

LEGAL NOTICE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

**Purchasers of a 2011-2016 Duramax diesel
Chevrolet Silverado or GMC Sierra from
a GM-authorized dealer in California, Florida,
Illinois, Iowa, New York, Pennsylvania, or Texas
may be affected by a class action lawsuit**

This is an official court-approved notice about your rights. It is not a solicitation from a lawyer.

This Notice is to inform you of a pending class action lawsuit against General Motors LLC (“GM”) regarding an alleged defect in the high-pressure fuel injection pump of certain 2011-2016 Chevrolet Silverado and GMC Sierra trucks with a Duramax diesel 6.6L V8 LML engine (the “Class Vehicles”). Class Vehicles can be identified by entering the Vehicle Identification Number (“VIN”) at www.GMFuelPumpLitigation.com.

Plaintiffs have sued GM alleging that the CP4 pump in the Class Vehicles is unreasonably fragile and susceptible to catastrophic failure. Plaintiffs allege that failure occurs after the CP4 has worn against itself so much that it generates metal shavings which contaminate the entire high-pressure fuel injection system, and that the contamination may lead to engine shutdown with the inability to restart. Plaintiffs allege that this is a dangerous defect that can increase the risk of a crash. Plaintiffs also allege that CP4 failure repairs cost upwards of \$9,000-\$10,000.

The Court has not yet determined if the allegations of the lawsuit are true or if the Plaintiffs and Class are entitled to any relief. GM has denied the allegations in Plaintiffs’ lawsuit, denies that any Class Vehicle is defective, and has asserted multiple defenses. The Court or jury will ultimately decide the disputed issues at a trial.

The Court has allowed this case to proceed as a class action to allow a jury to decide the viability of the following state-specific causes of action alleged by Plaintiffs who purchased a Class Vehicle from a GM-authorized dealership in the following states:

1. **California Causes of Action:** (i) Violation of the California Unfair Competition Law, Cal Bus. & Prof. Code § 17200 *et seq.*; (ii) violation of the California Consumer Legal Remedies Act, Cal. Civ. Code § 1750 *et seq.*; and (iii) violation of the implied warranty of merchantability under California law, Cal. Civ. Code § 1791 *et seq.*, and the Magnuson-Moss Warranty Act.

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2. **Florida Cause of Action:** Violation of the Florida Deceptive and Unfair Trade Practices Act, Fla. Stat. § 510.201 *et seq.*
3. **Illinois Cause of Action:** Violation of the Illinois Consumer Fraud and Deceptive Business Practices Act, 815 ILCS 505/1 *et seq.*
4. **Iowa Cause of Action:** Violation of the Iowa Private Right of Action for Consumer Frauds Act, Iowa Code Ann. § 714H.1 *et seq.*
5. **New York Cause of Action:** Violation of the New York Deceptive Practices Act, N.Y. Gen. Bus. Law § 349(a).
6. **Pennsylvania Causes of Action:** Violation of the implied warranty of merchantability under Pennsylvania law, 13 Pa. Cons. Stat. Ann. § 2314, and the Magnuson-Moss Warranty Act.
7. **Texas Causes of Action:** Violation of the implied warranty of merchantability under Texas law, Tex. Bus. & Com. Code §§ 2.314 & 2A.212, and the Magnuson-Moss Warranty Act.

You must now decide whether you will remain in the Class. You are automatically included in the Class if you purchased a Class Vehicle from a GM-authorized dealership in California, Florida, Illinois, Iowa, New York, Pennsylvania, or Texas, regardless of whether you still own the vehicle. If you do not want to be part of the Class, you must submit a request for exclusion by **December 21, 2023** as described in this Notice.

Your legal rights and options in this lawsuit are summarized below.

LEGAL RIGHTS AND OPTIONS	
DO NOTHING	<p>Stay as a member of the Class and await the outcome of this lawsuit.</p> <p>If you purchased a Class Vehicle from a GM-authorized dealership in California, Florida, Illinois, Iowa, New York, Pennsylvania, or Texas from March 1, 2010 to September 6, 2023, you are already a Class Member and you do not need to do anything at this time to stay in the Class.</p> <p>By staying in the Class, you and all other Class Members will be affected by the outcome of this case, including any benefit from a possible settlement or jury verdict in the Class’s favor.</p> <p>You and all other members of the Class will be bound by the Court or jury’s decision, whether favorable or unfavorable, and you will not be able to sue GM separately for the claims in this lawsuit.</p> <p>The Court has appointed a team of attorneys, known as “Class Counsel,” to litigate the case on behalf of the seven (7) state-specific Classes. You will not have to pay for any of Class Counsel’s fees and expenses, regardless of the outcome of this case.</p>
ASK TO BE EXCLUDED BY <u>DECEMBER 21, 2023</u>	<p>Remove yourself from the Class and keep any rights you may have to sue GM individually for the same claims.</p> <p>If you ask to be excluded from the Class and money or benefits are later available to Class Members, you will not share in them. If you ask to be excluded, you will keep your right to sue GM individually for the same claims in this lawsuit, but you will need to hire your own attorney or represent yourself if you wish to pursue your claims in a separate case, and you will be subject to any legal deadlines applicable to those claims.</p> <p>If you exclude yourself, you will not be bound by the outcome of the class trial with respect to the state-specific Class you fall under, because you will not be part of the Class.</p> <p>To ask to be excluded from the Class, you must submit your signed request for exclusion before December 21, 2023. Please see Question 11 for further details.</p>

It is important that you read this Notice so you can understand your legal rights and options in this case. Your legal rights will be affected whether you act or do not act.

For more information, please visit www.GMFuelPumpLitigation.com or call toll-free **866-848-0815**.

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LAWSUIT INFORMATION

1. What is this lawsuit about?

Plaintiffs have sued GM alleging that model year 2011-2016 Chevrolet Silverado and GMC Sierra trucks with a Duramax diesel 6.6L V8 LML engine were equipped with a defective high-pressure fuel injection pump known as the CP4. Plaintiffs allege that the CP4 is unreasonably fragile and susceptible to catastrophic failure. Plaintiffs allege the failure occurs after the CP4 has worn against itself so much that it generates metal shavings which contaminate the entire high-pressure fuel injection system, sometimes leading to engine shutdown with the inability to restart.

Plaintiffs claim that GM knowingly concealed the alleged CP4 fuel pump defect. Plaintiffs have filed a class action lawsuit against GM for the above-listed state-specific claims arising out of GM's conduct. Plaintiffs further claim that they and other owners of the Class Vehicles have suffered economic damages as a result of the alleged defect. This lawsuit does not involve any claims for personal injuries. For more information about the claims in this lawsuit, please refer to the Second Amended Consolidated Class Action Complaint, available at www.GMFuelPumpLitigation.com.

GM denies any wrongdoing and denies that the Class Vehicles' fuel pumps are defective. GM has asserted a number of defenses to Plaintiffs' claims. For more information about the defenses GM asserts in this lawsuit, please refer to GM's Answer to Plaintiffs' Second Amended Consolidated Class Action Complaint, available at www.GMFuelPumpLitigation.com.

This case is currently pending before Judge Terrence G. Berg in the United States District Court for the Eastern District of Michigan. The lawsuit is known as *Chapman, et al., v. General Motors LLC*, Case No. 2:19-cv-12333-TGB-DRG.

2. What is this Notice about?

The Court has certified certain state-specific causes of action to proceed as a class action (known as "certifying" the class), and has ordered the parties to notify the potential Class Members about their rights so they can decide whether they will stay in the Class.

3. Am I a Class Member?

The Court certified the following seven state-specific Classes:

- (i) The California Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of California between March 1, 2010, through September 6, 2023.
- (ii) The Florida Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of Florida between March 1, 2010, through September 6, 2023.
- (iii) The Illinois Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of Illinois between March 1, 2010, through September 6, 2023.

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- (iv) The Iowa Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of Iowa between March 1, 2010, through September 6, 2023.
- (v) The New York Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of New York between March 1, 2010, through September 6, 2023.
- (vi) The Pennsylvania Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of Pennsylvania between March 1, 2010, through September 6, 2023.
- (vii) The Texas Class: All persons who purchased a 2011-2016 Duramax diesel 6.6L V8 LML engine truck from a GM-authorized dealer in the state of Texas between March 1, 2010, through September 6, 2023.

You can check whether you have a Class Vehicle by entering your Vehicle Identification Number (“VIN”) at www.GMFuelPumpLitigation.com.

4. I purchased one of these vehicles, but no longer own it. Am I included?

Yes, if you purchased a Class Vehicle from a GM-authorized dealership in California, Florida, Illinois, Iowa, New York, Pennsylvania, or Texas, you are a member of that state’s Class even if you no longer own the vehicle.

5. I am still not sure if I am included. How do I find more information?

If you are still not sure whether you are a member of one of the state-specific Classes defined above, you can review documents at www.GMFuelPumpLitigation.com or call or write to Class Counsel, at the phone numbers or addresses listed below.

6. What is a class action and who is involved?

In a class action lawsuit, the people who bring the lawsuit are called “Plaintiffs” or “Class Representatives.” They sue on behalf of themselves and other people who have similar claims, known as “Class Members.” All of the people together are called a “Class;” in this case, the seven (7) Classes have been defined on state-specific bases. The company the Class Representatives sue (in this case, General Motors LLC) is referred to as the “Defendant.”

A class action allows a court to resolve claims or decide common issues for the entire Class or Classes without requiring each Class Member to file their own separate, individual lawsuit. All of the members of the Class are bound by the result of the class action lawsuit, except for those people who choose to exclude themselves from the Class (as described in Question 11 below).

The Court and a jury will hear the evidence and arguments presented by both sides and will decide who should prevail on each of the state-specific Class claims delineated above.

More information about why the Court chose to certify these seven (7) state-specific Classes is in the Court’s March 31, 2023 order on class certification, which is available at www.GMFuelPumpLitigation.com.

Questions? Call 866-848-0815 or visit www.GMFuelPumpLitigation.com

7. Has the Court decided who is right?

The Court has not ruled on the merits of this lawsuit. That will be done through future proceedings in this case. By certifying the above-listed seven (7) state Classes, the Court is not suggesting that Plaintiffs or GM will win or lose this case. Plaintiffs must prove their position on the seven (7) certified state Classes' causes of action, and GM will have an opportunity to rebut Plaintiffs' positions and advance its own evidence in opposition.

8. What are Plaintiffs asking for?

Plaintiffs are asking the Court to find that the Class Vehicles share a common defect in the CP4 high-pressure fuel injection pump, and that GM knew and concealed the defect from Class Members and otherwise acted unlawfully. Plaintiffs will ultimately seek an award for damages from GM, including payment for the money that they allegedly overpaid to buy their defective Class Vehicles, if the truck was fixed the costs of repair, legal fees and costs, and other relief sufficient to compensate for GM's allegedly unlawful acts. For more information about the claims in this lawsuit, please refer to the Second Amended Consolidated Class Action Complaint and the Court's March 31, 2023 order on class certification, available at www.GMFuelPumpLitigation.com.

9. Is there any money available now?

This lawsuit is still pending and there is no money available to any Class Members at this time. The Court or a jury must still decide the merits of the state-specific claims listed on pages 1 and 2. If Plaintiffs are able to prove these claims, and sufficiently prove damages on a Class-wide basis, then the Court will establish an administrative system for the disbursement of any monies recovered.

YOUR RIGHTS AND OPTIONS

10. How do I participate in this class action?

You are automatically a Class Member if you fall within the Class definitions in Question 3 above. If you wish to participate in this class action and remain as a Class Member, **you do not need to do anything at this time.**

By staying in the state-specific Class, you and all other state-specific Class Members will be included in whatever outcome is reached for that Class in this case. This includes the possibility of receiving any compensation that may be later available to Class Members through a Class settlement, if the Parties were to agree to one.

If you remain in the Class, you will not be able to separately sue GM about the allegedly defective CP4 high-pressure fuel injection pump on an individual basis. This means that regardless of the outcome in this case, you and all other Class Members will be legally bound by all of the orders and judgments that the Court issues for the Classes, and you cannot sue GM separately to change that result.

11. How do I ask the Court to exclude me from the Class?

If you ask to be excluded (also known as “opting out”) from the state-specific Class under which you fall, you will not participate in this lawsuit or be subject to the outcomes in this case, including any potential Class settlement. However, you will keep your right to sue GM about the same legal claims that are the subject of this lawsuit. If you wish to sue GM separately for the same claims in this lawsuit, you will need to hire your own attorney or represent yourself and you will be subject to any legal deadlines applicable to those claims.

To exclude yourself from the Class, you must send a letter stating that you want to exclude yourself from the lawsuit to the below address. **Your exclusion request must include:**

- Your full name
- The dates of ownership of your Class Vehicle
- The make, model, model year, and Vehicle Identification Number (“VIN”) of your Class Vehicle
- Your current address
- Your address at the time of ownership of the Class Vehicle
- The following statement to express your desire to be excluded from the Class: “I request to be excluded from the Class in this lawsuit.”
- Your handwritten signature

You must mail your exclusion request to the below address, and it must be postmarked no later than December 21, 2023.

Chapman v. General Motors LLC
c/o JND Legal Administration
PO Box 91445
Seattle, WA 98111

If you have questions, you may call the Notice Administrator toll-free at 1-866-848-0815. However, exclusions via telephone or email will not be effective. Exclusions executed by someone besides you on your behalf will not be effective. You must sign the exclusion request with a handwritten signature.

IF YOU CHOOSE TO BE EXCLUDED: (1) you will NOT be entitled to share in any relief from any settlement or judgment that results from this lawsuit; (2) you will NOT be bound by any judgment or settlement release entered in this lawsuit; and (3) at your own expense, you MAY pursue any claims that you have against GM by filing a separate lawsuit.

Only request exclusion if you do NOT wish to be part of the Class and do NOT wish to share in any potential issue findings or potential future benefits that might be obtained on behalf of the Classes in this lawsuit.

THE ATTORNEYS REPRESENTING YOU

12. Do I have an attorney in this case?

The Court has appointed the law firms of Hagens Berman Sobol Shapiro LLP, Hilliard Law, and The Miller Law Firm to represent Plaintiffs and the Class Members in this litigation. These law firms are known as “Class Counsel” and they are listed below.

HAGENS BERMAN SOBOL
SHAPIRO LLP
1301 Second Avenue
Ste. 2000
Seattle, WA 98101

HILLIARD LAW
719 S. Shoreline Blvd.
Corpus Christi, TX 78401

THE MILLER LAW FIRM, P.C.
950 West University Drive
Ste. 300
Rochester, MI 48226

13. Do I need to hire my own attorney?

The Court has appointed Class Counsel to represent all members of the Classes in this case for purposes of the claims identified on pages 1-2 of this Notice. If you remain in the state-specific Class under which you fall, Class Counsel will continue to work on your behalf to seek the best outcome for that Class. You may make an appearance in the case through another attorney if you choose, with a separate arrangement with that counsel.

If you wish to pursue your own separate lawsuit against GM for the same claims in this case, you will need to submit a request for exclusion, as described in Question 11. If you do so, you will need to decide whether to hire your own attorney or represent yourself if you choose to pursue any legal action.

14. How will Class Counsel be paid?

If Plaintiffs prevail, Class Counsel will ask the Court to award fees and expenses at the conclusion of the case, which may be paid from GM or out of a portion of any compensation obtained for the Classes through a Class settlement. You **will not** have to pay out of pocket for any of Class Counsel’s fees and expenses, regardless of the outcome of this case.

THE TRIAL

15. When is the trial in this case?

The Court has not yet scheduled a trial date to decide who is right in this case.

16. Do I have to attend the trial to get potential benefits?

The trial in this case will address the merits of the claims identified above on pages 1-2 of this Notice. You do not need to attend that trial. Class Counsel will present the case for the Plaintiffs and the Classes, and GM will present its defenses. At the conclusion of trial, the Court or a jury will determine the verdict(s) based on the evidence presented.

GETTING MORE INFORMATION

17. Where can I get more information about this case?

This Notice contains a summary of the relevant Court papers. To view this Notice and other court documents, including the Court's Order on Class Certification, the Second Amended Consolidated Class Action Complaint, and Defendant's Answer, visit www.GMFuelPumpLitigation.com. Please check the website regularly for updated information regarding the lawsuit. You may also access the Court's publicly available legal files at the U.S. District Court for the Eastern District of Michigan in Detroit, Michigan.

For more information, please call the Notice Administrator toll-free at 1-866-848-0815. You may also contact Class Counsel by calling 1-206-623-7292.