

If your Porsche Communication Management System (“PCM” or “infotainment system”) experienced rebooting on or after May 20, 2020, you could get a payment from a class action settlement.

A court authorized this notice. This is not a solicitation from a lawyer.

- A class action settlement has followed from allegations that some Porsche infotainment systems (the PCM 3.1 system with XM satellite antenna) went into a reboot cycle on or after May 20, 2020. Porsche denies any wrongdoing. The parties have reached a settlement to avoid a trial and provide Class Members with compensation now.
- The settlement will provide (1) reimbursement of out-of-pocket costs incurred to address PCM rebooting (subject to certain limitations), including PCM replacements or repairs, battery replacements, towing, and alternative transportation costs, up to \$7,500; or (2) if you spent time dealing with the rebooting issue but have no out-of-pocket costs to claim or don’t have documentation of your out-of-pocket costs, your choice between (a) a \$25 payment or (b) a \$50 dealer credit.
- To qualify, you must have owned or leased a Porsche vehicle as of May 20, 2020, that was equipped with an XM satellite radio antenna and a PCM 3.1 system.

Your legal rights are affected whether you act or don’t act. Read this Notice carefully.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT:	
SUBMIT A CLAIM FORM	The <u>only</u> way to get a payment is to submit a valid claim. All claims must be received by August 20, 2024 .
EXCLUDE YOURSELF	This is the only option that allows you to ever be part of any other lawsuit against Porsche about the legal claims in this case. Requests for exclusion must be electronically submitted or postmarked by May 19, 2023 .
OBJECT	Write to the Court about why you don’t like the settlement by May 19, 2023 .
GO TO A HEARING	Ask to speak in Court about the fairness of the settlement.
DO NOTHING	Get no payment. Give up rights.

- These rights and options —**and the deadlines to exercise them** —are explained in this notice.
- The Court in charge of this case still must decide whether to approve the settlement. Payments will be made if the Court approves the settlement and after any appeals are resolved. Please be patient.

QUESTIONS? CALL 1-866-905-8126 TOLL-FREE, OR VISIT WWW.PORSCHEPCMSETTLEMENT.COM.
NOTICE IN SPANISH IS AVAILABLE UPON REQUEST.

BASIC INFORMATION

1. Why did I get this notice?

Porsche's records indicate that you may have owned or leased a Porsche vehicle equipped with an XM satellite radio antenna and Porsche Communications Management (PCM) infotainment system 3.1 as of May 20, 2020.

The Court sent you this notice because you have a right to know about a proposed settlement of a class action lawsuit, and about your options, before the Court decides whether to approve the settlement. If the Court approves it and after objections and appeals are resolved, an administrator appointed by the Court will make the payments provided by the settlement. You will be informed of the progress of the settlement through updates to the settlement website: www.PorschePCMSettlement.com.

This notice explains the lawsuit, the settlement, your legal rights, what benefits are available, who is eligible for them, and how to get them.

The Court in charge of the case is the United States District Court for the Northern District of Georgia, and the case is known as *Bowen v. Porsche Cars N.A., Inc.*, Case No. 1:21-cv-00471. The people who sued are called the Plaintiffs, and the company they are suing, Porsche Cars North America, Inc., is called the Defendant.

2. What is this lawsuit about?

The lawsuit claims that Porsche is responsible for PCM rebooting issues in certain Porsche vehicles that occurred on or about May 20, 2020. Plaintiffs claim that some vehicle owners had to pay out-of-pocket to repair or replace their PCM system, while other vehicle owners were inconvenienced by the time they spent addressing the rebooting issues. Porsche denies these claims or that it did anything wrong. The Court has not decided who is right.

3. Why is this a class action?

In a class action, one or more people called Class Representatives (in this case, Kent Bowen and Kathleen Darnell) sue on behalf of people who have similar claims. All of these people are a Class or Class Members. In a class action, one court resolves the issues for all Class Members, except for those who exclude themselves from the Class. U.S. District Judge Mark Cohen is in charge of this class action.

4. Why is there a settlement?

The Court did not decide in favor of Plaintiffs or Defendant. Instead, both parties agreed to a settlement. The settlement allows Plaintiffs and Defendant to avoid the cost of a trial, and the Class Members affected by PCM rebooting will be eligible for compensation. The Class Representatives and their attorneys think the settlement is best for all settlement Class Members.

WHO IS IN THE SETTLEMENT

To receive compensation under this settlement, you must be a Class Member.

5. How do I know if I am part of the settlement?

If the settlement is approved, Judge Cohen will decide that everyone who fits this description is a Class Member: *All entities and individuals in the United States who, as of May 20, 2020, owned or leased a Porsche vehicle equipped with an XM radio antenna and Porsche Communication Management (PCM) system 3.1.*

Excluded from the class are Defendant, any Released Persons, Class Counsel, and the Court, as well as the Court's spouse, and any person within the third degree of relationship to either of them.

6. Which Porsche vehicles are included?

Porsche has identified the following models as being equipped with a PCM 3.1 infotainment system:

- Panamera, model years 2010-2016
- Cayenne, model years 2011-2016
- 911 Carrera, model years 2012-2016
- Boxster, model years 2012-2016
- Cayman, model years 2012-2016
- Macan, model years 2015-2016

In addition, the vehicle must be equipped with an XM satellite radio antenna.

To determine if your vehicle is included in the settlement, you can look up your Vehicle Identification Number (VIN) on the settlement website (www.PorschePCMSettlement.com). The VIN is a 17-character number that can be found on the driver's side dashboard or driver's side door post. The VIN also appears on your registration card and insurance card.

7. If I have an eligible Porsche vehicle but have not experienced rebooting issues, am I included?

Yes. If you have an eligible Porsche vehicle, you are included in the settlement (unless you exclude yourself) even if you have not experienced rebooting issues. If you are currently experiencing PCM rebooting issues, if you previously experienced rebooting issues on or after May 20, 2020, or if you experience them in the future at any time before June 21, 2024, you can make a claim under this settlement until August 20, 2024. This date could change, so please visit www.PorschePCMSettlement.com for the most updated information on the deadline to submit a claim.

However, to make a claim for reimbursement of out-of-pocket expenses that you incurred after receiving this notice, **you must take your vehicle to an authorized Porsche dealer for repairs.** Please visit www.PorschePCMSettlement.com for more information.

8. I'm still not sure if I am included.

If you are still not sure whether you are included, you can ask for free help by calling 1-866-905-8126 or visiting www.PorschePCMSettlement.com. Or you can fill out the claim form to see if you qualify.

THE SETTLEMENT BENEFITS—WHAT YOU GET

9. What does the settlement provide?

The settlement provides two options for compensation.

Under Option 1, Porsche has agreed to reimburse out-of-pocket costs spent by Class Members to address PCM 3.1 rebooting issues experienced on or after May 20, 2020, and before June 21, 2024, including PCM replacements or repairs, battery replacements, towing, and alternative transportation costs while receiving the repair/replacement. To be reimbursed, towing and alternative transportation costs must have been incurred due to repairs or replacements to resolve the PCM rebooting issues and must have been incurred no later than 48 hours after the completion of the repair or replacement. Additionally, for repairs or replacement performed after March 27, 2023, the repair or replacement must be performed by an authorized Porsche dealer to be reimbursed. All claims under Option 1 must be substantiated with documentation, are limited to out-of-pocket costs that have not already been reimbursed by Porsche or a Porsche dealer, and are subject to a limitation of \$7,500 per claim.

Under Option 2, Porsche has agreed to provide Class Members that spent time dealing with the rebooting issue but have no out-of-pocket costs to claim or don't have documentation of such costs a choice between either (1) a \$25 payment or (2) a \$50 Porsche dealer credit.

Class Members may only recover once per eligible vehicle. A Class Member may submit a claim under Option 1 for one eligible vehicle and another claim under Option 2 for a different eligible vehicle, but may not submit multiple claims related to a single eligible vehicle.

To receive any money, you must submit a valid and timely claim form.

10. How do I get reimbursed for my out-of-pocket costs?

If you have incurred out-of-pocket costs stemming from reboots of your PCM, you may make a claim for reimbursement. These expenses include PCM replacements or repairs, battery replacements, towing, and alternative transportation costs (for example, rideshares, taxis, or rental cars) while receiving the repair/replacement. In order to be reimbursed for any towing and alternative transportation costs, you must have incurred the costs before or no later than 48 hours after receiving a repair or replacement to resolve the rebooting issue. The maximum amount of reimbursement you can receive is **\$7,500**.

In order to receive your reimbursement, you must complete Option 1 on the claim form and submit **your completed claim form, along with documentation (e.g., receipts) of your out-of-pocket expenses by August 20, 2024**.^{*} You may submit your claim online at www.PorschePCMSettlement.com, or by mail. To make a claim by mail, send your claim form and documentation to the address below:

**Porsche PCM
Settlement Administrator**
P.O. Box 173074
Milwaukee, WI 53217

^{*}This date could change, so please visit www.PorschePCMSettlement.com for the most updated information on the deadline to submit a claim.

After you have submitted your claim, the court-appointed Settlement Administrator will review it and notify you if your claim is deficient (e.g., if it is missing required information). Once your claim has been verified, the Settlement Administrator will notify you of the compensation you are entitled to receive and provide instructions for selecting between various payment options.

QUESTIONS? CALL 1-866-905-8126 TOLL-FREE, OR VISIT WWW.PORSCHEPCMSSETTLEMENT.COM.
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11. If I do not have any out-of-pocket costs from the rebooting of my PCM or do not have documentation of my out-of-pocket costs, can I make a claim?

Yes. If you spent time addressing the rebooting of your PCM and you either did not incur any out-of-pocket costs or you do not have documentation of such costs, you may still make a claim. To make a claim without any documentation, you must complete Option 2 of the claim form, stating: (1) the model year, model, and VIN of your Porsche vehicle; (2) the approximate dates during which you owned or leased the Porsche vehicle; and (3) your estimate of how much time you spent addressing the reboot of your PCM on or after May 20, 2020.

Upon providing such information as part of your claim, you will choose whether to receive either (1) a \$25 payment or (2) a \$50 Porsche dealership credit.

In order to receive your settlement award, **your completed claim form containing the required information must be received by August 20, 2024.*** You may submit your claim online at www.PorschePCMSettlement.com, or by mail. To make a claim by mail, send your claim form and documentation to the address below:

**Porsche PCM
Settlement Administrator**
P.O. Box 173074
Milwaukee, WI 53217

*This date could change, so please visit www.PorschePCMSettlement.com for the most updated information on the deadline to submit a claim.

After you have submitted your claim, the court-appointed Settlement Administrator will review it and notify you if your claim is deficient (e.g., if it is missing required information). If your claim is determined to be valid and you elected to receive the \$25 payment, the Settlement Administrator will notify you and provide instructions for selecting between various payment options. If your claim is determined to be valid and you elected to receive the \$50 dealer credit, Porsche will send you a dealer voucher.

12. If my PCM experiences rebooting issues in the future, may I make a claim?

Yes. If your PCM experiences rebooting at any time on or before **June 21, 2024**, you may make a claim. All claims must be received by the Settlement Administrator by **August 20, 2024**. These dates could change, so please visit www.PorschePCMSettlement.com for the most updated information on the deadline to submit a claim. You may only make one claim per vehicle under the settlement.

In order to make a claim for reimbursement of out-of-pocket expenses that you incur after **March 27, 2023**, you must take your vehicle to an authorized Porsche dealer for repairs.

HOW YOU GET A PAYMENT—SUBMITTING A CLAIM FORM

13. How can I get a payment?

To qualify for any payment, you must submit a valid and timely claim form. Read the instructions carefully, fill out the form, provide all the documents the form asks for, and either submit it online or mail it so that it is received no later than **August 20, 2024**.

The court-appointed Settlement Administrator will review your claim, notify you if your claim is deficient (*e.g.*, if it is missing required information). Once your claim has been verified, the Settlement Administrator will notify you of the compensation you are entitled to receive and provide instructions for selecting between various payment options.

14. When would I get my payment?

The Court will hold a Fairness Hearing on **June 21, 2023**, to decide whether to approve the settlement. If Judge Cohen approves the settlement, there may be appeals after approval. It's always uncertain whether these appeals can be resolved, and resolving them can take time, perhaps more than a year. Everyone who sends in a claim form will be informed of the progress of the settlement through updates to the settlement website. Please be patient. Settlement payments will be issued once the settlement is approved and all appeals resolved.

15. What am I giving up to get a payment or stay in the Class?

Unless you exclude yourself, you are in the Class, and that means that you can't sue, continue to sue, or be part of any other lawsuit against Porsche about the legal issues in *this* case. It also means that all of the Court's orders will apply to you and legally bind you. The copy of the settlement agreement posted on www.PorschePCMSettlement.com describes in detail the legal claims that you will give up if you do not exclude yourself.

Nothing in this settlement will prevent you from pursuing claims against Porsche that are unrelated to the PCM rebooting issues that occurred on or after May 20, 2020.

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EXCLUDING YOURSELF FROM THE SETTLEMENT

If you don't want compensation from this settlement, but you want to keep the right to sue or continue to sue Porsche on your own about the legal issues in *this* case, then you must take steps to exclude yourself from the settlement. This is sometimes referred to as opting out from the settlement Class.

16. How do I get out of the settlement?

To exclude yourself from the settlement, you must send a letter by mail saying that you want to be excluded from *Bowen v. Porsche Cars N.A., Inc.* Be sure to include:

- Your full name and address;
- The VIN and dates of ownership or lease of your Porsche vehicle;
- A statement that clearly indicates your desire to be excluded from the settlement Class; and
- Your signature.

Mail your request for exclusion postmarked no later than **May 19, 2023**, to:

Porsche PCM Settlement Administrator
P.O. Box 173001
Milwaukee, WI 53217

You can't exclude yourself by phone or by email.

If you ask to be excluded, you will not get any settlement payment, and you cannot object to the settlement. You will not be legally bound by anything that happens or has happened in the lawsuit. You may be able to sue (or continue to sue) Porsche in the future.

17. If I don't exclude myself, can I sue Porsche for the same thing later?

No. Unless you exclude yourself, you give up the right to sue Porsche for the claims that the settlement resolves. If you have a pending lawsuit, speak to your lawyer in that lawsuit immediately. You may need to exclude yourself from *this* Class to continue your own lawsuit. Remember, the exclusion deadline is **May 19, 2023**.

18. If I exclude myself, can I get money from this settlement?

No. If you exclude yourself from the settlement, you will not receive any money from the settlement. But you may sue, continue to sue, or be part of a separate lawsuit against Porsche related to the claims alleged in this case.

THE LAWYERS REPRESENTING YOU

19. Do I have a lawyer in this case?

Yes. The Court appointed the law firms of Gibbs Law Group, LLP; Meyer Wilson Co., LPA; and Caplan Cobb, LLC to represent you and other Class Members. Together, the lawyers are called Class Counsel. You do not have to pay Class Counsel. If you want to be represented by your own lawyer, you may hire one at your own expense.

20. How will the lawyers be paid?

Class Counsel will ask the Court for attorneys' fees and expenses up to \$2,050,000. The Court may award a different amount. Porsche will separately pay the fees and expenses that the Court awards up to \$2,050,000. These amounts will not come out of the funds for payments to Class Members. Porsche has agreed not to oppose fees and expenses up to \$2,050,000. Porsche will also separately pay the costs to administer the settlement.

OBJECTING TO THE SETTLEMENT

You can tell the Court you don't agree with the settlement or some part of it.

21. How do I tell the Court that I don't think the Settlement is fair?

If you are a Class Member, you can object to the settlement if you don't like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views.

To object, you must send a letter saying that you object to the proposed settlement. **Be sure to include:**

- The case name and case number: *Bowen v. Porsche Cars N.A., Inc.*, Case No. 1:21-cv-00471;
- Your full name, address, and current telephone number;
- The VIN and dates of ownership or lease of your Porsche vehicle;
- A statement that you have reviewed the settlement class definition and understand that you are a settlement Class Member, and that you have not opted out and do not plan to opt out of the settlement class;
- The specific reasons you object to the settlement;
- The name, address, bar number, and phone number of the lawyer, if any, who will represent you with respect to any objection;
- If you intend to appear at the Fairness Hearing (either in person or through a lawyer); and
- Your signature.

If you or your lawyer intend to speak at the Fairness Hearing, your objection letter **must also include:**

- A detailed statement of the legal and factual basis for your objection(s);
- A list of any witness you may seek to call at the Fairness Hearing, along with each witness's address and a summary of their proposed testimony; and
- A list of legal authorities you plan to present at the Fairness Hearing.

You must mail the objection to both of the following, postmarked no later than **May 19, 2023**:

THE COURT	SETTLEMENT ADMINISTRATOR
Clerk of Court U.S. District Court, Northern District of Georgia Richard B. Russell Federal Building 2211 United States Courthouse 75 Ted Turner Drive, SW Atlanta, GA 30303	Porsche PCM Settlement Administrator P.O. Box 173001 Milwaukee, WI 53217

QUESTIONS? CALL 1-866-905-8126 TOLL-FREE, OR VISIT WWW.PORSCHEPCMSETTLEMENT.COM.

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22. What's the difference between objecting and excluding?

Objecting is simply telling the Court that you do not like something about the settlement. You can object only if you stay in the Class. Excluding yourself is telling the Court that you do not want to be part of the Class. If you exclude yourself, you cannot object because the settlement no longer affects you.

THE COURT'S FAIRNESS HEARING

The Court will hold a Fairness Hearing to decide whether to approve the settlement. You may attend, and you may ask to speak, but you don't have to.

23. When and where will the Court decide whether to approve the settlement?

The Court will hold a Fairness Hearing at **10:00 am** on **June 21, 2023**, at the U.S. District Court for the Northern District of Georgia, Richard B. Russell Federal Building, 2211 United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303, in Courtroom 1905. The hearing may be held virtually by video conference or moved to a different date or time without additional notice, so it is a good idea to check the settlement website for updates.

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 Cohen will listen to people who have asked to speak at the hearing. The Court may also decide how much to pay Class Counsel. After the hearing, the Court will decide whether to approve the settlement. We do not know how long these decisions will take.

24. Do I have to come to the hearing?

No. Class Counsel will answer questions Judge Cohen may have. But you are welcome to come at your own expense. If you send an objection, you don't have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it's not necessary.

25. May I speak at the 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 *Bowen v. Porsche Cars N.A., Inc.*" Be sure to include your full name, address, telephone number, and signature. You cannot speak at the hearing if you do not file a notice on time or if you excluded yourself from the settlement Class.

You must mail your Notice of Intention to Appear to both of the following, postmarked no later than **May 19, 2023**:

THE COURT	SETTLEMENT ADMINISTRATOR
Clerk of Court U.S. District Court, Northern District of Georgia Richard B. Russell Federal Building 2211 United States Courthouse 75 Ted Turner Drive, SW Atlanta, GA 30303	Porsche PCM Settlement Administrator P.O. Box 173001 Milwaukee, WI 53217

IF YOU DO NOTHING

26. What happens if I do nothing at all?

If you do nothing, you'll get no money from this settlement. But, unless you exclude yourself, you won't be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against Porsche about the legal issues in *this* case, ever again.

GETTING MORE INFORMATION

27. Are there more details about the settlement?

This notice summarizes the proposed settlement. More details are provided in the Settlement Agreement, which is available on the settlement website: www.PorschePCMSettlement.com. You can also get a copy of the Settlement Agreement by writing to Matthew Wilson, Meyer Wilson Co., LPA, 305 W. Nationwide Blvd., Columbus, OH 43215.

28. How do I get more information?

You can call 1-866-905-8126 toll-free; write to Porsche Settlement, P.O. Box 173074; Milwaukee, WI 53217; or visit the website at www.PorschePCMSettlement.com, where you will find answers to common questions about the settlement, a claim form, plus other information to help you determine whether you are a Class Member and whether you are eligible for payment.

DATE: **March 27, 2023**