	Sierra	2009
GMC	Sierra	2010
GMC	Sierra	2014
GMC	Sierra	2015
GMC	Silverado	2007
GMC	Silverado	2008
GMC	Silverado	2009
GMC	Silverado	2010
GMC	Suburban	2007
GMC	Suburban	2008
GMC	Suburban	2009
GMC	Suburban	2010
Honda	Accord	2003
Honda	Accord	2008
Honda	Civic	2001
Honda	Civic	2006
Honda	Civic	2011
Honda	CRV	2012
Honda	Fit	2008
Honda	Odyssey	2011
Honda	Pilot	2004
Hummer	H2	2006
Isuzu	Ascender	2007
Isuzu	Ascender	2009
Isuzu	Ascender	2010
Jaguar	F-Type	2012

Car Make	Car Model	Model Year
Jaguar	XF	2012
Jaguar	XJ	2012
Jeep	Compass	2011
Jeep	Grand Cherokee	1999
Jeep	Wrangler	1999
Land Rover	Range Rover	2012
Mazda	Mazda 6	2008
Mercedes Benz	B Class	2012
Mercedes Benz	ML class	2012
Mercedes Benz	ML Class Diesel	2011
Nissan	Altima	2007
Nissan	Altima	2008
Nissan	Sentra	2006
Nissan	Sentra	2007
Nissan	Sentra	2008
Nissan	Sentra	2009
Nissan	Sentra	2010
Nissan	Versa	2006
Nissan	Versa	2007
Nissan	Versa	2008
Nissan	Versa	2009
Nissan	Versa	2010
Oldsmobile	Bravada	2007
Oldsmobile	Bravada	2008
Oldsmobile	Bravada	2009
Oldsmobile	Bravada	2010
Pontiac	G5	2005

Car Make	Car Model	Model Year
Ram	2500 Pickup (Diesel)	2010
Ram	3500 Pickup (Diesel)	2010
Saab	94S	2008
Saturn	Outlook	2007
Saturn	Outlook	2008
Saturn	Outlook	2009
Saturn	Outlook	2010
Saturn	Vue	2009
Saturn	Vue	2010
Subaru	Legacy	2004
Subaru	Legacy	2006
Subaru	Tribeca	2006
Subaru	BRZ	2012
Suzuki	Grand Vitara	2005
Suzuki	Kizashi	2010
Suzuki	Sidekick	2005
Suzuki	XL7	2007
Suzuki	XL7	2008
Suzuki	XL7	2009
Suzuki	XL7	2010
Toyota	Camry	2011
Toyota	Camry	2012
Toyota	Corolla	2005
Toyota	Sequoia	2005
Toyota	Tacoma	2004
Toyota	Tacoma	2005
Volkswagen	Golf	2015

Vehicle models identified in the list above, that are purchased within three model years after the listed year of a particular model, will be assigned 75 points.

Vehicle models identified in the following list (Table 2) purchased from January 1, 2000 to March 26, 2015 will receive 50 points. Class Counsel are working to determine a more precise definition for the makes and models listed below. If additional information is obtained, this list may be revised.

**Table 2**

Car Make	Car Model	Model Year
BMW	X3	
Buick	LeSabre	
Buick	Lucerne	
Cadillac	CTS	
Chevrolet	Camaro	
Chevrolet	Equinox	
Chevrolet	Impala	
Chrysler	Aspen	
Chrysler	Town & Country	
Chrysler	200	
Chrysler		2010
Dodge	Caliber	
Dodge	Caravan	
Dodge	Dakota	
Dodge	Durango	
Dodge	Caliber	
Dodge	Charger	
Dodge	Magnum	
Jeep	Cherokee	
Jeep	Commander	

Car Make	Car Model	Model Year
Jeep	Patriot	
Mazda	Mazda 6	
Mercedes Benz	C Class	
Mercedes Benz	E Class	
Mercedes Benz	ML Class	
Mercedes Benz	ML Class Diesel	[2010- Man.Trans.]
Mitsubishi	Lancer	
Mitsubishi	Outlander	
Nissan		2010
Nissan		2011
Nissan		2012
Nissan		2013
Nissan		2014
Nissan		2015
Pontiac	Torrent	
Ram	-	2009
Scion	FR-S	
Subaru	Impreza	
Suzuki	SX4	

Vehicles from manufacturers identified in Table 3 purchased from January 1, 2000 to March 26, 2015, that are not specifically included in Table 1 or 2, above, will receive 35 points. Class Counsel are working to determine a more precise definition for the makes listed below. If additional information is obtained, this list may be revised.

**Table 3**

Car Make
Aston Martin
Audi
Chrysler

Car Make
Honda
Isuzu
Subaru

Car Make
Toyota
Volvo

All other models not identified above from the car makes in the three tables listed above that were purchased from January 1, 2000 to March 26, 2015 will be assigned 20 points.