

If You Own or Previously Owned, Purchased, or Received as a Gift or Customer Service Exchange Certain Sony Xperia Smartphones and Tablets, You Could Get Benefits from a Class Action Settlement.

Para ver este aviso en español, visita www.XperiaWaterproofSettlement.com

A proposed class action settlement has been preliminarily approved by a Court against Sony Mobile Communications (USA), Inc. and Sony Electronics, Inc. (collectively "Sony") concerning certain Xperia smartphones and tablets ("Mobile Devices") in *Landes v. Sony*, 2:17-cv-2264-JFB-SIL (E.D.N.Y.). Those included in the settlement have legal rights and options that must be exercised by certain deadlines.

What is the lawsuit about?

The lawsuit alleges that certain Mobile Devices are not waterproof and are not capable of ordinary underwater use. Sony denies the allegations and that the Mobile Devices are defective. The Court did not decide which side was right. Instead, the parties decided to settle.

Am I included in the proposed settlement?

Subject to certain limited exclusions, you are included if as of **August 3, 2017**,

- You own(ed), purchase(d), or received as a gift or as a customer service exchange a Mobile Device that was
- Manufactured, marketed, sold and/or distributed by Sony Mobile Communications (USA), Inc. in any of the fifty States, the District of Columbia and Puerto Rico.
- The class includes persons, entities and/or organizations.

The Mobile Devices are certain Xperia mobile smartphone and tablet models. For a specific list, visit the website, or call **1-844-367-8807**.

What does the settlement provide?

The proposed settlement provides for: (1) a warranty extension for damage resulting from water intrusion by an additional 12 months for Mobile Devices that are still in-warranty and six months for those Mobile Devices that are out-of-warranty, both measured as of the date of the issuance of the Preliminary Approval Order; (2) changes to packaging, labeling and advertising intended for end users in the United States relating to "waterproof" or substantially identical terms to "water resistance" or its substantial and/or functional equivalent for Mobile Devices currently being sold by Sony or any newly-introduced models with certain IP ratings; and (3) a claim process for eligible Class Members who previously had timely claims for water-related damages denied by Sony for their in-warranty Mobile Devices in which Sony will pay 50% of the at-issue Manufacturer's Suggested Retail Price for the applicable Mobile Device. Class counsel will file a request for attorneys' fees, costs and expenses, and Class Representatives' awards to be paid by Sony. The motion will be posted on the website after it is filed.

What are my options?

Stay in the Class and receive settlement benefits. You automatically receive a warranty extension but, if applicable, **must** submit a claim to receive reimbursement benefits. The deadline to submit Claim Forms is **January 30, 2018**.

If you do nothing, you stay in the class and still get the warranty extension and other benefits, but will not be able to sue Sony or receive reimbursement benefits.

You can exclude yourself if you don't want to be part of the settlement. You won't get any settlement benefits, but you keep the right to sue Sony about the issues in the lawsuit. You must mail to the settlement administrator your written request for exclusion postmarked by **November 1, 2017**.

You can object to all or part of the settlement by **November 1, 2017**, if you don't exclude yourself. The full notice describes how to obtain settlement relief, exclude yourself, and object.

The Court will hold a fairness hearing on December 1, 2017 at 1:30 p.m. EST in courtroom 1020 in federal court, 100 Federal Plaza, Central Islip, NY 11722 to (a) consider whether the proposed settlement is fair, reasonable, and adequate, and (b) decide the plaintiffs' lawyers' request for fees, costs and expenses of up to \$1,000,000.00 and awards for each of the Class Representatives of up to \$1,000.00. You may appear at the hearing, but you are not required to and you may hire an attorney to appear for you, at your own expense.

For more information or a claim form call or visit the website.

1-844-367-8807

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