

## SUMMARY NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION UNITED STATES DISTRICT COURT, DISTRICT OF NEW JERSEY

*John Dewey, Jacqueline Delguercio, et al. v. Volkswagen of America, Inc. et al.*

Case Nos. 07-CV-2249-FSH-PS and 07-CV-2361-FSH-PS (consolidated)

If you ever purchased or leased, new or used:

- 2001- 2007 Volkswagen New Beetle equipped with sunroof (VIN below 3VW---1C-7M514779)
- 2001-2007 Volkswagen Jetta Sedan or Wagon equipped with sunroof
- 2001-2007 Volkswagen Golf, Volkswagen GTI equipped with sunroof
- 1999-2005 Volkswagen Passat.
- 1997-2006 Audi A4 B5 and B6 Platforms (including Cabrio, S and RS versions).
- 1998-2005 Audi A6 C5 Platform (including Allroad, S and RS versions)

Or if you now own or lease:

- 1998-2000 and 2007-2009 Volkswagen New Beetle equipped with sunroof (VIN 3VW---1C-7M514779 or higher)
- 1997-2000, and 2008-2009 Volkswagen Jetta Sedan or Wagon equipped with sunroof
- 1997-2000 Volkswagen Golf/GTI and 2008 - 2009 Volkswagen Golf/GTI equipped with sunroof
- 1997 and 2006-2009 Volkswagen Passat equipped with sunroof
- 1998 Volkswagen Passat
- 2004-2009 Volkswagen Touareg
- 2005-2008 Audi A4 B7 equipped with sunroof (including S and RS versions)
- 1997 and 2005-2009 Audi A6 C6 platform equipped with sunroof (including S and RS versions)
- 1997-2009 Audi A8 (including S versions)

Your rights may be affected by a proposed settlement in the actions listed above.

**Complete Notice and Other Information:** If you are among the persons listed above, you belong to the proposed Settlement Class and should receive a notice and/or claim form by mail in the next week. If you do not, you can get one free of charge by e-mail request to [info@wateringresssettlement.com](mailto:info@wateringresssettlement.com), by downloading from [www.wateringresssettlement.com](http://www.wateringresssettlement.com), by writing to: Water Ingress Administrator, PO Box 2298, Faribault, MN 55021-2433, or by calling 1-877-740-6992 toll free. A copy of the settlement agreement is available at [www.wateringresssettlement.com](http://www.wateringresssettlement.com), and may be obtained by examining the publicly available court papers on file.

**Your Options:** You may remain in the Settlement Class, object to the settlement, or exclude yourself from the Settlement. If you remain in the Settlement Class, and are eligible to submit a reimbursement claim, your claim form must be postmarked by July 23, 2010. Objections must be postmarked by June 15, 2010. Requests for exclusion must be postmarked by June 15, 2010. Your rights, and your options, are fully explained in the applicable complete Notices.

**The Litigation:** Plaintiffs claim that the sunroof drains and plenum drains and valves in Settlement Class Vehicles are defective and cause water to enter the passenger compartment of the vehicles, in violation of applicable law. Defendants have denied these claims. The case has been vigorously prosecuted and defended, but there has been no trial, and the Court has not decided who is right, or whether the case should proceed to trial as a class action.

**The Settlement:** If the Settlement is approved by the Court, the Defendants will provide members of the Settlement Class with payment for specified repairs and water related damage from a Reimbursement Fund of \$8,000,000, and free modification and inspection of front sunroof drains on certain vehicles, and recommendations regarding inspection and cleaning of sunroof and plenum drain systems.

**The Fairness Hearing:** On July 26, 2010, at 10:00 a.m., the Honorable Patty Shwartz, U.S.M.J., will hold a hearing at the Frank R. Lautenberg United States Post Office & Courthouse, 2 Federal Square, Newark, NJ 07102, Courtroom 10, to determine whether the proposed Settlement should be approved and to consider the application of Plaintiffs' Co-Lead Counsel Mazie Slater Katz & Freeman, LLC and Schoengold and Sporn, PC for attorneys' fees and expenses in the approximate amount of \$31.5 million.

**Settlement class members may join in, object to or request exclusion from the settlement. If you are within the Settlement Class and do not request exclusion postmarked by June 15, 2010, you will be bound by the settlement as approved by the Court and will not be able to bring a lawsuit with respect to the subject matter of this lawsuit.**