

Dancer v Los Angeles Times Communications LLC Common Questions and Answers

1. What is this settlement about?

Los Angeles Times was sued for, among other things, allegedly placing calls to cellular telephones in violation of federal law. Los Angeles Times denies that it did anything wrong, but has agreed to a proposed settlement to resolve the case and provide benefits to settlement Class Members.

If, from December 8, 2008 through April 22, 2013, you received one or more telephone calls on your cellular telephone placed by or on behalf of Los Angeles Times using an automatic telephone dialing system and/or an artificial or prerecorded voice, you may be entitled to settlement benefits.

2. Who is in the Class?

The Class is comprised of all persons and entities who, from December 8, 2008, to and including April 22, 2013, received one or more telephone calls on their cellular telephones that were placed by or on behalf of Los Angeles Times using an automatic telephone dialing system and/or an artificial or prerecorded voice, including calls that were placed for purposes of debt collection as to which Los Angeles Times is unable to determine that the call was made to a landline telephone.

The Class does *not* include Los Angeles Times, any entity that has a controlling interest in Los Angeles Times, and Los Angeles Times' current or former directors, officers, counsel, and their immediate families. The Class also does not include any persons who validly request exclusion from the Class.

3. I received a postcard notice by mail. Does that mean I am member of the Class?

If you received a postcard notice by direct mail, it is because Los Angeles Times' records show that you are a potential Class Member and its records included, or it was otherwise able to locate, your mailing address.

4. I did not receive a postcard notice by mail. Does that mean that I am not a member of the Class?

Not all potential Class members received a postcard notice by mail as Los Angeles Times' records did not include all potential Class Members' mailing addresses or it was not able to otherwise obtain that information.

If you believe that you are a Class Member who did not receive a postcard notice, you can fill out and return a Claim Form so your eligibility to receive settlement benefits can be determined.

5. What benefits may I expect to receive from the settlement?

If the Court finally approves this settlement, Los Angeles Times will provide payments and Subscription Coupons (as applicable) to each Class Member who submits a valid claim form **by April 8, 2014**, which claim form meets the requirements for payment under any of the categories below.

- No Evidence of Calls. Eligible Claimants who submit no evidence of the number of calls allegedly received but who attest to (a) having received one or more calls on a cell phone from or on behalf of Los Angeles Times, and (b) not having consented to receiving autodialed calls from or on behalf of Los Angeles Times on that cell phone, will have a right to payment in the amount of \$30.00.
- Five to Ten Calls. Eligible Claimants who attest to (a) having received five to ten calls on a cell phone from or on behalf of Los Angeles Times, and (b) not having consented to receiving autodialed calls from or on behalf of Los Angeles Times on that cell phone, will have a right to payment in the amount of \$30.00 plus a \$20.00 Subscription Coupon. Eligible Claimants must submit telephone bill records if requested to verify the number of calls they received.
- More than Ten Calls. Eligible Claimants who attest to (a) having received more than ten calls on a cell phone from or on behalf of Los Angeles Times, and (b) not having consented to receiving autodialed calls from or on behalf of Los Angeles Times on that cell phone, will have a right to payment in the amount of \$30.00 plus a \$40 Subscription Coupon. Eligible Claimants must submit telephone bill records if requested to verify the number of calls they received.

6. What do I need to do in order to receive any benefits to which I may be entitled?

To qualify for payment, and Subscription Coupon (as applicable), you must send in a completed and signed Claim Form. The form is available on this settlement website and it must either be submitted online **no later than April 8, 2014**, or printed out, completed, signed and mailed with a postmark **no later than April 8, 2014**, to: *Dancer Litigation*, Settlement Administrator, P.O. Box 11486, Birmingham, AL 35202-1486.

7. When should I expect to receive my settlement benefits?

The Court will hold a hearing on **April 30, 2014**, to decide whether to approve the settlement. If the judge approves the settlement after that, there may be appeals. It is always uncertain whether these appeals can be resolved, and resolving them can take time. The proposed Settlement contemplates distributing payments and Subscription Coupons to Eligible Claimants ninety (90) days from the date the Settlement becomes final and not subject to appeal.

8. What should I do if I do not want to participate in the settlement?

To exclude yourself from the settlement, you must send a signed letter by mail stating that you “want to opt out of the Los Angeles Times Litigation.” Please be sure to include your name, address, telephone number, and your signature. You must mail your exclusion request postmarked **no later than April 8, 2014**, to: *Dancer Litigation*, Settlement Administrator, P.O. Box 11486, Birmingham, AL 35202-1486.

9. How may I object to the proposed settlement agreement?

To object to the settlement, you must send a signed letter saying you object to the proposed settlement in *Dancer v. Los Angeles Times Communications LLC*, No. BC472154. Be sure to include your name, address, telephone number, that you are a Class Member, your signature, and the reasons why you object to the settlement. Your objection and any supporting papers must be mailed to and actually received by the following address **no later than April 8, 2014**: *Dancer Litigation*, Settlement Administrator, P.O. Box 11486, Birmingham, AL 35202-1486.

10. Has the settlement been approved? If not, when will the hearing be?

The Court will hold a Fairness Hearing at **3:00 p.m. on Wednesday, April 30, 2014**, at the Central Civil West Courthouse, 600 South Commonwealth Ave., Dept. 310, Los Angeles, CA 90005. At this hearing, the Court will consider whether the settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them. Judge Freeman will listen to people who have asked to speak at the hearing. The Court will also consider Class Counsel's application for an award of fees and expenses. After the hearing, the Court will decide whether to approve the settlement and the fee application. We do not know how long these decisions will take.

11. Do I have to appear in court in order to receive settlement benefits?

No, you do not have to appear at the hearing in order to receive settlement benefits. Class Counsel will represent you. You are welcome to attend at your own expense. You may also pay your own lawyer to attend, but it's not necessary.

12. May I speak at the fairness hearing?

You may ask the Court for permission to speak at the Fairness Hearing. To do so, you must send a letter saying that it is your "Notice of Intention to Appear" in "*Dancer v. Los Angeles Times Communications LLC*, No. BC472154." Be sure to include your name, address, telephone number, that you are a Class Member, and your signature. Your Notice of Intention to Appear must be received by the Settlement Administrator **no later than April 8, 2014**, at the following address: *Dancer Litigation*, Settlement Administrator, P.O. Box 11486, Birmingham, AL 35202-1486. You cannot speak at the hearing if you do not provide timely notice or if you exclude yourself.

13. Who are the attorneys representing the Class?

The Court appointed the Law Office of Todd M. Friedman, P.C., and Weisberg & Meyers, LLC, to represent the Class. These lawyers are called Class Counsel.

14. Will I be responsible for any legal fees?

You will not have to pay any attorneys' fees or costs from your own funds. The Court will determine the amount of Class Counsel's fees and expenses, which Los Angeles Times will pay as part of the settlement. If you want to be represented by your own lawyer, you may hire one at your own expense.

15. How can I get additional information?

Copies of the Agreement and the pleadings and other documents relating to the case are on file at the Superior Court of the State of California for the County of Los Angeles and may be examined and copied at any time during regular office hours at the Central Civil West Courthouse, 600 South Commonwealth Ave., Los Angeles, CA 90005.

Elsewhere on this website, you may download the Long Form Notice, the Claim Form and other information, including a copy of the Settlement Agreement. You may also write to: *Dancer Litigation*, Settlement Administrator, P.O. Box 11486, Birmingham, AL 35202-1486.