

## NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

THIS NOTICE ADVISES YOU OF A PROPOSED CLASS ACTION SETTLEMENT CONCERNING CALLS MADE TO YOU BY OR ON BEHALF OF ATLANTIC WATER PRODUCTS OR HOME DEPOT. THIS NOTICE PROVIDES A WEBSITE, TELEPHONE NUMBER, AND ADDRESS WHERE YOU CAN OBTAIN INFORMATION IN ORDER TO SUBMIT A CLAIM FORM.

**THIS NOTICE MAY AFFECT YOUR LEGAL RIGHTS. PLEASE READ IT CAREFULLY.**

*Manopla v. Home Depot USA, Inc., et al*  
*United States District Court for the District of New Jersey,*  
Case No. 3:15-cv-01120-PGS-TJB

### **THIS NOTICE ONLY PROVIDES LIMITED INFORMATION ABOUT THIS SETTLEMENT**

Your rights may be affected by a proposed class action settlement of claims against Home Depot USA, Inc. (“Home Depot”) and Atlantic Water Products, Inc. d/b/a Atlantic Water and Air (“AWP”) (collectively “Defendants”) for a violation of the Telephone Consumer Protection Act, 47 U.S.C. § 227, et seq. (the “TCPA”). The Settlement would resolve a lawsuit in which Plaintiffs assert TCPA claims against Defendants. Specifically, Plaintiffs claim Defendants violated the TCPA by calling Plaintiffs’ telephone using an artificial or prerecorded voice utilizing an automatic telephone dialing system without obtaining prior express consent to do so. Plaintiffs resolved this lawsuit on their own behalf and **on behalf of all persons or entities within the United States who received any telephone calls from or on behalf of Defendants or their agents and/or employees made through the use of any automatic telephone dialing system or with an artificial or prerecorded voice between October 16, 2013 and June 1, 2015.** Defendants deny the allegations in the lawsuit in their entirety but have agreed to settle the case to avoid the costs of litigation. You received this Notice because records indicate that you received calls between October 16, 2013 and June 1, 2015.

The Settlement provides eligible Settlement Class Members a one-time estimated minimum payment in the amount of \$110. To receive this payment, you must timely complete and submit a Claim Form and forward it to the administrator by either email to [info@awp-homedepottcpa.com](mailto:info@awp-homedepottcpa.com) or online via the Settlement Website no later than September 20, 2019, or by mail postmarked no later than September 20, 2019. You may obtain complete information about the Settlement (including the Class Long Form Notice and Claim Form) and deadlines by visiting the Settlement Website at [www.AWP-HomeDepotTCPA.com](http://www.AWP-HomeDepotTCPA.com) or telephoning 1-866-683-9604.

If you do not wish to be a part of this Settlement, you may exclude yourself. If you do not exclude yourself, you will be bound by the Settlement and all Orders of the court. As a result, you will no longer be able to sue or continue to sue the Defendants about the claims covered by the Settlement. To request exclusion, you must mail your request in writing, postmarked no later than September 3, 2019, to the Claims Administrator at Manopla v. Home Depot USA, Inc. et al. Claims Administrator, c/o KCC Class Action Services, P.O. Box 404000, Louisville, KY 40233-4000. The Court, located at 402 E. State Street, Trenton, NJ 08608, will conduct a hearing on whether to approve the Settlement on September 23, 2019, at 11 a.m. and if approved, to determine what amount of fees and expenses should be awarded to Class Counsel and the Class Representatives. If you do not exclude yourself, you or your own lawyer may ask to appear and speak at the hearing at your own cost. You may object to the Settlement in advance of the hearing by following the procedure set forth in the Class Long Form Notice. Your objection must be received by September 3, 2019.