

SUMMARY NOTICE OF CLASS ACTION SETTLEMENT

IF YOU MADE A CREDIT OR DEBIT CARD PURCHASE AT A.P.S., INC. d/b/a CAR QUEST AUTO PARTS IN LIBERTYVILLE, IL, BETWEEN JUNE 3, 2008 AND OCTOBER 1, 2011 AND RECEIVED A RECEIPT WHICH DISPLAYED THE EXPIRATION DATE OF YOUR CREDIT OR DEBIT CARD, YOU ARE A MEMBER OF THE SETTLEMENT CLASS AND MAY BE ENTITLED TO COMPENSATION OF UP TO \$100.00 UNDER A CLASS ACTION SETTLEMENT.

PLEASE READ THIS NOTICE CAREFULLY. THIS IS NOT A NOTICE OF A LAWSUIT AGAINST YOU. IF YOU ARE A SETTLEMENT CLASS MEMBER AND WISH TO RECEIVE A PORTION OF THE CLASS SETTLEMENT FUND DESCRIBED BELOW, YOU MUST COMPLETE AND SUBMIT A CLAIM FORM BY **OCTOBER 2, 2012**.

If you received a credit or debit card receipt for a purchase you made using your personal credit or debit card (not a business card) at A.P.S., Inc. d/b/a Car Quest Auto Parts, an Illinois corporation ("A.P.S.") between June 3, 2008 and October 1, 2011, that displayed the expiration date of your card, you are a member of the Settlement Class in this lawsuit and may be entitled to payment under this settlement.

This notice concerns a proposed class-wide settlement in a lawsuit brought by Scott DiParvine, who alleges that A.P.S. violated the FACTA amendments to the Fair Credit Reporting Act ("FCRA") by printing the expiration date of the customers' credit or debit cards on receipts issued for purchases made at A.P.S., which is located at 211 S. Milwaukee Avenue, Libertyville, IL. The FCRA prohibits a merchant from printing more than the last five digits of the card number or the card expiration date on electronically printed credit or debit card receipts. The FCRA allows an individual to bring an action against a merchant issuing a non-compliant receipt and to recover either actual damages or statutory damages of

between \$100 and \$1,000, if it can be proven that the merchant willfully violated the FCRA. A.P.S. denies that it is liable for any wrongdoing.

To resolve this lawsuit without the expense, inconvenience and uncertainties of continued litigation, the Parties have agreed to settle this case. Under the terms of the proposed settlement, A.P.S. or its insurer will pay \$250,000 (the "Settlement Fund"), plus costs of notice and up to \$10,000 in claims administration costs (the "Settlement Payments") for the benefit of the Settlement Class. The Settlement Fund will be paid as follows: a) \$1,000 to the Plaintiff for bringing this action and serving as the Class Representative, b) attorney's fees and costs to Class Counsel in an amount up to thirty percent (30%) of the total Settlement Payments, c) the remainder of the Settlement Fund is to be shared pro-rata among the class members submitting a Valid Claim Form, except no payment may be more than \$100.00, and d) any unclaimed funds remaining in the Settlement Fund after payment of all valid claims, attorney's fees and costs, and the incentive award to

Plaintiff shall be paid to the National Crime Prevention Council, which is a charitable organization focused on crime prevention. **To receive a monetary award you must submit a claim form to the Claims Administrator by October 2, 2012. You may obtain a claim form by downloading it from Class Counsel's website at www.attorneyzim.com, or by contacting the Claims Administrator at 877-421-6820 or by mail at Dahl Administration, LLC/Car Quest, P.O. Box 3614, Minneapolis, MN 55403-0614. You may also download a claim form or fill out a claim form on-line at www.apscarquestsettlement.com.**

In return for the Settlement Payments, the Class agrees to release A.P.S. from liability for issuing receipts which violated the FACTA amendments to the FCRA.

The court has given preliminary approval to the settlement and approved this notice, but has not yet given final approval to the settlement. The Court has appointed Zimmerman Law Offices, P.C. as Class Counsel to represent the Settlement Class. Class Counsel believes that the settlement is fair and reasonable. You may contact Class Counsel at 312-440-0020 or write to Class Counsel at: Zimmerman Law Offices, P.C., 77 W. Washington, Suite 1220, Chicago, IL 60602.

YOU HAVE FOUR CHOICES:

(1) Submit a Claim. You may submit a claim by completing the claim form and submitting it to the Claims Administrator by mail or otherwise delivered to the Claims Administrator at Dahl Administration, LLC/Car Quest, P.O. Box 3614, Minneapolis, MN 55403-0614, fax: 952-955-4589 (**postmarked or faxed by October 2, 2012**). You may also obtain a

claim form by downloading it from Class Counsel's website at www.attorneyzim.com, or downloading it from the settlement website at www.apscarquestsettlement.com, or by contacting the Claims Administrator at 877-421-6820 or by mail at Dahl Administration, LLC/Car Quest, P.O. Box 3614, Minneapolis, MN 55403-0614 to request the full notice and claim form. You may also fill out a claim form on-line at www.apscarquestsettlement.com, but you must do that by **October 2, 2012**.

(2) Opt Out of the Settlement. You may opt out of the settlement by mailing or otherwise delivering (see address above) notice of your request to be excluded to Class Counsel on or before **September 17, 2012**. You must include the case name and number at the top of the notice, your name, address and telephone number, and state that you wish to be excluded from this settlement. If you timely opt-out of the settlement, you will not be bound by the settlement, you will not be releasing the Defendant and you will not receive a portion of the Settlement Fund.

(3) Object. You may object to this settlement by filing an objection containing the case name and number at the top of this notice with the Clerk of the Court (see below for address of the Court), your name, address and telephone number, and stating the basis for your objection, including any legal support and supporting documents, by **September 17, 2012**. You must also mail a copy of any objection to Class Counsel (see address above), and to Defendant's Counsel: Edward D. Shapiro, Much Shelist, P.C., 191 N. Wacker Drive, Suite 1800, Chicago, IL 60606.

(4) Do Nothing. You are not obligated to take any action. If you do nothing, you will remain a member of the Settlement Class,

but you will not receive a portion of the Settlement Fund and you will release Defendant from liability for providing non-compliant receipts.

Each choice may have certain risks and consequences. You have the right to discuss your decision with Class Counsel or with your own attorney, and you may enter an appearance through an attorney at your own cost. You have the right to appear at (but are not required to attend) the final approval hearing at 9:30 a.m. on October 18, 2012 in Room 2214 of the United States District Court for Northern District of Illinois, 219 South Dearborn Street, Chicago, IL 60604.

To obtain detailed information concerning this litigation, you may visit Class Counsel's website www.attorneyzim.com to examine the full notice. You may inspect and copy any of the documents filed with the court in this case at your own expense at the office of the Clerk of the United States District Court for the Northern District of Illinois, 219 South Dearborn Street, Chicago, IL 60604 during normal business hours. You may also contact Class Counsel at 312-440-0020 or www.attorneyzim.com.