

## If You Directly Purchased Airfreight Shipping Services Between January 1, 2000 and September 11, 2006, You Could be Affected by Proposed Class Action Settlements.

*A Federal Court authorized this notice. This is not a solicitation from a lawyer.*

- There are additional partial Proposed Settlements totaling approximately \$207 million in a class action lawsuit about Airfreight Shipping Services. This is in addition to the approximately \$278 million in settlements with other Defendants described in earlier notices. The lawsuit is called *In re Air Cargo Shipping Services Antitrust Litigation* and is pending in the United States District Court for the Eastern District of New York. The Proposed Settlements are partial because there are other Defendants remaining in the case, and the litigation is continuing as to those Defendants.
- Under these Proposed Settlements, British Airways Plc (“British Airways”) has paid \$89.512 million; Lan Airlines, S.A., Lan Cargo, S.A., and Aerolinhas Brasileiras, S.A. (“Lan/ABSA”) have paid \$66 million; Malaysia Airlines (“Malaysia”) has paid \$3.2 million; South African Airways Ltd. (“South African”) has paid \$3.29 million; Saudi Arabian Airlines, Ltd. (“Saudia”) has paid \$14 million; Emirates has paid \$7.833 million; El Al Israel Airlines Ltd. (“El Al”) has paid \$9.8 million and will pay an additional \$6 million in five installments; and Air Canada and AC Cargo LP (“Air Canada”) have paid \$7.5 million. Moreover, British Airways has agreed to pay up to an additional \$500,000 and Lan/ABSA has agreed to pay up to an additional \$150,000 towards the cost of notice and Malaysia and South African have each agreed to pay up to \$150,000 towards the cost of notice and settlement administration. All the Settling Defendants, including Air New Zealand employee Salvatore Sanfilippo, also have agreed to cooperate in the case against the remaining Defendants. The Settling Defendants have asserted a number of defenses to Plaintiffs’ claims but have settled to avoid the cost and risk of a trial.
- You may be affected by these Proposed Settlements if you purchased Airfreight Shipping Services directly from one or more Defendants or Settling Defendants listed below for shipments to, from, or within the United States from January 1, 2000 to September 11, 2006.

YOUR LEGAL RIGHTS AND OPTIONS:		
YOU MAY:		DUE DATE:
<b>STAY IN THE SETTLEMENT CLASS</b>		
<b>SUBMIT A CLAIM</b>	<b>Unless you have already submitted a claim in connection with the Second Settlements</b> (see Questions 4 and 10 below), this is the only way to get a payment.	Postmarked by July 27, 2012, unless previously submitted
<b>GO TO A HEARING</b>	Ask to speak to the Court about the fairness of the Proposed Settlements, the plan of allocation, or the interim request for attorneys’ fees and expenses.	Received by the Court by July 6, 2012
<b>OBJECT</b>	Write to the Court about why you don’t like the Proposed Settlements, the plan of allocation, or the interim request for attorneys’ fees and expenses.	Received by the Court by July 6, 2012
<b>DO NOTHING</b>	If you have not submitted a claim form for the Second Settlements, you will get no payment and give up your rights. If you have already submitted an approved claim form for the Second Settlements, you will automatically be included as a claimant eligible to receive a payment if the Proposed Settlements are approved.	
<b>EXCLUDE YOURSELF</b>	Get no payment. This is the only option that allows you to ever be part of any other lawsuit against the Settling Defendants about the legal claims in this case.	Postmarked by June 1, 2012

- These rights and options—**and the deadlines to exercise them**—are explained in this notice.
- Your legal rights are affected whether you act or don’t act. Read this notice carefully.

QUESTIONS? CALL U.S. & CANADA (TOLL-FREE): 1-888-291-9655 INTERNATIONAL (TOLL): 1-614-553-1296  
OR VISIT [WWW.AIRCARGOSETTLEMENT3.COM](http://WWW.AIRCARGOSETTLEMENT3.COM)

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## BASIC INFORMATION

### 1. Why did I get this notice package?

You or your company may have purchased Airfreight Shipping Services (paid, private air transport of freight or other cargo by an airline acting as a provider of such service) directly from one or more Defendants for shipments to, from, or within the United States from January 1, 2000 to September 11, 2006.

The Court sent you this notice because, as a possible class member, you have a right to know about Proposed Settlements of this class action lawsuit and about all of your options, before the Court decides whether to approve the Proposed Settlements. This package explains the lawsuit, the Proposed Settlements, and your legal rights.

The Court in charge of the case is the United States District Court for the Eastern District of New York, and the case is known as *In re Air Cargo Shipping Services Antitrust Litigation*, Master File 06-MD-1775 (JG) (VVP). The people who sued are called the Plaintiffs, and the companies they sued are called the Defendants. The Defendants that have agreed to these Proposed Settlements are called the Settling Defendants.

### 2. What is this lawsuit about?

The lawsuit claims that the Defendants and certain of their employees conspired to fix, raise, maintain, or stabilize prices of Airfreight Shipping Services by, among other things, coordinating surcharges (such as fuel and security surcharges) and by agreeing to eliminate or prevent discounting of surcharges. The lawsuit claims that, as a result, purchasers paid more for Airfreight Shipping Services than they otherwise would have paid. Settling Defendants have denied these claims and have asserted various defenses to the claims.

### 3. Who are the Defendants?

The Settling Defendants are British Airways, Lan/ABSA, Malaysia, South African, Saudia, Emirates, El Al, Air Canada, and Sanfilippo. The other Defendants are:

Air China Cargo Company Ltd.	Japan Airlines International Co., Ltd.
Air China Ltd.	Kenya Airways Limited
Air India	Koninklijke Luchtvaart Maatschappij N.V.
Air Mauritius Ltd.	Korean Airlines Co., Ltd.
Airways Corp. of New Zealand Ltd.	Lufthansa Cargo AG
Alitalia Linee Aeree Italiane S.p.A.	Martinair Holland N.V.
All Nippon Airways Co., Ltd.	Nippon Cargo Airlines Co., Ltd.
American Airlines, Inc.	Polar Air Cargo, Inc.
AMR Corporation	Polar Air Cargo Worldwide, Inc.
Asiana Airlines, Inc.	Qantas Airways Limited
Atlas Air Worldwide Holdings, Inc.	SAS Cargo Group A/S
Cargolux Airlines International, S.A.	Scandinavian Airlines System
Cathay Pacific Airways, Ltd.	Société Air France
China Airlines, Ltd.	Singapore Airlines Cargo PTE, Ltd.
DAS Air Ltd. (DAS Air Cargo)	Singapore Airlines, Ltd.
Deutsche Lufthansa AG	Swiss International Air Lines, Ltd.
Ethiopian Airlines Corp.	Thai Airways International Public Company Limited
EVA Airways Corporation	Viação Aérea Rio-Grandense, S.A. (Varig)

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#### 4. Has the Court approved other settlements in this case?

The Court has granted final approval to the following nine settlements. The **Lufthansa Settlement** is an \$85 million settlement with Deutsche Lufthansa AG, Lufthansa Cargo AG, and Swiss International Air Lines, Ltd. (“Lufthansa”). The **Second Settlements** include: an \$87 million settlement with Société Air France (“Air France”), Koninklijke Luchtvaart Maatschappij N.V. (“KLM”), and Martinair Holland N.V. (“Martinair”) (collectively “Air France/KLM”); a \$12 million settlement with Japan Airlines International Co., Ltd. (“JAL”); a \$5 million settlement with American Airlines, Inc. and AMR Corporation (“AA”); a \$13.9 million settlement with Scandinavian Airlines System and SAS Cargo Group A/S (“SAS”); a \$10.4 million settlement with All Nippon Airways Co., Ltd. (“ANA”); a \$35.1 million settlement with Cargolux Airlines International S.A. (“Cargolux”); a \$3.5 million settlement with Thai Airways International Public Company Limited (“Thai”); and a \$26.5 million settlement with Qantas Airways Limited (“Qantas”).

You may have received notice of the Lufthansa Settlement or the Second Settlements previously. If you submitted a claim form in connection with the Lufthansa Settlement (but did not submit a claim form in connection with the Second Settlements), you **will** need to file a new claim form to be eligible to receive a payment for a portion of the Proposed Settlements. However, if you submitted an approved claim form in connection with the Second Settlements, **you do not need to submit a new claim form to get a payment.** (See Question 10 for more information about submitting a claim form.)

If all of the Proposed Settlements are approved by the Court, the total settlement proceeds recovered in the litigation so far will be approximately \$485 million.

#### 5. Why is this a class action?

In a class action, one or more individuals or companies called Class Representatives (in this case Benchmark Export Services, FTS International Express, Inc., R.I.M. Logistics, Ltd., Olarte Transport Service, Inc., S.A.T. Sea & Air Transport, Inc. and Volvo Logistics AB) sue on behalf of others who have similar claims. All these individuals or companies are a class or class members. One court resolves the issues for all class members, except for those who exclude themselves from the class. U.S. District Judge John Gleeson is in charge of this class action.

#### 6. Why are there Proposed Settlements?

The Settling Defendants have denied all liability in this case and have asserted various defenses to the Plaintiffs’ claims. The Court did not decide in favor of the Plaintiffs or the Settling Defendants. Instead, both sides agreed to the Proposed Settlements. That way, they avoid the cost and risk of a trial, and the class members will get compensation. The Class Representatives and Class Counsel think the Proposed Settlements are best for all class members. The case is proceeding against other Defendants.

#### WHO IS AFFECTED BY THE PROPOSED SETTLEMENTS?

To see if you are affected by these Proposed Settlements, you first have to determine if you are a settlement class member.

#### 7. How do I know if I am part of the Proposed Settlement?

Judge Gleeson decided that everyone who fits this description is a settlement class member: *All persons or entities (but excluding Defendants, their parents, predecessors, successors, subsidiaries, affiliates, as well as government entities) who purchased Airfreight Shipping Services for shipments to, from or within the United States directly from any of the Settling Defendants, any other Defendant, or from any of their parents, predecessors, successors, subsidiaries, or affiliates, at any time during the period January 1, 2000 up to and including September 11, 2006.*

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

If you are still not sure whether you are a settlement class member, you can ask for free help. See Question 25 below. You are not required to pay anyone to assist you in filing a claim.

### THE PROPOSED SETTLEMENT BENEFITS

## 9. What do the Proposed Settlements provide?

Under the **British Airways Settlement**, British Airways has paid \$89.512 million and up to \$500,000 for costs of notice of the settlement. If any class member excludes itself from the British Airways Settlement, the portion of the \$89.512 million attributable to the excluded class member will be transferred to a separate escrow account and held for possible payment of those claims. Any amount remaining in that separate account may be returned to the settlement class after a specified period. This process is explained in Paragraph 50 of the **British Airways Settlement** agreement, available at [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

Under the **Lan/ABSA Settlement**, Lan and ABSA have paid \$66 million and have agreed to pay up to \$150,000 for costs of notice of the settlement. If any class member excludes itself from the Lan/ABSA Settlement, the portion of the \$66 million attributable to the excluded class member will be transferred to a separate escrow account and held for possible payment of those claims. Any amount remaining in that separate account may be returned to the settlement class after a specified period. This process is explained in Paragraph 50 of the **Lan/ABSA Settlement** agreement, available at [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

Under the **Malaysia Settlement**, Malaysia has paid \$3.2 million and has agreed to pay up to \$150,000 for costs of notice and administration of the settlement. That amount will not be reduced because of class members who exclude themselves from the class.

Under the **South African Settlement**, South African has paid \$3.29 million and has agreed to pay up to \$150,000 for costs of notice and administration of the settlement. That amount will not be reduced because of class members who exclude themselves from the class.

Under the **Saudia Settlement**, Saudia has paid \$14 million. That amount will not be reduced because of class members who exclude themselves from the class.

Under the **Emirates Settlement**, Emirates has paid \$7.833 million. That amount will not be reduced because of class members who exclude themselves from the class.

Under the **El Al Settlement**, El Al has paid \$9.8 million and will pay an additional \$6 million in five installments. Both El Al and Plaintiffs have the option to rescind the agreement if more than a certain percentage of class members exclude themselves from the class, as explained in Paragraph 44 of the **El Al Settlement** agreement, available at [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

Under the **Air Canada Settlement**, Air Canada has paid \$7.5 million. That amount will not be reduced because of class members who exclude themselves from the class.

Under all nine Proposed Settlements, including the **Sanfilippo Settlement**, the Settling Defendants will also provide cooperation in Plaintiffs' continuing litigation against the other remaining Defendants. This cooperation varies for each Settling Defendant, but includes meetings with their counsel, production of documents and electronic data, and witness interviews and testimony. Details about the cooperation are set forth in the settlement agreements, which have been filed with the Court and may be viewed at [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

## 10. How do I get a payment?

If you are a settlement class member and do not exclude yourself from the class, you are eligible to get a payment. **If you submitted an approved claim form in connection with the Second Settlements, you do not need to submit a claim form again.** If you did not submit a claim form in connection with the Second Settlements (even if you submitted a claim form in connection with the Lufthansa Settlement), you **must** submit a claim form by July 27, 2012 to participate in these Proposed Settlements.

If you received this notice by mail, you have also received a claim form. If you are reviewing this notice online or received a copy by some other means, you may request a claim form online at [www.aircargosettlement3.com](http://www.aircargosettlement3.com) or by calling the Settlement Administrator toll-free at 1-888-291-9655 in the U.S., U.S. territories, and Canada. Outside the U.S. and Canada, you may call 1-614-553-1296, but toll charges will apply. You may also request a claim form by writing to the Settlement Administrator at the address below.

Completed claim forms **must be postmarked no later than July 27, 2012** and returned to the Settlement Administrator at the following address:

Air Cargo Settlement 3  
c/o The Garden City Group, Inc.  
P.O. Box 9380  
Dublin, OH 43017-4280  
USA

If you do not mail a timely, properly addressed claim form, your claim may be rejected and you may not be able to get any payment.

You must keep all of your records of your purchases from Defendants and Settling Defendants because you will need them to complete the claim form and may later be asked to provide them to the Settlement Administrator.

## 11. How much will my payment be?

Class Counsel has proposed a Plan of Allocation describing the division of the settlement funds among class members. If the Court approves the Plan of Allocation, the settlement funds will first be used to pay attorneys' fees and expenses approved by the Court. The remaining amount (following any reduction for class members that exclude themselves) will be distributed to class members that submit or have submitted valid claim forms in proportion to their relevant purchases of Airfreight Shipping Services. For purposes of this calculation, purchase amounts in currencies other than dollars will be converted by the Settlement Administrator to equivalent dollar amounts using currency exchange rates applicable on September 11, 2006, which is the last day of the settlement class period.

The Plan of Allocation treats **inbound** and **outbound** purchases differently. An **inbound** purchase is a purchase of Airfreight Shipping Services for shipments to the United States. An **outbound** purchase is a purchase of Airfreight Shipping Services for shipments from or within the United States. For purposes of calculating a settlement class member's share of the settlement funds, **inbound** purchases will be valued at 1.625 times the dollar amount of such purchases. No multiplier will apply to **outbound** purchases. These are the same multipliers previously approved by the Court for each of the settlements approved to date. (See Question 4 above for a description of these settlements.)

If you wish to object to the Plan of Allocation, your objection must be received by the Court by July 6, 2012 as described in Question 18 below.

## 12. What am I giving up to get a payment or stay in the class?

Unless you exclude yourself from a specific settlement, you are staying in the settlement class, and that means that you can't sue, continue to sue, or be part of any other lawsuit against that Settling Defendant about the legal issues in this case. This is called a release. It also means that all of the Court's orders will apply to you and legally bind you.

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However, you would not give up (a) any claim made with respect to any indirect purchase of Airfreight Shipping Services or (b) any claim for negligence, breach of contract, bailment, failure to deliver, lost goods, damaged or delayed goods, or a similar claim, or any other claim unrelated to the legal issues in this case. The Proposed Settlements also do not affect the rights of settlement class members against any Defendants other than the Settling Defendants, and the lawsuit will continue against the other Defendants, which have not settled.

The settlement agreements, which are available at [www.aircargosettlement3.com](http://www.aircargosettlement3.com), describe the exact legal claims that you give up if you stay in the settlement class.

#### EXCLUDING YOURSELF FROM THE PROPOSED SETTLEMENTS

If you want to keep the right to sue or continue to sue one or more of the Settling Defendants, on your own, about the legal issues in this case, then you must take steps to get out of the settlement(s) with those Settling Defendant(s). This is called excluding yourself – or sometimes referenced as opting out of the class. If you opt out of a settlement, you will not get any payment from that settlement.

### 13. How do I get out of the Proposed Settlements?

To exclude yourself from one or more of the Proposed Settlements, you must send a letter saying that you want to be excluded from the settlement class. The letter must include the following information:

- A statement indicating that you want to be excluded from the settlement class.
- Whether you want to be excluded from the **British Airways Settlement**, the **Lan/ABSA Settlement**, the **Malaysia Settlement**, the **South African Settlement**, the **Saudia Settlement**, the **Emirates Settlement**, the **El Al Settlement**, the **Air Canada Settlement**, and/or the **Sanfilippo Settlement**. **Your request for exclusion may not be effective unless you specify from which Proposed Settlement(s) you are seeking exclusion.**
- The case name: *In re Air Cargo Shipping Services Antitrust Litigation*.
- Your name, address, telephone number, and your signature.
- All trade names or business names and addresses you or your business has used, as well as any subsidiaries or affiliates who are requesting to be excluded from the settlement class.

Your letter must be postmarked by June 1, 2012 and sent to:

Air Cargo Settlement 3  
c/o The Garden City Group, Inc.  
P.O. Box 9380  
Dublin, OH 43017-4280  
USA

**If you ask to be excluded from any of the Proposed Settlements, you will not get any payment from any settlement from which you exclude yourself, and you cannot object to those particular settlements.**

Unless you exclude yourself, you give up any right to sue the Settling Defendants for the claims that the Proposed Settlements resolve. If you have a pending lawsuit against a Settling Defendant involving the same legal issues in this case, speak to your lawyer in that case immediately. (You must exclude yourself from the corresponding settlement class in order to continue your own lawsuit against one or more of the Settling Defendants.)

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**14. Can I remain as part of the settlement class for some of the Proposed Settlements and exclude myself from others?**

Yes. Because there are nine separate Proposed Settlements (the **British Airways Settlement**, the **Lan/ABSA Settlement**, the **Malaysia Settlement**, the **South African Settlement**, the **Saudia Settlement**, the **Emirates Settlement**, the **El Al Settlement**, the **Air Canada Settlement**, and the **Sanfilippo Settlement**), you will need to decide, for each of the Proposed Settlements, whether to exclude yourself from the settlement class, or whether to remain in the settlement class for any or all of them.

**15. If I exclude myself, can I get money from the Proposed Settlements?**

No. If you decide to exclude yourself from a Proposed Settlement, you will not be able to get money from that Proposed Settlement. If you exclude yourself from some, but not all, of the Proposed Settlements, you will be eligible to receive payment from the Proposed Settlements for which you remain in the settlement class.

THE LAWYERS REPRESENTING YOU

**16. Do I have a lawyer in this case?**

The Court appointed Michael D. Hausfeld of Hausfeld LLP; Robert N. Kaplan of Kaplan Fox & Kilsheimer LLP; Hollis Salzman of Labaton Sucharow LLP; and Howard J. Sedran of Levin, Fishbein, Sedran, and Berman to represent the class. These lawyers are called Class Counsel. You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

**17. How will the lawyers be paid?**

You are not personally responsible for payment of attorneys' fees or expenses for Class Counsel. Instead, as compensation for their time and the risk in litigating the case on a contingent basis, Class Counsel will ask the Court to approve payment from the Proposed Settlements of an interim payment of attorneys' fees in an amount not to exceed 25 percent of the settlement funds, interim reimbursement for expenses incurred in the prosecution of the litigation in an amount not to exceed \$2.5 million, and an award of \$1 million for future expenses in the ongoing litigation. If awarded by the Court, these amounts would be deducted proportionally from the settlement funds.

If you wish to object to the attorneys' fees and expense request, your objection must be received by the Court by July 6, 2012 as described in Question 18 below.

OBJECTING TO THE PROPOSED SETTLEMENTS, THE PLAN OF ALLOCATION,  
OR THE REQUEST FOR ATTORNEYS' FEES AND EXPENSES

You can tell the Court that you don't agree with the Proposed Settlements or some part of them, the Plan of Allocation, or the request for attorneys' fees and expenses.

**18. How do I tell the Court that I don't like the Proposed Settlements, the Plan of Allocation, or the request for attorneys' fees and expenses?**

You can object to any Proposed Settlement in which you are a member of the settlement class and have not opted out of the settlement class. You can object if you don't like any part of them, or if you disagree with the Plan of Allocation or the request for attorneys' fees and expenses. You can give reasons why you think the Court should not approve any or all of them. The Court will consider your views.

To object, you must send a letter to the Court that includes the following:

- A statement saying that you object to one or more of the Proposed Settlements, the request for interim attorneys' fees and expenses, the request for payment for future litigation expenses, or the Plan of Allocation, in *In re Air Cargo Shipping Services Antitrust Litigation*.
- Your name, address, telephone number, and your signature.
- The reason(s) you object.
- Proof of your membership in the class, such as invoices showing that you satisfy the definition in Question 7.

You must file the objection with the Court at the following address, **received by July 6, 2012**:

Clerk of Court  
United States District Court  
for the Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

You must also mail copies of the objection to the following attorneys, **postmarked by July 6, 2012**:

Michael D. Hausfeld  
Hausfeld LLP  
1700 K Street, NW  
Suite 650  
Washington, DC 20006

Robert N. Kaplan  
Kaplan Fox & Kilsheimer LLP  
850 Third Avenue, 14th Floor  
New York, NY 10022

Hollis Salzman  
Labaton Sucharow LLP  
140 Broadway  
New York, NY 10005

Howard J. Sedran  
Levin, Fishbein, Sedran & Berman  
510 Walnut Street  
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*Counsel for Lan Airlines, S.A., Lan Cargo, S.A., and Aerolinhas Brasileiras, S.A.*

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Benjamin J. Lambiotte  
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Flour Mill Building  
1000 Potomac Street, NW  
Washington, DC 20007

*Counsel for Salvatore Sanfilippo*

#### **19. What's the difference between objecting and excluding?**

Objecting is simply telling the Court that you don't like something about the Proposed Settlements, Class Counsel's request for interim attorneys' fees or reimbursement of expenses, payment of anticipated future litigation expenses, or the Plan of Allocation. You can object to one or more of the Proposed Settlements only if you stay in the settlement class for those particular Proposed Settlements. If you exclude yourself, you have no right to object because the Proposed Settlements no longer affect you.

#### THE COURT'S FAIRNESS HEARING

The Court will hold a hearing to decide whether to approve the Proposed Settlements, the Plan of Allocation, and the request for interim attorneys' fees and expenses and the request for payment of anticipated litigation expenses. You may attend and you may ask the Court's permission to speak (see Question 22 for instructions), but you don't have to participate in the hearing in order to attend.

#### **20. When and where will the Court decide whether to approve the Proposed Settlements?**

The Court will hold a Fairness Hearing at 12:00 p.m. on July 27, 2012, in Courtroom 6C South at the United States Courthouse, 225 Cadman Plaza East, Brooklyn, NY 11201. At this hearing the Court will consider whether the Proposed Settlements are fair, reasonable, and adequate, whether to approve the Plan of Allocation, whether to award attorneys' fees and expenses, and whether to award payment for anticipated litigation expenses. If there are objections, the Court will consider them. Judge Gleeson will listen to class members who have asked to speak at the hearing (see Question 22). After the hearing, the Court will decide whether to approve the Proposed Settlements, the Plan of Allocation, and the request for attorneys' fees and expenses.

The Court may change the time and date of the Fairness Hearing. Notice of any change will be posted at the courthouse or on the Court's website and on [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

QUESTIONS? CALL U.S. & CANADA (TOLL-FREE): 1-888-291-9655 INTERNATIONAL (TOLL): 1-614-553-1296  
OR VISIT [WWW.AIRCARGOSETTLEMENT3.COM](http://WWW.AIRCARGOSETTLEMENT3.COM)

**21. Do I have to come to the hearing?**

No. Class Counsel will answer questions Judge Gleeson 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 the Court received your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it's not necessary.

**22. May I speak at the hearing?**

You may ask the Court for permission to speak at the Fairness Hearing. If you wish to do so, you are encouraged to send a letter stating the following:

- “Notice of Intention to Appear in *In re Air Cargo Shipping Service Antitrust Litigation*”
- The position you will take and your reasons.
- Your name, address, telephone number, and your signature.
- Proof of your membership in the class, such as invoices showing that you satisfy the definition in Question 7.

Your Notice of Intention to Appear must be filed with the Court at the following address, **received by July 6, 2012**:

Clerk of Court  
United States District Court  
for the Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

You must also mail copies of the Notice of Intention to Appear to the attorneys listed in Question 18 above.

IF YOU DO NOTHING

**23. What happens if I do nothing at all?**

If you do nothing, you will remain in the settlement class for each of the Proposed Settlements but you will not receive a payment, unless you have submitted an approved claim form in connection with the Second Settlements or the Proposed Settlements. (See Question 10 above.)

GETTING MORE INFORMATION

**24. Are there more details about the Proposed Settlements, the Plan of Allocation, or the request for attorneys' fees and expenses?**

This notice summarizes the Proposed Settlements. More details are in the settlement agreements. You can get a copy of the settlement agreements by visiting [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

Class Counsel will file a motion for final approval of the Proposed Settlements and the Plan of Allocation, and a request for attorneys' fees and expenses, which will contain additional information. These papers are currently due to be filed by June 22, 2012 and will be available at [www.aircargosettlement3.com](http://www.aircargosettlement3.com).

## 25. How do I get more information?

If you have questions or want more information, you can visit the official settlement website at [www.aircargosettlement3.com](http://www.aircargosettlement3.com). If the answer to your question cannot be located on the website, you may contact the Settlement Administrator by email at [administrator@aircargosettlement3.com](mailto:administrator@aircargosettlement3.com). You may also call the Settlement Administrator toll-free at 1-888-291-9655 in the U.S., U.S. territories, and Canada. Outside the U.S. and Canada, you may call 1-614-553-1296, but toll charges will apply. You may also write to:

Air Cargo Settlement 3  
c/o The Garden City Group, Inc.  
P.O. Box 9380  
Dublin, OH 43017-4280  
USA

You may also write to any of Class Counsel at the following addresses:

Michael D. Hausfeld  
Hausfeld LLP  
1700 K Street, NW  
Suite 650  
Washington, DC 20006

Robert N. Kaplan  
Kaplan Fox & Kilsheimer LLP  
850 Third Avenue, 14th Floor  
New York, NY 10022

Hollis Salzman  
Labaton Sucharow LLP  
140 Broadway  
New York, NY 10005

Howard J. Sedran  
Levin, Fishbein, Sedran & Berman  
510 Walnut Street  
Philadelphia, PA 19106

## 26. Can I update my address?

Yes. If your address changes, please enter your current information online at [www.aircargosettlement3.com](http://www.aircargosettlement3.com), or send it to the Settlement Administrator at:

Air Cargo Settlement 3  
c/o The Garden City Group, Inc.  
P.O. Box 9380  
Dublin, OH 43017-4280  
USA

DATED: March 14, 2012

BY ORDER OF THE COURT  
UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK