Amy Joseph and Robert O'Brien v. Monster, Inc., Best Buy Stores, L.P., and BestBuy.com LLC Circuit Court of Cook County, Illinois, County Department, Chancery Division Case No. 2015 CH 13991

DATED: March 6, 2018

### PLEASE BE AWARE THAT THE DEADLINE FOR SUBMITTING CLAIMS WAS <u>JULY 23, 2018</u>, UNLESS YOU RECEIVED AN EMAIL NOTICE OR POSTCARD NOTICE ON OR AFTER SEPTEMBER 28, 2018, IN WHICH CASE YOU HAVE UNTIL <u>DECEMBER 27, 2018</u> TO SUBMIT A CLAIM FORM. CLAIMS SUBMITTED AFTER THIS DATE WILL NOT BE ACCEPTED.

**TO**: All persons who purchased a Monster HDMI Cable with an advertised bandwidth exceeding 10.2 Gbps in the United States between August 25, 2011 and March 6, 2018.

### PLEASE READ THIS ENTIRE FORM CAREFULLY

TO BE ELIGIBLE TO RECEIVE A SETTLEMENT BENEFIT YOUR COMPLETED CLAIM FORM AND ANY REQUIRED PROOF OF PURCHASE HAD TO BE POSTMARKED OR SUBMITTED ONLINE ON OR BEFORE <u>JULY 23, 2018</u>, UNLESS YOU RECEIVED AN EMAIL NOTICE OR POSTCARD NOTICE ON OR AFTER SEPTEMBER 28, 2018, IN WHICH CASE YOU HAVE UNTIL <u>DECEMBER 27, 2018</u> TO SUBMIT A CLAIM FORM. CLAIMS SUBMITTED AFTER THIS DATE WILL NOT BE ACCEPTED.

## **ELIGIBILITY AND INSTRUCTIONS**

# IT IS IMPORTANT TO FOLLOW THESE INSTRUCTIONS CAREFULLY OR YOUR CLAIM MAY BE REJECTED.

- 1. If you purchased a Monster HDMI Cable with an advertised bandwidth exceeding 10.2 Gbps in the United States between August 25, 2011 and March 6, 2018, you may be eligible to receive a cash payment or online store credit on Monsterproducts.com if you submit a valid and complete Claim Form. Photographs of the product packaging that is included in this Settlement is posted on the Settlement Website at <u>www.HDMIcablesettlement.com</u>.
- 2. The amount of the payment or online store credit to which you are entitled depends on your choice from the following three options. If you purchased more than one Monster HDMI Cable, you may submit more than one claim; however, you must submit the applicable Proof of Purchase for each claim.

## **Option** A:

- \$10 for each Monster Gold HDMI Cable purchased;
- \$10 for each Monster HDMI cable purchased with an advertised bandwidth exceeding 10.2 Gbps and that is not a Monster Gold, Platinum or Black Platinum model cable;
- \$13 for each Monster Platinum HDMI Cable purchased;
- \$18 for each Monster Black Platinum HDMI Cable purchased.

**Required Proof of Purchase**: A proof of purchase, such as a receipt, credit card statement showing the cable purchase, a photograph of your HDMI Cable box, or a photograph of an end of your HDMI Cable showing the Monster logo must be uploaded or returned with your Claim Form. Your photograph should be in color and must show a side view of the end of the cable where the emblem is. An example of the

end of a Monster cable is posted on the Settlement website at <u>www.HDMIcablesettlement.com</u>. If you submit a photograph of the end of your cable and it is unclear from the photograph whether the cable is a Monster cable with an advertised bandwidth exceeding 10.2 Gbps, then the Settlement Administrator may contact you for further information.

## **Option B**:

- \$15 for each Monster Gold HDMI Cable purchased and a replacement 10.2 Gbps Cable;
- \$15 for each Monster HDMI cable purchased with an advertised bandwidth exceeding 10.2 Gbps and that is not a Monster Gold, Platinum or Black Platinum model cable and a replacement 10.2 Gbps Cable;
- \$25 for each Monster Platinum HDMI Cable purchased and a replacement 10.2 Gbps Cable;
- \$35 for each Monster Black Platinum HDMI Cable purchased and a replacement 10.2 Gbps Cable.

**Required Proof of Purchase**: You must mail your existing HDMI Cable to the Settlement Administrator. You will receive a replacement 10.2 Gbps cable as well as postage reimbursement up to \$5.00.

## **Option C**:

- \$20 credit on Monsterproducts.com for each Monster Gold HDMI Cable purchased;
- \$20 credit on Monsterproducts.com for each Monster HDMI cable purchased with an advertised bandwidth exceeding 10.2 Gbps and that is not a Monster Gold, Platinum or Black Platinum model cable;
- \$25 credit on Monsterproducts.com for each Monster Platinum HDMI Cable purchased;
- \$30 credit on Monsterproducts.com for each Monster Black Platinum HDMI Cable purchased.

**Required Proof of Purchase**: No proof of purchase is required if you submit only one claim under Option C. If you intend to submit claims for more than one HDMI Cable, then you must submit proof of purchase for each claim you submit. Acceptable proof of purchase includes a receipt, a credit card statement showing your cable purchase, a photograph of your HDMI Cable box, or a photograph of an end of your HDMI Cable showing the Monster logo. Your photograph should be in color and must show a side view of the end of the cable where the emblem is. An example of the end of a Monster cable is posted on the Settlement website at <u>www.HDMIcablesettlement.com</u>. If you submit a photograph of the end of your cable and it is unclear from the photograph whether the cable is a Monster cable with an advertised bandwidth exceeding 10.2 Gbps, then the Settlement Administrator may contact you for further information.

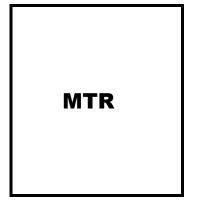
- 3. **Information Required on Claim Form**: Your completed Claim Form must include the following information:
  - (a) Your name and address;
  - (b) Your phone number;
  - (c) Your email address; and
  - (d) The type of Monster HDMI Cable that you purchased.
- 4. **Claim Limit**: There is no limit on the number of claims you can submit for Options A and B as long as you submit acceptable proof of purchase for each claim submitted. Option C is limited to one claim unless you submit proof of purchase for each claim submitted.

# 5. Incomplete Claim Forms: <u>Claim Forms that are incomplete or not accompanied by the applicable proof of purchase will be considered invalid and will prevent you from receiving a settlement benefit.</u>

- 6. **Questions**: If you need any help determining whether you are eligible to submit a consumer claim, please contact the Settlement Administrator by telephone at 1-844-357-8803 or by email at HDMIcablesettlement@AdministratorClassAction.com.
- 7. Submitting Your Claim Form: To submit your request for a claim, you must complete the Claim Form and mail it to the Settlement Administrator or fill in the Claim Form online on the website <u>www.HDMIcablesettlement.com</u>. Include all required proof of purchase information applicable to your claim with your Claim Form. If you are submitting your Claim Form electronically, you will have to upload all required documentary proof applicable to your claim. NOTE: If you choose Option B, you must mail your Claim Form to the Settlement Administrator along with your existing Monster HDMI cable you cannot submit your Claim Form electronically. See paragraph 9, below for more information.
- 8. **To Receive A Monetary Payment**: To receive a payment, you must include your current mailing address on the Claim Form. If you move after submitting your Claim Form, please send the Settlement Administrator your new address or contact the Settlement Administrator by telephone at 1-844-357-8803 or by email at HDMIcablesettlement@AdministratorClassAction.com. It is your responsibility to keep a current address on file with the Settlement Administrator.
- 9. To Receive A Replacement Cable: If you are selecting Option B, you had to mail your existing HDMI Cable to the Settlement Administrator by July 23, 2018, unless you received an Email Notice or Postcard Notice on or after September 28, 2018, in which case it must be mailed to Joseph v. Monster, c/o Settlement Administrator, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103 along with your Claim Form postmarked by December 27, 2018. Option B Claim Forms cannot be electronically uploaded.
- 10. Settlement Administrator's Discretion: The Settlement Administrator has discretion to determine whether the proof of purchase you submit with your Claim Form to support your eligibility for a settlement payment is sufficient in accordance with the requirements of the Settlement. If you do not provide any additional information requested by the Settlement Administrator, your Claim may be rejected.
- 11. **Email Notification**: The Settlement Administrator will use the email address that you provide on your Claim Form to communicate with you if communications are necessary.

Your claim had to be postmarked by: July 23, 2018, unless you received an Email Notice or Postcard Notice on or after September 28, 2018, in which case you have until December 27, 2018 to submit a Claim Form.

Joseph v. Monster HDMI Cable Settlement <u>Claim Form</u>



If you received Notice of the Settlement, please write the Notice ID that was provided to you in the email or postcard Notice you received. If you did not receive a Notice, please leave the Notice ID blank.

Notice ID:				
Name:				
Street Address:				_
City:		State:	Zip Code:	
Daytime telephone n	umber:			
Email address:				

#### **Description of Monster HDMI Cable:**

- \_\_\_\_ I purchased a Monster Gold HDMI Cable (18.0 Gbps).
- \_\_\_\_ I purchased a Monster Platinum HDMI Cable (22.5 Gbps).
- \_\_\_\_ I purchased a Monster Black HDMI Cable (27.0 Gbps)
- \_\_\_\_ I purchased a different Monster HDMI Cable with an advertised bandwidth exceeding 10.2 Gbps.

#### **Selection of Claim Option:**

I select Option A.

- \$10 for each Monster Gold HDMI Cable purchased;
- \$10 for each Monster HDMI cable purchased with an advertised bandwidth exceeding 10.2 Gbps and that is not a Monster Gold, Platinum or Black Platinum model cable;
- \$13 for each Monster Platinum HDMI Cable purchased;
- \$18 for each Monster Black Platinum HDMI Cable purchased.
- \_\_\_ I select Option B. NOTE: Option B Claim Forms must be mailed to the Settlement Administrator—please print this Claim Form and return it to the Settlement Administrator with your cable.

Please write the amount of postage you are paying to return your cable: \$\_

\_\_\_ I select Option C.

- \$20 credit on Monsterproducts.com for each Monster Gold HDMI Cable purchased;
- \$20 credit on Monsterproducts.com for each Monster HDMI cable purchased with an advertised bandwidth exceeding 10.2 Gbps and that is not a Monster Gold, Platinum or Black Platinum model cable;
- \$25 credit on Monsterproducts.com for each Monster Platinum HDMI Cable purchased;
- \$30 credit on Monsterproducts.com for each Monster Black Platinum HDMI Cable purchased.

## **Proof of Purchase: I am submitting herewith the following proof of purchase:**

- \_\_\_ Receipt.
- \_\_\_\_ Credit Card Statement that shows the purchase (please redact your personal information).
- \_\_\_\_ Photograph of the HDMI Cable Box.
- \_\_\_\_ Photograph of an end of the HDMI Cable showing the Monster logo.
- \_\_\_ Other

If you are submitting this Claim Form on behalf of someone else, explain why you have the right to do so.

The Settlement Administrator may audit any and all claims. By signing below, you verify that the information you provided in the Claim Form is true, accurate, and complete.

Signed on: \_\_\_\_\_

(insert date)

(Signature)

## **CHECKLIST**

Please make sure that you have:

- 1. Completed the Claim Form.
- 2. Signed the Claim Form, attesting to the truth of the information provided in the Claim Form.
- 3. Kept a copy of your completed Claim Form for your files.
- 4. Uploaded or mailed your Claim Form and applicable proof of purchase before **July 23, 2018**, unless you received an Email Notice or Postcard Notice on or after September 28, 2018, in which case you have until **December 27, 2018** to submit a Claim Form.

If submitting by mail, mail your Claim Form and, if applicable, existing Monster HDMI Cable to:

Joseph v. Monster c/o Settlement Administrator 1650 Arch Street, Suite 2210 Philadelphia, PA 19103 If submitting <u>online</u>, complete the electronic Claim Form available at: <u>www.HDMIcableSettlement.com</u>.

## YOU HAD TO SIGN THE CLAIM FORM AND SUBMIT IT AND APPLICABLE PROOF OF PURCHASE TO THE SETTLEMENT ADMINISTRATOR POSTMARKED OR SUBMITTED ELECTRONICALLY NO LATER THAN JULY 23, 2018, UNLESS YOU RECEIVED AN EMAIL NOTICE OR POSTCARD NOTICE ON OR AFTER SEPTEMBER 28, 2018, IN WHICH CASE YOU HAVE UNTIL <u>DECEMBER 27, 2018</u> TO SUBMIT A CLAIM FORM.

Page 2