

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

In Re: DISPOSABLE CONTACT LENS ANTITRUST LITIGATION	Case No. 3:15-md-2626-HES-JRK Judge Harvey E. Schlesinger Magistrate Judge James R. Klindt
THIS DOCUMENT RELATES TO: All Class Actions	

**DECLARATION OF CAMERON R. AZARI, ESQ. ON IMPLEMENTATION OF
NOTICE PLAN**

I, Cameron Azari, declare as follows:

1. My name is Cameron R. Azari, Esq. I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.
2. I am a nationally recognized expert in the field of legal notice and I have served as an expert in hundreds of federal and state cases involving class action notice plans.
3. I am a Senior Vice President with Epiq Class Action & Claims Solutions, Inc. (“Epiq”) and the Director of Legal Notice for Hilsoft Notifications (“Hilsoft”); a firm that specializes in designing, developing, analyzing and implementing large-scale legal notification plans. Hilsoft is a business unit of Epiq.
4. This declaration will describe the implementation of the Settlement Notice Plan (“Notice Plan” or “Plan”) for ABB Optical Group, LLC (“ABB”) in *In re Disposable Contact Lens Antitrust Litigation*, Case No. 3:15-md-2626-HES-JRK, in the United States District Court for the Middle District of Florida, Jacksonville Division.
5. I previously executed my *Declaration of Cameron R. Azari, Esq. on Notice Plan*, on October 22, 2020, in which I detailed Hilsoft’s class action notice experience and attached

Hilsoft's *curriculum vitae*. I also provided my educational and professional experience relating to class actions and my ability to render opinions on overall adequacy of notice programs.

6. For the two previous Settlements – one for CooperVision, Inc. (“CVI”) and one for Bausch & Lomb Inc. (“B&L”) – and also for the Notice of an order certifying Litigation Classes asserting claims against Alcon Laboratories, Inc. (“Alcon”), Johnson & Johnson Vision Care, Inc. (“JJVC”) and ABB Optical Group, LLC (“ABB”) in *In re Disposable Contact Lens Antitrust Litigation*, I previously executed my *Declaration of Cameron R. Azari, Esq. on Notice Plan* on August 8, 2019, related to the Settlement with CooperVision, Inc. and I executed my *Supplement Declaration of Cameron R. Azari, Esq. on Notice Plan* on September 17, 2019, related to the Settlement with Bausch & Lomb Inc. In both declarations, I detailed Hilsoft's class action notice experience and attached Hilsoft's *curriculum vitae*. I also provided my educational and professional experience relating to class actions and my ability to render opinions on overall adequacy of notice programs. Subsequently, I executed my *Declaration of Cameron R. Azari, Esq. on Implementation and Adequacy of Notice Plan* on January 16, 2020, in which I detailed the implementation of the Notice Program and provided administration statistics. I also executed my *Supplemental Declaration of Cameron R. Azari, Esq. on Implementation and Adequacy of Notice Plan* on February 6, 2020, in which I provided updated administration statistics.

OVERVIEW

7. On November 10, 2020, the Court issued the *Order Preliminarily Approving Settlement Agreement with ABB Optical Group LLC and Proposed Notice Plan* (“Order”). In the Order, the Court approved Epiq as the Claims Administrator and approved the Notice Plan. I have reviewed the Settlement Agreement, and the Notice Plan was designed and implemented to provide notice to the following Settlement Class:

All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by Alcon, JJVC, CVI, or B&L during the Settlement Class Period for their own use and not for resale, where the prices for such contact lenses were subject to a “Unilateral Pricing Policy” and the purchase occurred during the period when the Unilateral Pricing Policy was in effect.

Excluded from the Settlement Class are any purchases from 1-800 Contacts of disposable contact lenses subject to B&L's Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015. Also excluded from the Settlement Class are Defendants, their parent companies, subsidiaries and affiliates, any alleged co-conspirators, all governmental entities, and any judges or justices assigned to hear any aspect of this action.

8. From review of the Settlement Agreement, I understand that "Settlement Class Period" is defined as the period June 1, 2013 to December 4, 2018.

9. After the Order was entered, we began to implement the Notice Program to provide notice to the Settlement Class.

10. This declaration will detail the notice activities undertaken and explain how and why the Notice Plan was comprehensive and well-suited to the Settlement Class. This declaration will also discuss the administration activity to date. The facts in this declaration are based on what I personally know, as well as information provided to me in the ordinary course of my business by my colleagues from Hilsoft and Epiq, who worked with us to implement the notification effort.

NOTICE PLAN SUMMARY

11. Rule 23 of the Federal Rules of Civil Procedure directs that the best notice practicable under the circumstances must include "individual notice to all members who can be identified through reasonable effort."¹ The Notice Plan, which was modeled after the Notice Plan implemented for the prior settlements in the litigation, satisfied this requirement. The Notice Plan provided for emailing and/or mailing individual notice to all Settlement Class Members who were reasonably identifiable. Address updating (both prior to mailing and on undeliverable pieces) and re-mailing protocols met or exceeded those used in other class action settlements. Because undeliverable remailing efforts are still in process, I will provide the Court with a supplemental declaration prior to the Final Approval Hearing, which will include the final combined calculated reach (individual notice combined with media) of the Notice Plan as implemented. The extensive media plan detailed below reached approximately 70% of potential Class Members (defined as "adults aged 18 years old and older who have purchased disposable contact lenses"). Based on the extensive

¹ FRCP 23(c)(2)(B).

email and postcard individual notice efforts, combined with the media plan, the actual reach of the notice was at least 70%.

12. Because data was not available for a significant portion of the Settlement Class, an extensive media Notice Plan was implemented to reach potential Settlement Class Members. In order to quantify the performance of the media Notice Plan to the selected target audience (defined as “adults aged 18 years old and older who have purchased disposable contact lenses”), data sources and tools that are commonly employed by experts in this field were used to analyze the reach² of the media portion of this Notice Plan.

13. In my opinion, the Notice Plan as designed and implemented to date, has reached the greatest practicable number of potential Class Members through the use of individual notice and media. In my opinion, the Notice Plan as implemented was the best notice practicable under the circumstances of this case and satisfied the requirements of due process, including its “desire to actually inform” requirement.³

NOTICE PLAN

Individual Notice

14. Epiq previously received 21 files with records of potential Settlement Class Members, including available names, addresses and email addresses as part of the individual notice efforts for the two previous Settlements – one for CooperVision, Inc. (“CVI”) and one for Bausch & Lomb Inc. (“B&L”) – and also for the Notice of an order certifying Litigation Classes asserting claims against Alcon Laboratories, Inc. (“Alcon”), Johnson & Johnson Vision Care, Inc. (“JJVC”) and ABB

² Reach is defined as the percentage of a class exposed to a notice, net of any duplication among people who may have been exposed more than once. Notice “exposure” is defined as the opportunity to read a notice.

³ *Mullane v. Cent. Hanover Bank & Trust Co.*, 339 U.S. 306, 315 (1950) (“But when notice is a person’s due, process which is a mere gesture is not due process. The means employed must be such as one desirous of actually informing the absentee might reasonably adopt to accomplish it. The reasonableness and hence the constitutional validity of any chosen method may be defended on the ground that it is in itself reasonably certain to inform those affected . . .”); *see also In re Hyundai & Kia Fuel Econ. Litig.*, 926 F.3d 539, 567 (9th Cir. 2019) (“To satisfy Rule 23(e)(1), settlement notices must ‘present information about a proposed settlement neutrally, simply, and understandably.’ ‘Notice is satisfactory if it generally describes the terms of the settlement in sufficient detail to alert those with adverse viewpoints to investigate and to come forward and be heard.’”) (citations omitted); N.D. Cal. Procedural Guidance for Class Action Settlements, Preliminary Approval (3) (articulating best practices and procedures for class notice).

Optical Group, LLC (“ABB”) in *In re Disposable Contact Lens Antitrust Litigation*. Based on discussions between Epiq and the parties, rules and requirements were formulated to clean, analyze, de-duplicate, roll-up, and upload these files into a “Notice Database.”

15. The Notice Database contains 2,445,403 unique potential Settlement Class Member records, 2,445,387 with sufficient data to mail or email notice. The Notice Database was used to provide individual notice to the Settlement Class for the ABB Settlement. In addition to the Notice Database, individual notice was provided to 19,858 potential Settlement Class Members with an email address who filed a claim as part of the two previous Settlements (these Settlement Class Member records were not included in the initial Notice Database Epiq).

Email Notice

16. On January 8, 2021, Epiq sent an Email Notice to 1,819,035 potential Settlement Class Members for whom a facially valid email address was available. Prior to sending the Email Notice, Epiq completed a verification process of the 1,971,653 existing email addresses, which resulted in 1,819,035 emails, which were validated prior to sending the Email Notice. The Email Notice was created using an embedded html text format. This format provided easy-to-read text without graphics, tables, images and other elements that would increase the likelihood that the message could be blocked by Internet Service Providers (ISPs) and/or SPAM filters. Each Email Notice was transmitted with a unique message identifier. If the receiving email server could not deliver the message, a “bounce code” was returned along with the unique message identifier. For any Email Notice for which a bounce code was received, which indicated that the message was undeliverable, at least two additional attempts were made to deliver the Notice by email. After completion of the initial Email Notice effort, 269,761 Email Notices remain undeliverable.

17. For Email Notices that bounced back as undeliverable after multiple attempts and for email addresses that were not validated and were not sent an Email Notice, a Postcard Notice was sent to Settlement Class Members for whom an associated physical address exists.

18. The Email Notice included an embedded link to the case website. By clicking the link, recipients were able to easily access a more detailed Notice, the Settlement Agreement, and

other information about the settlement, as well as file a claim online. The Email Notice is included as **Attachment 1**.

Direct Mail

19. On January 8, 2021, Epiq sent 493,488 Postcard Notices, to all records with an associated physical address without an email address. The Postcard Notice was sent via United States Postal Service (“USPS”) first class mail. Prior to mailing, all mailing addresses were checked against the National Change of Address (“NCOA”) database maintained by the USPS.⁴ Any addresses that were returned by the NCOA database as invalid were updated through a third-party address search service. In addition, the addresses were certified via the Coding Accuracy Support System (“CASS”) to ensure the quality of the zip code, and verified through Delivery Point Validation (“DPV”) to verify the accuracy of the addresses. This address updating process is standard for the industry and for the majority of promotional mailings that occur today. The Postcard Notice is included as **Attachment 2**.

20. Subsequently, on February 1, 2021, Epiq sent 151,229 Postcard Notices, to all records with an associated physical mailing address with an undeliverable Email Notice after multiple attempts or with an email address that was not validated and was not sent an Email Notice. The Postcard Notice was sent via USPS first class mail.

21. The return address on the Postcard Notices is a post office box maintained by Epiq. The USPS automatically forwards Postcard Notices with an available forwarding address order that has not expired (“Postal Forwards”). For Postcard Notices returned as undeliverable, Epiq re-mails the Notice to any new address available through postal service information (for example, to the address provided by USPS on returned pieces for which the automatic forwarding order has expired, but which is still during the period in which the USPS returns the piece with the address indicated).

⁴ The NCOA database contains records of all permanent change of address submissions received by the USPS for the last four years. The USPS makes this data available to mailing firms and lists submitted to it are automatically updated with any reported move based on a comparison with the person’s name and known address.

22. Epiq also obtains better addresses by using a third-party lookup service. Upon successfully locating better addresses, Postcard Notices are promptly re-mailed. As of February 26, 2021, the USPS has sent 5,324 Postal Forwards. As of February 26, 2021, Epiq has received 38,999 undeliverable Postcard Notices and re-mailed 21,540 Postcard Notices for those addresses where a forwarding address was provided or address research identified a new address.⁵ Address updating and re-mailing for undeliverable Postcard Notices is ongoing and will continue until March 10, 2010.

Consumer Publication

23. On January 29, 2021, a Publication Notice appeared once in the national edition of *People* magazine, as a 1/3 page ad unit. *People* is the number one consumer publication in the United States. *People's* circulation is 3.4 million and its readership⁶ is over 34.9 million. The Publication Notice is included as **Attachment 3**. The tear sheet is included as **Attachment 4**.

Internet Banner Notices

24. Internet advertising has become a standard component in legal notice programs. The internet has proven to be an efficient and cost-effective method to target and provide measurable reach of persons covered by a settlement. According to GfK MRI syndicated research, over 96% of adults who use contact lenses are online. Accordingly, Banner Notices ran on select websites where Settlement Class Members may visit regularly, and utilized networks based on cost efficiency, timing, and their contribution to the overall reach of the target. Banner Notices are image-based graphic displays available on desktops and mobile devices. These ads are used in legal noticing to notify people of a settlement relevant to them. The text of the Banner Notice allowed users to identify themselves as potential Settlement Class Members and directly linked them to the case website for more information.

⁵ The USPS continues to report delays in mail service, including returning undeliverable mail. The reported delays vary depending on geography within the U.S. Epiq continues to process undeliverable mail and re-mail notices as quickly as possible upon receipt from the USPS.

⁶ "Readership" refers to the total number of readers of a specific issue of a publication, including the subscriber and any additional readers.

25. The Banner Notices were displayed in various sizes, including 728 x 90 pixels, 300 x 600, 970 x 250, and 300 x 250 pixels, which were placed on the advertising networks, *Google Display Network* and *Verizon (Yahoo) Audience Network*. Combined, these ad networks cover 90% of the United States' population that is online. Banner Notices were targeted to adults 18+ and other specific targets. Additionally, online ads were translated into Spanish and targeted to Spanish speakers via the *Google Display Network*.

26. Banner Notices were also displayed on social media, which consisted of Banner Notices on *Facebook* in various sizes, including newsfeed and right-hand column ads. In addition, Banner Notices were placed on *Instagram*, as newsfeed ads. *Facebook* is the leading social networking site in the United States and combined with *Instagram* covers over 200 million users in the United States. Banner Notices were placed online as detailed in the chart below.

Online Banners	Targeting	Language	Delivered Impressions
<i>Google Display Network</i>	A18+	English & Spanish	80,911,966
<i>Google Display Network</i>	Custom Affinity Audiences: Contact Lenses	English & Spanish	69,067,551
<i>Google Display Network</i>	Custom Intent Audiences: Contact Lenses	English & Spanish	67,625,778
<i>Verizon (Yahoo) Audience Network</i>	A18+	English	80,746,329
<i>Facebook</i>	A18+	English	42,208,548
<i>Facebook</i>	Interest: Contact Lenses Interest: Corrective Lens Interest: Glasses Interest: Acuvue, Alcon, Bausch & Lomb, CooperVision	English	76,007,779
<i>Instagram</i>	A18+	English	15,515,505
<i>Instagram</i>	Interest: Contact Lenses Interest: Corrective Lens Interest: Glasses Interest: Acuvue, Alcon, Bausch & Lomb, CooperVision	English	29,355,143
Total			461,438,000

27. Combined, approximately 461.4 million adult impressions were generated by the

Banner Notices, which ran from January 8, 2021, through February 8, 2021.⁷ Clicking on a Banner Notice linked the reader to the case website where they could obtain detailed information about the Settlement. Examples of the Banner Notices are included as **Attachment 5**.

Internet Sponsored Search Listings

28. To facilitate locating the case website sponsored search listings are acquired on the three most highly-visited internet search engines: *Google, Yahoo!* and *Bing*. When search-engine visitors search on common keyword combinations selected for the Settlement (such as “contact lens class action” or “ABB settlement”) the sponsored search listing generally are displayed at the top of the page prior to the search results or in the upper right-hand column of the web-browser screen.

29. As of February 26, 2021, the sponsored search listings have been displayed 79,555 times, resulting in 7,519 clicks that displayed the case website. A complete list of search terms is included as **Attachment 6**. Examples of the sponsored search listing as displayed on each search engine are included as **Attachment 7**. The sponsored search listings will continue to run through the March 10, 2021, exclusion request, objection, and claim filing deadlines.

Informational Release

30. To build additional reach and extend exposures, on January 8, 2021, a party-neutral Informational Release was issued to approximately 5,000 general media (print and broadcast) outlets across the United States and 4,500 online databases and websites. The Informational Release served a valuable role by providing additional notice exposures beyond those already provided by the paid media. In addition, the Informational Release in Spanish was issued to the Hispanic newswire. The Hispanic newswire reaches approximately 7,000 U.S. Hispanic media contacts including online placement of over 100 Hispanic websites nationally. The Information Release (in English and Spanish) is included as **Attachment 8**.

⁷ The third-party ad management platform, ClickCease was used to audit the digital Banner Notice ad placements. This type of platform tracks all Banner Notice ad clicks to provide real-time ad monitoring, fraud traffic analysis, blocks clicks from fraudulent sources, and quarantines dangerous IP addresses. This helps reduce wasted, fraudulent or otherwise invalid traffic (*e.g.*, ads being seen by ‘bots’ or non-humans, ads not being viewable, etc.).

Case Website, Toll-free Telephone Number and Postal Mailing Address

31. On January 5, 2021, the existing website established for the two previous Settlements with the easy-to-remember domain name (www.ContactLensSettlement.com) was updated with information regarding the ABB Settlement. Settlement Class Members are able to obtain detailed information about the case and review key documents, including the Long Form Notice, the Settlement Agreement, the Complaint and the Preliminary Approval Order, as well as answers to frequently asked questions (FAQs). The case website address was displayed prominently on all notice documents. Visitors to the case website are able to easily file an online claim. The Long Form Notice is included as **Attachment 9**.

32. From January 8, 2021, to February 26, 2021, there have been 240,953 unique visitors to the website and 667,829 website pages presented.

33. On January 5, 2021, the existing toll-free telephone number (877-253-3649) for the two previous Settlements was updated with information regarding the ABB Settlement. The toll-free telephone number allows Settlement Class Members to call for additional information and listen to answers to FAQs. The toll-free telephone number was prominently displayed in the Notice documents as well.

34. From January 8, 2021, to February 26, 2021, the toll-free telephone number has handled 2,226 calls representing 8,062 minutes of use.

35. A post office box for correspondence about the Settlement continues to be available, to allow Settlement Class Members to contact the Claims Administrator by mail with any specific requests or questions, including requests for exclusion.

Exclusion Requests and Objections

36. The deadline for Settlement Class Members to request exclusion or to object is March 10, 2021. As of February 26, 2021, Epiq has received six requests for exclusion. Of the six requests for exclusion for the ABB Settlement, two had already requested exclusion from the BL and CVI Settlements. As of February 26, 2021, I am aware of one objection that has been filed. I have reviewed the objection and there is nothing substantive in the objection regarding

notice. I will provide a supplemental declaration to the Court prior to the Final Approval Hearing to provide information regarding the requests for exclusions and any objections to the Settlement.

Claims Processing

37. As of February 26, 2021, Epiq has received 23,166 Claim Forms (443 paper Claim Forms and 22,723 web Claim Forms). Epiq has received 59,793 Claim Forms (1,707 paper Claim Forms and 58,086 web Claim Forms) across all Settlements.

CONCLUSION


38. In class action notice planning, execution, and analysis, we are guided by due process considerations under the United States Constitution, by state and local rules and statutes, and by case law pertaining to the recognized notice standards under Rule 23. This framework directs that the notice program be optimized to reach the class and, in a class action notice situation such as this, that the notice or notice program itself not limit knowledge of the availability of benefits—nor the ability to exercise other options—to class members in any way. All of these requirements were met in this case.

39. Using the combination of individual notice to known Settlement Class Members and nationwide print and online media, the Notice Plan effectively reached at least 70% of the Settlement Class (users of disposable contact lenses). In 2010, the Federal Judicial Center issued a Judges' Class Action Notice and Claims Process Checklist and Plain Language Guide. This Guide states that, "the lynchpin in an objective determination of the adequacy of a proposed notice effort is whether all the notice efforts together will reach a high percentage of the class. It is reasonable to reach between 70–95%." Here, we have developed and implemented a Notice Plan that met that standard.

40. The Notice Plan described above provided the best notice practicable under the circumstances of this case, conformed to all aspects of the Rule 23, and comported with the guidance for effective notice set out in the Manual for Complex Litigation, Fourth.

41. The Notice Plan schedule afforded sufficient time to provide full and proper notice to Settlement Class Members before the opt-out and objection deadlines.

I declare under penalty of perjury that the foregoing is true and correct. Executed on February 26, 2021, at Beaverton, Oregon.



Cameron R. Azari

Attachment 1

From: donotreply_ContactLensSettlement
Sent: Friday, February 26, 2021 10:18 AM
To:
Subject: Court Authorized Notice of Settlement

CAUTION: This email originated from outside of Epiq. Do not click links or open attachments unless you recognize the sender and know the content is safe. Report phishing by using the phish alert button or forward to phishing@epiqglobal.com.

Notice of Class Action Settlement

If You Purchased Certain Disposable Contact Lenses for Your Own Use Between June 1, 2013 to December 4, 2018, this Litigation and a Class Action Settlement Could Affect Your Rights.

The purpose of this Notice is to provide information regarding a settlement with ABB Optical Group LLC (“ABB”). ABB was an authorized distributor of disposable contact lenses manufactured by Alcon Vision LCC f/k/a Alcon Laboratories, Inc. (“Alcon”); Bausch & Lomb, Inc. (“B&L”); Johnson & Johnson Vision Care, Inc. (“JJVC”); and Cooper Vision, Inc. (“CVI”) (collectively the “Manufacturers”) The lawsuit alleges illegal minimum retail pricing policies adopted by contact lens manufacturers called “Unilateral Pricing Policies,” or “UPPs,” for the distribution and sale of certain disposable contact lenses. The safety and effectiveness of contact lenses are not at issue in this Action. For comprehensive information about the claims, rulings, and events in the Action, visit the settlement [website](#). ABB and the other Defendants deny they did anything wrong. The Court has not decided who is right.

Notice was previously provided for settlements with B&L and CVI and the formation of “Litigation Classes.” ABB has since agreed to a settlement, and the Court has permitted those who purchased only contact lenses manufactured by B&L an additional opportunity to opt-out of the Litigation Classes. If you are a Settlement Class Member, you can participate in the ABB Settlement regardless of whether you did or did not participate in the earlier settlements.

You received this email because records indicate you may be a Member of the Settlement Class and/or Litigation Classes. The ABB Settlement Class includes all persons and entities residing in the United States who made retail purchases of disposable contact lenses subject to a UPP during the period when the UPP was in effect. For a list of the disposable contact lenses subject to a UPP and the dates of purchase included in the settlement, please visit www.ContactLensSettlement.com.

How can I get a payment? The ABB Settlement will establish a \$30.2 million Settlement Fund, approximately 50% of which will be paid by April 15, 2021, and the remaining 50% of which will be paid by January 14, 2022 (as explained more fully on the settlement website). If you already submitted a timely and valid Proof of Claim as part of the prior B&L and/or CVI Settlements, you do not need to submit another Proof of Claim. You will automatically be included in the ABB Settlement. If you did not submit a Proof of Claim in either of the earlier settlement, you must submit a Proof of Claim for the ABB Settlement in order to receive compensation from the ABB Settlement. You will not be able to share in the B&L Settlement if you did not submit a timely and valid Proof of Claim in

the B&L Settlement, and you will not be able to share in the CVI Settlement if you did not submit a timely and valid Proof of Claim in the CVI Settlement. You can file an easy online claim now at www.ContactLensSettlement.com. The deadline to file your claim is **March 10, 2021**. In order to maximize efficiency, the Net Settlement Fund will be distributed to claimants at a later stage of this Action. Please be patient and check the website for updates.

Your other options. If you do not want to be legally bound by the ABB Settlement, you must exclude yourself by **March 10, 2021**. In addition, consumers who purchased only contact lenses manufactured by B&L have until **March 10, 2021** to request exclusion from the Litigation Classes (the full definition and description of the Litigation Classes is available at the website). If you do not exclude yourself, you will release any claims you may have, as more fully described in the [Settlement Agreement](#). You may object to the ABB Settlement by **March 10, 2021**. The [Detailed Notice](#) explains how to exclude yourself or object. The Court will hold a Fairness Hearing on **July 2, 2021**, to consider whether to approve the ABB Settlement. Lead Counsel will ask the Court for attorneys' fees of up to one-third (33.3%) of the ABB, B&L, and CVI Settlement Funds, after payment of Court-approved costs and expenses. In addition, Lead Counsel will ask the Court for reimbursement from the ABB settlement fund for costs and expenses for their work in this Action, and may also seek service awards for the Class Representatives for their time and work spent prosecuting this Action, all subject to the Court's approval. You may appear at the hearing, yourself or through an attorney you hire, but you don't have to. For more information, call 1-877-253-3649 or visit the settlement [website](#).

To unsubscribe from this list, please click on the following link: [Unsubscribe](#)

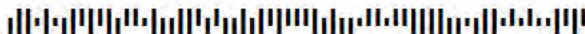
Attachment 2

Disposable Contact Lens
Settlement Administrator
PO Box 2995
Portland, OR 97208-2995



Important Notice About a Class Action Settlement

**If You Purchased Certain
Disposable Contact
Lenses for Your Own
Use From June 1, 2013 to
December 4, 2018,
this Litigation and a Class
Action Settlement Could
Affect Your Rights.**



A class action settlement has been reached with ABB Optical Group LLC (“ABB”), a distributor of disposable contact lenses manufactured by Alcon Vision LCC f/k/a Alcon Laboratories, Inc. (“Alcon”); Bausch & Lomb, Inc. (“B&L”); Johnson & Johnson Vision Care, Inc. (“JJVC”); and Cooper Vision, Inc. (“CVI”). The lawsuit alleges illegal minimum retail pricing policies by manufacturers called “Unilateral Pricing Policies,” or “UPPs,” for the distribution and sale of certain disposable contact lenses. The safety and effectiveness of contact lenses are not at issue in this lawsuit. Defendants deny they did anything wrong. The Court has not decided who is right.

Notice was previously provided for settlements with B&L and CVI and the formation of “Litigation Classes.” ABB has since agreed to a settlement, and the Court has permitted those who purchased only contact lenses manufactured by B&L an additional opportunity to opt-out of the Litigation Classes. If you are a Settlement Class Member, you can participate in the ABB Settlement regardless of whether you participated in the earlier settlements.

You received this notice because records indicate you may be a Settlement Class Member. The ABB Settlement Class includes certain persons and entities residing in the United States who made retail purchases of disposable contact lenses subject to a UPP. For a list of the disposable contact lenses subject to a UPP and the dates of purchase included in the settlement, please visit the website below.

How can I get a payment? The ABB Settlement will establish a \$30.2 million Settlement Fund. If you already submitted a timely and valid claim for the B&L and/or CVI Settlements, you do not need to submit another claim. You will automatically be included in the ABB Settlement. If you did not submit a claim in either of the earlier settlements, you must submit a claim for the ABB Settlement in order to receive compensation. You can file a claim at the website. The deadline to file a claim is **March 10, 2021**. You will not be able to share in the B&L or CVI Settlements if you did not submit a timely and valid Proof of Claim in those settlements. The Settlement Funds will be distributed at a later stage of this Action. Please be patient.

Your other options. If you do not want to be legally bound by the ABB Settlement you must exclude yourself by **March 10, 2021**. In addition, consumers who purchased only contact lenses manufactured by B&L have until **March 10, 2021** to request exclusion from the Litigation Classes. You may object to the ABB Settlement by **March 10, 2021**. The Detailed Notice available on the website explains how to exclude yourself or object. The Court will hold a Fairness Hearing on **July 2, 2021**, to consider whether to approve the ABB Settlement. Lead Counsel will ask the Court for attorneys’ fees of up to one-third (33.3%) of the ABB, B&L, and CVI Settlement Funds, after payment of Court-approved costs and expenses. In addition, Lead Counsel will ask the Court for reimbursement of costs and expenses for their work in this Action, and may also seek service awards for the Class Representatives, all subject to the Court’s approval. You may appear at the hearing, yourself or through an attorney you hire, but you don’t have to. For more information, call or visit the website.

AC0342 v.01

Attachment 3

If You Purchased Certain Disposable Contact Lenses for Your Own Use From June 1, 2013 to December 4, 2018, this Litigation and a Class Action Settlement Could Affect Your Rights.

A class action settlement has been reached with ABB Optical Group LLC (“ABB”), a distributor of disposable contact lenses manufactured by Alcon Vision LCC f/k/a Alcon Laboratories, Inc. (“Alcon”); Bausch & Lomb, Inc. (“B&L”); Johnson & Johnson Vision Care, Inc. (“JJVC”); and Cooper Vision, Inc. (“CVI”). The lawsuit alleges illegal minimum retail pricing policies adopted by contact lens manufacturers called “Unilateral Pricing Policies,” or “UPPs,” for the distribution and sale of certain disposable contact lenses. The safety and effectiveness of contact lenses are not at issue in this lawsuit. For more information, visit the website below. Defendants deny they did anything wrong. The Court has not decided who is right.

Notice was previously provided for settlements with B&L and CVI and the formation of “Litigation Classes.” ABB has since agreed to a settlement, and the Court has permitted those who purchased only contact lenses manufactured by B&L an additional opportunity to opt-out of the Litigation Classes. If you are a Settlement Class Member, you can participate in the ABB Settlement regardless of whether you participated in the earlier settlements.

WHO IS INCLUDED?

The ABB Settlement Class includes certain persons and entities residing in the United States who made retail purchases of disposable contact lenses subject to a UPP. For a list of the contact lenses subject to a UPP and the dates of purchase included in the settlement, please visit the website below.

HOW CAN I GET A PAYMENT?

The ABB Settlement will establish a \$30.2 million Settlement Fund. If you already submitted a timely and valid claim for the B&L and/or CVI Settlements, you do not need to submit another claim. You will automatically be included in the ABB Settlement. If you did not submit a claim in either of the earlier settlements, you must submit a claim for the ABB Settlement in order to receive compensation. You will not be able to share in the B&L or CVI Settlements if you did not submit a timely and valid Proof of Claim in those settlements. You can file a claim at the website. The deadline to file a claim is **March 10, 2021**. The Net Settlement Fund will be distributed at a later stage of this Action. Please be patient and check the website for updates.

YOUR OTHER OPTIONS.

If you do not want to be legally bound by the ABB Settlement you must exclude yourself by **March 10, 2021**. In addition, consumers who purchased only contact lenses manufactured by B&L have until **March 10, 2021** to request exclusion from the Litigation Classes. You may object to the ABB Settlement by **March 10, 2021**. The Detailed Notice explains how to exclude yourself or object. The Court has yet to set a date and time for the fairness hearing on final approval of the settlement and any motions for fees and costs. As soon as the Court schedules the fairness hearing, the website will be updated with the date, time, location, and means of attendance. At the time of the hearing, Lead Counsel will ask the Court for attorneys’ fees of up to one-third (33.3%) of the ABB, B&L, and CVI Settlement Funds, after payment of Court-approved costs and expenses. In addition, Lead Counsel will ask the Court for reimbursement of costs and expenses for their work in this Action, and may also seek service awards for the Class Representatives, all subject to the Court’s approval. You may appear at the hearing, yourself or through an attorney you hire, but you don’t have to. For more information, call or visit the website.

www.ContactLensSettlement.com

1-877-253-3649

Attachment 4

My 30-Year Struggle with Hair Loss



Larry King

The Amazing Life of a TV Icon

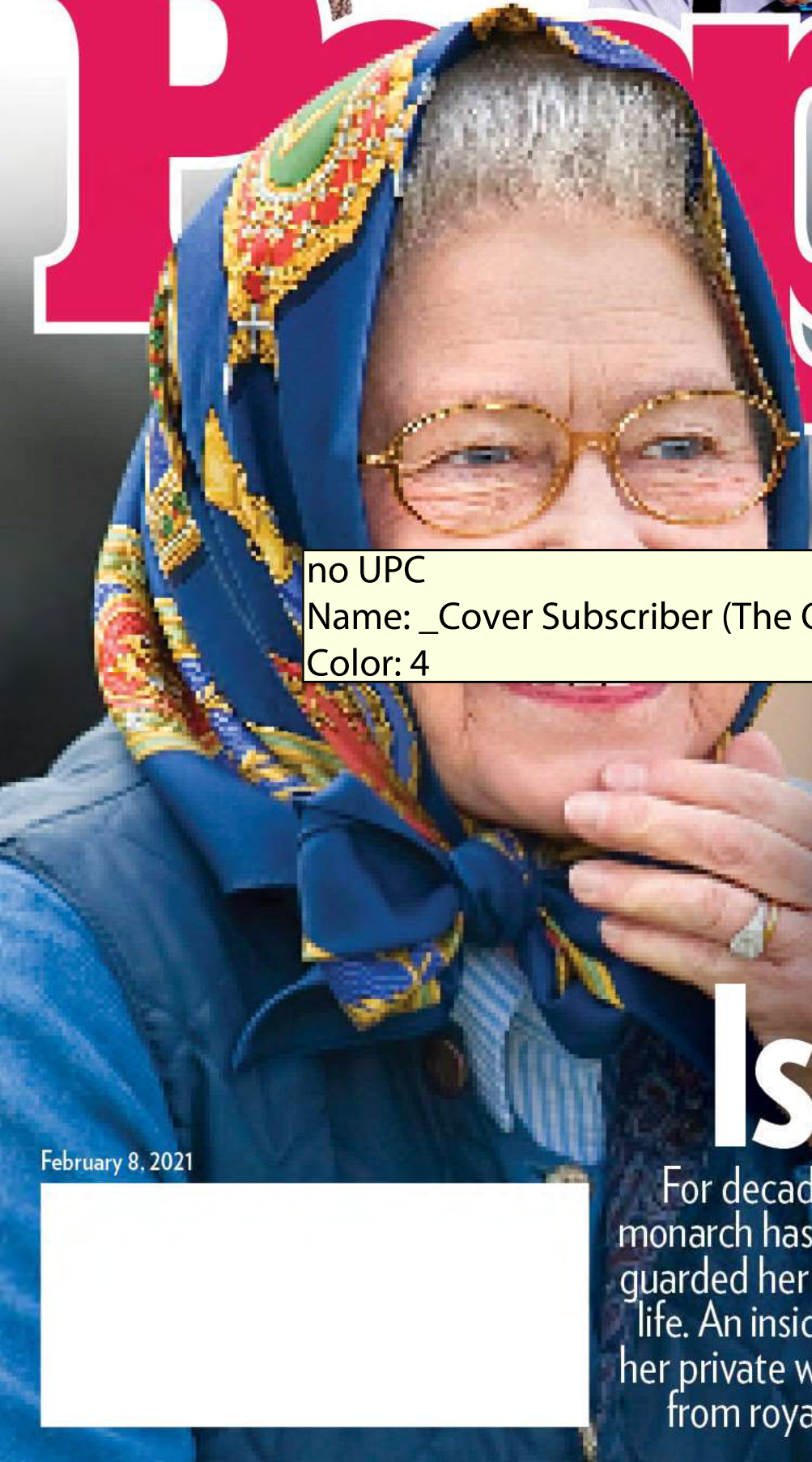


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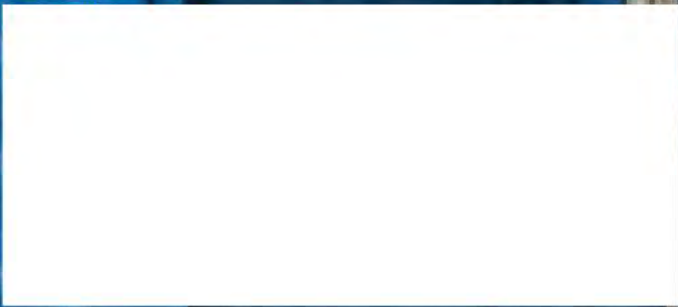


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What the Queen Is Really Like

For decades the monarch has carefully guarded her personal life. An inside look at her private world away from royal duty

February 8, 2021



Important

If You Purchased Certain Disposable Contact Lenses for Your Own Use From June 1, 2013 to December 4, 2018, this Litigation and a Class Action Settlement Could Affect Your Rights.

A class action settlement has been reached with ABB Optical Group LLC ("ABB"), a manufacturer of disposable contact lenses manufactured by Alcon Vision LLC ("Alcon"), Acuvue Laboratories, Inc. ("Acuvue"), Bausch & Lomb, Inc. ("B&L"), Johnson & Johnson Vision Care, Inc. ("J&J"), and Cooper Vision, Inc. ("CVI"). The lawsuit alleges illegal minimum retail pricing policies adopted by certain lens manufacturers called "Unitary Pricing Policies" or "UPPs" for the distribution and sale of certain disposable contact lenses. The safety and effectiveness of contact lenses are not at issue in the lawsuit for more information visit the website below. Defendants deny they did anything wrong. The Court has not decided who is right.

Notice was previously provided by settlement with B&L and CVI and the formation of "Litigation Classes." ABB has since agreed to a settlement, and the Court has permitted those who purchased only certain lenses manufactured by B&L an additional opportunity to opt-out of the Litigation Classes. If you are a Settlement Class Member, you can participate in the ABB Settlement regardless of whether you participated in the other settlements.

Who is Included?

The ABB Settlement Class includes certain persons and entities residing in the United States who made retail purchases of disposable contact lenses subject to a UPP for a certain time period subject to a TPP and the dates of purchase included in the settlement, please visit the website below.

How can I get a payment?

The ABB Settlement will establish a \$200 million Settlement Fund. If you already submitted a timely and valid claim to the B&L and CVI Settlements, you do not need to submit another claim. You will automatically be included in the ABB Settlement. If you did not submit a claim in either of the earlier settlements, you must submit a claim for the ABB Settlement on our website. You will not be included in either of the earlier settlements if you did not submit a timely and valid Proof of Claim in those settlements. You can file a claim at the website. The deadline to file a claim is March 30, 2021. The Settlement Fund will be distributed in a later stage of this action. Please be patient and check the website for updates.

Your other options.

If you do not want to be legally bound by the ABB Settlement you must contact yourself by March 10, 2021. In addition, consumers who purchased only contact lenses manufactured by B&L, Acuvue, and CVI March 10, 2021 is required exclusion from the Litigation Classes. You may object to the ABB Settlement by March 10, 2021. The Detailed Notice explains how to exclude yourself or object. The Court has yet to set a timeline for the fairness hearing on final approval of the settlement and any motions for fees and costs. As soon as the Court schedules the fairness hearing, the website will be updated with the date, time, location, and means of attendance. At the time of the hearing, Lead Counsel will ask the Court for attorneys' fees of up to one-third (33.3%) of the ABB, B&L, and CVI Settlement Funds, after payment of Court-approved costs and expenses. In addition, Lead Counsel will ask the Court for reimbursement of time and expenses for their work in this Action, and they also seek service awards for the Class Representatives, all subject to the Court's approval. You may appear in the hearing yourself or through an attorney you hire, but you don't have to. For more information, call or visit the website.

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People picks



Tucci (left) and Firth.

MOVIE | Supernova

DRAMA In this delicately moving film, Colin Firth and Stanley Tucci play Sam and Tusker, two middle-aged lovers embarking on a road trip. They're starting on another journey as well, one they both know will end in darkness: Tusker, a writer, is beginning to suffer from dementia. Yet the two lead performances, gentle and lived-in, suggest that Sam and Tusker's love is immutable. (For more on Tucci, see page 68.) *(In theaters Jan. 29, R)*



Payton plays Williams (inset).

LIFETIME | Wendy Williams: The Movie

DRAMA Ciera Payton is the talk-show queen in a respectful account of her rise to fame. However, it's followed by a separate, satisfyingly overwrought documentary in which Williams herself participates. "I am my own best friend," she cries. "That is the most special thing." *(Jan. 30, 8 p.m.)*



Q&A

Liam Neeson

The star, 68, plays a former Marine protecting a young immigrant in the action thriller *The Marksman*, in theaters now.

It's been a decade since *Taken* turned you into an action hero. Have you adjusted yet?
It's a bit silly, isn't it? I'm 69 in June. But look, I like doing it. I get to hang out with wonderful stuntmen.



With Jacob Perez in *The Marksman*.

What do your sons Micheal, 25, and Daniel, 24, think of your tough-guy roles?

They won't go into reams of criticism. But they're very much behind me. I haven't caught them laughing.

How about trying a comedy?

Well, I've been approached to maybe resurrect the *Naked Gun* films. A script is being written.

—JEREMY PARSONS

CLOCKWISE FROM TOP RIGHT: TAYLOR HILL/FILMMAGIC; RYAN SWEENEY/OPEN ROAD FILMS/BBJ/BLITZ ENTERTAINMENT; RYAN PLUMMER PHOTOGRAPHY; LARS NIKI/GETTY IMAGES; BIERKER STREET

Attachment 5



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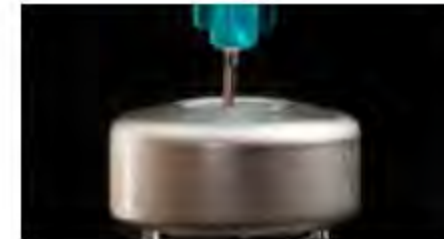


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Worth the hype: 32 things we learned from NFL's wild-card weekend

NATE DAVIS 8:52 a.m. ET Jan. 11



Why the NFL playoffs divisional round is rivalry week
MIKE JONES 6:30 a.m. ET Jan. 11



With nation in chaos, Trump's award for Belichick is a disgusting distraction
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Peter King takes you inside the Browns' roller-coaster week leading up their impressive win against the Steelers in the Wild Card game.

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JT apologizes for slur during Sentry TOC: 'There's just no excuse. I'll be better.'

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Chronic dry eye is a common condition that affects millions of contact lens wearers. It can be so severe that it becomes uncomfortable or difficult for a person to wear their lenses.

In addition to pain or discomfort, dry eye can cause dryness, burning, stinging, redness, or blurry vision.

Eye doctors have traditionally considered that people with [dry eyes](#) may not be good candidates for wearing contact lenses. Due to changing technology, however, this may no longer be the case.

Contact lens options



Medically reviewed by [Timothy J. Legg, Ph.D., CRNP](#)
— Written by [Nicole Galan, RN](#) on February 19, 2017

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John Bacon USA TODAY

Published 9:47 a.m. ET Jan. 11, 2021 | Updated 10:11 a.m. ET Jan. 11, 2021



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Disturbing video shows officer crushed in door by mob storming Capitol

Shocking, disturbing video shows chaos as a police officer is wedged in a doorway by mob storming Capitol. USA TODAY, Wochit

Former Capitol Police Chief Steven Sund says he requested that the National Guard be placed on standby in the days before the [deadly riot at the U.S. Capitol](#) but that House and Senate security officials turned him down.

Sund, who [resigned his post the day after the riot](#), told The Washington Post he had been concerned that the protest planned for Jan. 6 would be larger than expected. Sund said [he asked House and Senate security officials](#) for permission to request that the National Guard be placed on standby.

Sund said House and Senate sergeants at arms told him they were not comfortable with the "optics" of declaring an emergency days before the protest and suggested Sund should informally ask Guard officials to be on alert. Both have since resigned.

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Sund said he pleaded for help five more times as the riot unfolded. A crowd of

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Cleveland Browns beat Pittsburgh Steelers for 1st playoff win since 1994



Jake Trotter
ESPN Staff Writer

9:41 PM ET

The [Cleveland Browns](#) have been dreaming 26 years for a night like this.

Which came after overcoming a nightmare week. And only after avoiding a nightmare finish.

Cleveland jumped to a stunning 28-0 first-quarter lead on Sunday in Pittsburgh, then held on to beat the [Steelers](#) 48-37 for its first playoff victory since 1994.

One week after ending the NFL's longest playoff drought, the Browns also snapped a 17-game losing streak at Heinz Field, which was the third-longest road losing streak to a single opponent in league history.

Cleveland will face the top-seeded [Chiefs](#) in Kansas City in the [AFC divisional round](#) next Sunday.

"I want to congratulate our fans -- I grew up one of them," said Browns special-teams coordinator Mike Priefer, a Cleveland native, who filled in for Kevin Stefanski as acting head coach on Sunday after Stefanski tested positive for COVID-19 last week. "I know what this means."

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Melania Trump says she is 'disappointed and disheartened' by Capitol riot

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30,003 deaths

30° New York City, NY

Today Hourly 10 Day Weekend Monthly Radar Video More Forecasts




If you purchased certain disposable contact lenses for your own use from June 1, 2013 to December 4, 2018, a Settlement could affect your rights.

New York City, NY Weather
as of 9:30 am EST

30°

Fair

5% chance of precip through 10 am



39°/30°

Advertisement

lending

Refinance Calculator

TODAY'S RATE

1.99% APR

Calculate how much you could save

Loan amount
\$400,000

Loan term
15-Year Fixed

Credit score
Excellent

Calculate Payment



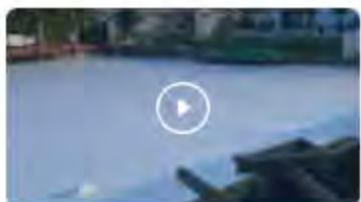

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Today's Forecast for New York City, NY

Morning	Afternoon	Evening	Overnight
31°	37°	34°	32°
			
5%	5%	10%	10%

Next Hours

Top Stories

			
Here's Where Winter Storm Lana Is Headed	We're Watching These	Frozen Lagoon in	Rare Deer Found

Stay Safe

IT'S FLU SEASON

STAY PREPARED

Presented by **CVS pharmacy**

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30° New York City, NY

- Today
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- Weekend
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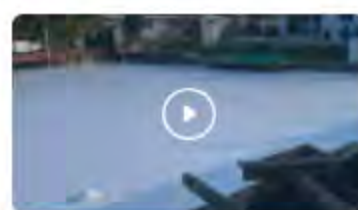

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CORONAVIRUS CENTER

Coronavirus and Your Health

U.S. News helps you navigate how to stay healthy – and cope – during the coronavirus pandemic.

April 6, 2020

Physical Activity After COVID-19

Depending on the length and severity of your symptoms, your physical fitness may have taken a considerable step backward.

Cedric X. Bryant, Ph.D. Dec. 23, 2020



COVID-19 and Diabetic Retinopathy



Barriers Complicate COVID-19 Testing



Healthy and Happy Holidays in a Pandemic



COVID-19, Seizures and Epilepsy

WELLNESS

Best Diets

Jan. 4, 2021

BEST DIETS
USNews

CREDIT

Here are the 2021 expert-reviewed best diet plans to help you lose weight and improve your overall health.

FOOD

U.S. News' 39 Best Diets Overall

The best diets are easy to follow and nutritious – as well as effective for weight loss and preventing diabetes and heart disease.

U.S. News Staff Jan. 4, 2021

FOOD

The 11 Best Diets for Fast Weight Loss

If you want to shed pounds ASAP, these plans deliver – but they aren't necessarily healthy or sustainable.

Lisa Esposito Jan. 4, 2021



Health Rankings

Life's Decisions Made Here.

2020-21 Hospitals Honor Roll

- #1 Mayo Clinic
- #2 Cleveland Clinic
- #3 Johns Hopkins Hospital
- #4 New York-Presbyterian Hospital-Columbia and Cornell
- #4 UCLA Medical Center

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health



Feds 'overpromised and underdelivered' on coronavirus vaccines, state health officials say

As 'messy' rollout continues, states begin to prioritize more people for vaccination

In counties where university classes were in person, Covid-19 cases rose 56%

Coronavirus variant discoveries in UK and South Africa began with a bet of a bottle of wine

Here's how mutations could help the coronavirus evade vaccines

CDC says severe allergic reactions to coronavirus vaccine are rare

Navigating dating with eczema

Latest

Covid-19 vaccination plan 'not working,' former FDA official warns

Toxins in marijuana smoke may be harmful to health, study finds

Worried about your toddler right now? Take a deep breath

The benefits of approaching this year like a total newbie

At this rate, January will be the deadliest month of Covid-19 in the US

Much of US data to catch newest coronavirus variants is several months old

Hospitals thought they'd see Covid-19 vaccine shortages. Sometimes, they have to throw away doses

How vaccinated grandparents should approach visiting loved ones now -- advice from Dr. Wen



▶ Covid-19 kills 1 person every 8 minutes in LA county. Hear from EMTs



▶ Covid-19 safety guidance has changed. Get caught up.

More headlines

One-week US Covid-19 case and death

Science & Health

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health



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AHORA CADA HORA DIARIO RADAR MINUTECAST MENSUAL CALIDAD DEL AIRE

EL TIEMPO AHORA

11:28



72° F

RealFeel® 75°

RealFeel Shade™ 71°

Calidad del aire Buena

Viento SE 6 mi/h

Ráfagas de viento 9 mi/h

Mayormente nublado

MÁS DETALLES →



Si usted compró ciertos lentes de contacto desechables para su propio uso desde el 1 de junio de 2013 hasta el 4 de diciembre de 2018,

CALIDAD ACTUAL DEL AIRE



Buena

La calidad del aire es generalmente aceptable para la mayoría de personas. Sin embargo, los grupos sensibles pueden experimentar síntomas de menores a a moderados por la exposición a largo plazo.

Basado en los contaminantes actuales

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→

NOCHE 11/1



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Principalmente nublado

→

MAÑANA 12/1

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[MENSUAL](#)
[CALIDAD DEL AIRE](#)

EL TIEMPO AHORA

11:28



72°
F

RealFeel® 75°

Mayormente nublado

RealFeel Shade™ **71°**

Calidad del aire **Buena**

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Salud

Síguenos



SALUD



Salud express ¿Cómo diferenciar síntomas de una gripe y el covid-19?



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Publicidad

Nueva variante de covid-19 llega a México

Las autoridades de salud de México informaron el primer caso en el país de la nueva variante de covid-19, detectada por primera vez en el Reino Unido. Detallaron que fue en un ciudadano del Reino Unido de 56 años que llegó a México el 28 de diciembre. Las autoridades rastrean posibles casos de personas que viajaron con él. Aquí tenemos todos los detalles.

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Salud

Siguenos

**SALUD**

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APR 15 Year Fixed | \$400K

Select Loan Amount

\$225,000

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Columna: Después de estar en el banquillo, Jared Goff, de los Rams, juega a pesar del...

The LA Times

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La Liga: Braithwaite no se va del Barcelona

LIGA MX >



CSL

ene 10
1 - 0

Finalizado



CAZ



TOL

ene 10
3 - 1

Finalizado



QUE



PCH

10:00 PM ET
ene 11



JUA

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1.99%
APR 15 Year Fixed | \$400K

Select Loan Amount
\$ 
\$225,000

lendingtree
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Pachuca - FC Juárez,



TRENDING

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HGTV Urban Oasis

HGTV URBAN OASIS 2019



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POLÍTICA

Pelosi confirma proyecto de ley para llevar a juicio político a Trump



CRIMEN Y VIOLENCIA

Un hombre mata a tres y hiere a cuatro en varios tiroteos en el área de Chicago, dice la policía



INMIGRACIÓN

Los deportados guatemaltecos centran su fe en Joe Biden



CRIMEN Y VIOLENCIA

Cuatro fallecidos en varios tiroteos en Illinois



INMIGRACIÓN

Saltarán el muro de la frontera, por muy alto que sea



INMIGRACIÓN

Trump quiere visitar el muro en la frontera

AHORA CADA HORA DIARIO RADAR MINUTECAST MENSUAL CALIDAD DEL AIRE

2 **Previsión de inundaciones costeras** →

EL TIEMPO AHORA

8:47

RealFeel Shade™

52°



49°
F

RealFeel® 52°

Calidad del aire

Excelente

Viento

NO 4 mi/h

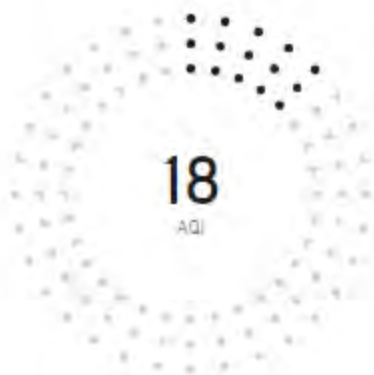
Ráfagas de viento

4 mi/h

Mayormente soleado

MÁS DETALLES →

CALIDAD ACTUAL DEL AIRE



Excelente

La calidad del aire es idónea para la mayoría de personas; puede disfrutar de sus actividades al aire libre con normalidad.

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HOY

11/1



69°
Máx.

RealFeel® 71°

Principalmente soleado

→

NOCHE

11/1



44°
Baja

Principalmente claro

→

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⚠️ 2 Previsión de inundaciones costeras →

EL TIEMPO AHORA

8:47

RealFeel Shade™ 52°



49°
F

RealFeel® 52°

Calidad del aire **Excelente**

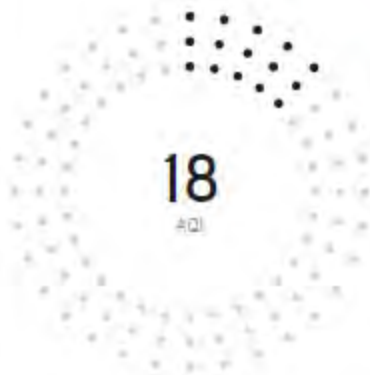
Viento **NO 4 mi/h**

Ráfagas de viento **4 mi/h**

Mayormente soleado

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Máx.

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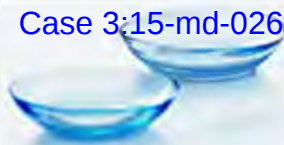
44°
Baja

RealFeel® 44°

Principalmente claro

→

MAÑANA 12/1

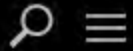


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Alerta en Washington por manifestaciones pro-Trump

Las autoridades de EE.UU. están en alerta máxima por manifestantes pro-Trump que se reúnen este miércoles en Washington, para rechazar los resultados de la elección de Biden.



DONALD TRUMP

Cómo los estadounidenses pueden responsabilizar a Trump



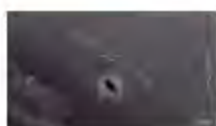
ANÁLISIS

Trump enfrenta vergüenza de un segundo juicio político



MÉXICO

Detectan primer caso de variante de covid-19 en México



DEFENSA

Agencias de EE.UU. deben revelar qué saben sobre ovnis



CORONAVIRUS

Los países más afectados por covid-19 en Latinoamérica



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El futuro de Trump: ¿juicio político vs. Enmienda 25?



EE.UU.

Polémica por la portada de Kamala Harris en Vogue



Noticias Recientes 5 cosas: Trump visitará muro fronterizo y otras noticias

ACCIDENTES

1 hora

Buscan cajas negras tras tragedia aérea en Indonesia

SEGURIDAD

1 hora

Piden fondos federales para la seguridad durante la toma

CES

16 horas

CES 2021: un vistazo a lo que dominará este año

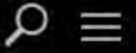
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SEGURIDAD

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Piden fondos federales para la seguridad durante la toma

CES

16 horas

CES 2021: un vistazo a lo que dominará este año

Publicidad



42° Washington, DC

Hoy

Por hora

10 días

Fin de semana

Mensual

Radar

Más pronósticos



Si usted compró ciertos lentes de contacto desechables para su propio uso desde el 1 de junio de 2013 hasta el 4 de diciembre de 2018,

Tiempo en Washington, DC

as of 11:19 a. m. EST

42°

Parcialmente nublado

15% de probabilidad de lluvia hasta las 12 pm



45°/28°

Pronóstico de hoy para Washington, DC

Mañana

37°



--

Tarde

43°



20%

Noche

35°



10%

Madrugada

30°



10%

Próximas horas

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40°



42° Washington, DC

Hoy

Por hora

10 días

Fin de semana

Mensual

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Tiempo en Washington, DC

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42°

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Mañana

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Madrugada

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10%

Próximas horas

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El tiempo en Washington, DC hoy

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TITULARES DE HOY



Pelosi: La Cámara de Representantes votará sobre la impugnación si Pence no actúa para destituir a Trump.

Más cobertura

Trump se enfrenta a demandas para su destitución, pero ¿hay tiempo para actuar?



La aplicación de la vacuna COVID-19 es dolorosamente lenta en los asilos y otros centros de cuidados a largo plazo



Los planes de reabrir algunas escuelas se estancan ya que 1 de cada 3 estudiantes han dado positivo a COVID en L.A.



“La supremacía blanca estuvo a la vista”. El doble estándar en la respuesta de la policía a los disturbios en el Capitolio

CORONAVIRUS en California

2,692,542 Casos confirmados
30,003 Muertes

Actualizado: Noviembre 10, 9:54 p.m. Pacífico

ÚLTIMAS NOTICIAS



ENTRETENIMIENTO

Regresa a la pantalla 'Sex and The City' con cambios en el elenco

Hace 1 hora

DEPORTES

Columna: Después de estar en el banquillo, Jared Goff, de los Rams, juega a pesar del dolor y la duda

Enero 10, 2021


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TITULARES DE HOY



Pelosi: La Cámara de Representantes votará sobre la impugnación si Pence no actúa para destituir a Trump.

Más cobertura

Trump se enfrenta a demandas para su destitución, pero ¿hay tiempo para actuar?



La aplicación de la vacuna COVID-19 es dolorosamente lenta en los asilos y otros centros de cuidados a largo plazo



Los planes de reabrir algunas escuelas se estancan ya que 1 de cada 3 estudiantes han dado positivo a COVID en L.A.



“La supremacía blanca estuvo a la vista”. El doble estándar en la respuesta de la policía a los disturbios en el Capitolio

CORONAVIRUS en California

2,692,542

Casos confirmados

30,003

Muertes

Actualizado: Noviembre 10, 9:54 p.m. Pacífico

ÚLTIMAS NOTICIAS



ENTRETENIMIENTO

Regresa a la pantalla 'Sex and The City' con cambios en el elenco

Hace 1 hora

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Columna: Después de estar en el banquillo, Jared Goff, de los Rams, juega a pesar del dolor y la duda

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NOTICIAS DE ÚLTIMA HORA

Tiempo de transformación y oportunidades

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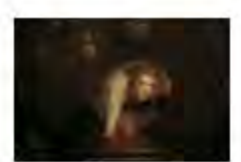
Un reverendo y una estriper se unen para paliar los efectos de las redadas



Los Niños Triquis visitaron a Los Ángeles y Las Vegas para participar en torneos locales



VIDEO: Alianza de El Salvador vence a Tauro y buscará en Panamá pase a cuartos



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VIDEO: Dodgers superan a Azulejos con sencillo de Hernández en el noveno

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VIDEO: ¿Qué significa el derbi angelino de la MLS?



Prepara 'Tata' el Preolímpico



VIDEO: Alianza de El Salvador vence a Tauro y buscará en Panamá pase a cuartos



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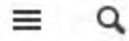
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Una madre y su hijo protagonizan la demanda de divorcio más cara del Reino Unido

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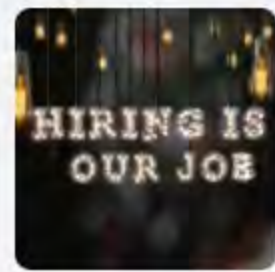
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Attachment 6

Disposable Contact Lens Antitrust Litigation: Sponsored Search Keywords

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Contact Lens Litigation
Contact Lens Lawsuit
Contact Lens Claim
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Johnson & Johnson Class Action

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1-800 Contacts Class Action Settlement | Top Class Actions

Jul 10, 2020 — 12, 2019; Arlington **Contact Lens** Service Inc. or National Vision Inc. ... According to plaintiffs in the class action **lawsuit**, 1-800 Contacts and ...

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alexanderlaw.com/blog/2019/07/settlement-of-bausch-lomb-lens-wearer-class-action/#:~:t...

Bausch & Lomb Will Pay \$10M To Exit Contact Lens Class Action

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Sep 20, 2019 · September 20, 2019. **Bausch & Lomb** (B&L) will pay \$10 million to consumers who allege that the contact lens company conspired with others to raise prices of soft, disposable lenses. The company filed the proposed **settlement** agreement with the court stating that they deny violating any laws and maintain that its conduct was proper.

Bausch Health settles \$1.2 billion suit | Business | The ...

www.journalgazette.net/business/20191217/bausch...

Dec 17, 2019 · It plans to use cash, credit and possibly the capital markets to pay the **settlement**, which totals \$1.21 billion. Company shares were trading in the \$30 range Monday.

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Announcing a Class Action Lawsuit and Settlements Involving ...

www.prnewswire.com/news-releases/announcing-a...

Dec 02, 2019 · JACKSONVILLE, Fla., Dec. 2, 2019 /PRNewswire/ -- The purpose of this notice is to provide information concerning **Settlements** in a **class action** lawsuit with CooperVision, Inc. ("CVI") and **Bausch** ...

2019-09-17 Proposed Order Preliminarily Approving Settlement B-

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Bausch + Lomb was in a lawsuit with Novartis which claimed to have patents on a Bausch + Lomb product called PureVision. On June 26, 2002, a federal judge ruled that Bausch & Lomb did infringe on Ciba Vision (a subsidiary of Alcon) patents.

Bausch & Lomb - Wikipedia

[en.wikipedia.org/wiki/Bausch_+_Lomb#:~:text=Bausch + Lomb was in a lawsuit with,on Ci...](https://en.wikipedia.org/wiki/Bausch_+_Lomb#:~:text=Bausch+Lomb+was+in+a+lawsuit+with,on+Ci...)

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Bausch & Lomb Settles Lawsuit, Takes a Charge - Los Angeles Times



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Contact lens company CooperVision Inc. agrees to pay \$3 million to settle a class action lawsuit alleging that they conspired with competitors to fix prices of disposable lenses.

Reference:

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People also ask

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What is a class action lawsuit?

What is a class member settlement?

CooperVision Will Pay \$3M to Settle ... - Class Action Lawsuits

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CooperVision Will Pay \$3M to **Settle Price-Fixing Class Action**. Follow Article. By Emily Sortor. February 23, 2018. Contact lens company **CooperVision** Inc. agrees to pay \$3 million to settle a **class action lawsuit** alleging that they conspired with competitors to fix prices of disposable lenses.

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www.prnewswire.com/news-releases/announcing-a...

Dec 02, 2019 · The **Settlements** with **CVI** and B&L establish two **Settlement** Funds (\$3 million for **CVI** and \$10 million for B&L). You can file an easy online claim now at

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ABB 401(k) Settlement

<https://abb401ksettlement.com> ▾

Ronald Tussey, et al., v **ABB**, Inc., et al. The purpose of this website is to inform current and former participants and beneficiaries of both the Personal Retirement Investment and Savings Management Plan for Employees of **ABB**, Inc. and the **Personal Retirement Investment and Savings management** Plan for Represented Employees of **ABB**, Inc. about the **settlement** ...

If You Purchased Certain Disposable Contact Lenses for ...

<https://apnews.com/press-release/pr-newswire/law...> ▾

Jan 08, 2021 · The **ABB Settlement Class** includes certain persons and entities residing in the United States who made retail purchases of disposable contact lenses subject to a UPP. For a list of the contact lenses subject to a UPP and the dates of purchase included in the **settlement**...

[PDF] IN THE UNITED STATES DISTRICT ... - ABB 401(k) Settlement

<https://abb401ksettlement.com/wp-content/uploads/...>

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI CENTRAL DIVISION. RONALD TUSSEY, et al., Plaintiffs, v. **ABB**, INC., et al., Defendants. Case No.: 06-CV-04305-NKL. FINAL ORDER AND JUDGMENT Pending before the Court is Plaintiffs' Unopposed Motion for Final Approval of **Class Settlement** ("Motion") of this action (the "Class Action") pursuant to the terms of the **Class Action Settlement** ...

Disposable Contacts Antitrust Litigation - Frequently ...

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By Order dated November 10, 2020, the Court certified the following **Settlement Class** for the **ABB Settlement**: All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by Alcon, JJVC, CVI, or B&L during the **Settlement Class** ...

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Coopervision Class Action Settlement

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CooperVision

Contact Lens Manufacturer



CooperVision, Inc. is a business unit of The Cooper Companies, Inc.. It is a soft contact lens manufacturer. The company was founded in 1980, and it is headquartered in Pleasanton, CA. Its products are sold in over 100 countries.

-  Wikipedia
-  Facebook
-  LinkedIn
-  Official site
-  Instagram

Founded: 1958

Revenue: \$1.100 billion (2011)

Headquarters: Pleasanton, CA

President: Daniel G. McBride

Subsidiaries: TCC Holdings S.à r.l. · CooperVision Surgical, Inc. · CooperVision International Holding Co LP +

Corporate leaders

- 
Wayne Reuben
President
- 
Jerry Warner
Executive VP
- 
Shaun Schooley
VP
- 
Simon Seshadri
SVP
- 
Mark Harty
Executive VP

See more on coopervision.com

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Contact Lens Class Action

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 Ad Purchasers of disposable **contact lenses** between 6/1/2013 and 12/4/2018 may be eligible.

The contact lens class action lawsuit claims that **several manufacturers used "unilateral pricing policies" to institute minimum retail prices for products**. These policies allegedly limited competition from discount and online stores who also sold disposable contact lenses.

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To participate in the Settlement Classes or the Litigation Classes, your purchases must be contact lenses manufactured by any of the following manufacturers: **Alcon, B&L, CVI, or JJVC**. The deadline to exclude yourself from these Settlements was January 31, 2020...

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Attachment 8

If You Purchased Certain Disposable Contact Lenses for Your Own Use From June 1, 2013 to December 4, 2018, this Litigation and a Class Action Settlement Could Affect Your Rights

NEWS PROVIDED BY

United States District Court for the Middle District of Florida →

Jan 12, 2021, 14:36 ET

JACKSONVILLE, Fla., Jan. 8, 2021/PRNewswire/ -- The following statement is being issued regarding In re. Disposable Contact Lens Antitrust Litigation.

A class action settlement has been reached with ABB Optical Group LLC ("ABB"), a distributor of disposable contact lenses manufactured by Alcon Vision LCC f/k/a Alcon Laboratories, Inc. ("Alcon"); Bausch & Lomb, Inc. ("B&L"); Johnson & Johnson Vision Care, Inc. ("JJVC"); and Cooper Vision, Inc. ("CVI").

The lawsuit alleges illegal minimum retail pricing policies adopted by contact lens manufacturers called "Unilateral Pricing Policies," or "UPPs," for the distribution and sale of certain disposable contact lenses. The safety and effectiveness of contact lenses are not at issue in this lawsuit. For more information, visit the website below. Defendants deny they did anything wrong. The Court has not decided who is right.

Notice was previously provided for settlements with B&L and CVI and the formation of "Litigation Classes." ABB has since agreed to a settlement, and the Court has permitted those who purchased only contact lenses manufactured by B&L an additional opportunity to opt-out of the Litigation Classes. If you are a Settlement Class Member, you can participate in the ABB Settlement regardless of whether you participated in the earlier settlements.

Who Is Included?

The ABB Settlement Class includes certain persons and entities residing in the United States who made retail purchases of disposable contact lenses subject to a UPP. For a list of the contact lenses subject to a UPP and the dates of purchase included in the settlement, please visit the website below.

How can I get a payment?

The ABB Settlement will establish a \$30.2 million Settlement Fund. If you already submitted a timely and valid claim for the B&L and/or CVI Settlements, you do not need to submit another claim. You will automatically be included in the ABB Settlement. If you did not submit a claim in either of the earlier settlements, you must submit a claim for the ABB Settlement in order to receive compensation. You will not be able to share in the B&L or CVI Settlements if you did not

submit a timely and valid Proof of Claim in those settlements. You can file a claim at the website. The deadline to file a claim is **March 10, 2021**. The Net Settlement Fund will be distributed at a later stage of this Action. Please be patient and check the website for updates.

Your other options.

If you do not want to be legally bound by the ABB Settlement you must exclude yourself by **March 10, 2021**. In addition, consumers who purchased only contact lenses manufactured by B&L have until **March 10, 2021** to request exclusion from the Litigation Classes. You may object to the ABB Settlement by **March 10, 2021**. The Detailed Notice explains how to exclude yourself or object. The Court has yet to set a date and time for the fairness hearing on final approval of the settlement and any motions for fees and costs. As soon as the Court schedules the fairness hearing, the website will be updated with the date, time, location, and means of attendance. At the time of the hearing, Lead Counsel will ask the Court for attorneys' fees of up to one-third (33.3%) of the ABB, B&L, and CVI Settlement Funds, after payment of Court-approved costs and expenses. In addition, Lead Counsel will ask the Court for reimbursement of costs and expenses for their work in this Action, and may also seek service awards for the Class Representatives, all subject to the Court's approval. You may appear at the hearing, yourself or through an attorney you hire, but you don't have to. For more information, call or visit the website.

www.ContactLensSettlement.com

1-877-253-3649

SOURCE United States District Court for the Middle District of Florida

Related Links

<http://www.ContactLensSettlement.com>

Si compró ciertos lentes de contacto desechables para uso personal entre el 1 de junio de 2013 y el 4 de diciembre de 2018, este litigio y un acuerdo de demanda colectiva podrían afectar sus derechos.

USA - español ▼

NEWS PROVIDED BY

United States District Court for the Middle District of Florida →

Jan 12, 2021, 09:59 ET

JACKSONVILLE, Florida, 12 de enero de 2021 /PR Newswire/ -- Se está emitiendo la siguiente declaración con respecto a *litigios antimonopolio en los lentes de contacto desechables*.

Se ha llegado a un acuerdo de demanda colectiva con ABB Optical Group LLC ("ABB"), un distribuidor de lentes de contacto desechables fabricados por Alcon Vision LCC, anteriormente llamado Alcon Laboratories, Inc. ("Alcon"); Bausch & Lomb, Inc. ("B&L"); Johnson & Johnson Vision Care, Inc. ("JJVC"); y Cooper Vision, Inc. ("CVI").

La demanda alega políticas ilegales de fijación de precios minoristas mínimos adoptadas por los fabricantes de lentes de contacto, denominadas "Políticas unilaterales de fijación de precios" (o "UPP", por sus siglas en inglés), para la distribución y venta de determinados lentes de contacto desechables. La seguridad y la eficacia de los lentes de contacto no están en discusión en esta demanda. Para obtener más información, visite el sitio web que figura más abajo. Los acusados niegan haber hecho algo ilícito. El tribunal no ha decidido quién tiene razón.

Anteriormente, se envió una declaración sobre los acuerdos con B&L y CVI, y sobre la constitución de "demandas colectivas" Desde entonces, ABB acordó llegar a un acuerdo y el tribunal otorgó a quienes compraron únicamente lentes de contacto fabricados por B&L una oportunidad adicional de excluirse de las demandas colectivas. Si usted es miembro de la demanda colectiva, puede participar en el acuerdo de ABB independientemente de si participó en los acuerdos anteriores.

¿Quién está incluido?

El acuerdo de demanda colectiva de ABB incluye a determinadas personas y entidades residentes en los Estados Unidos que realizaron compras minoristas de lentes de contacto desechables sujetos a una UPP. Para obtener una lista de los lentes de contacto que están sujetos a una UPP y las fechas de compra incluidas en el acuerdo, por favor visite el sitio web a continuación.

¿Cómo puedo recibir un pago?

El acuerdo de ABB estipulará un fondo del acuerdo de \$ 30.2 millones. Si ya presentó un reclamo oportuno y válido para los acuerdos de B&L y/o CVI, no es necesario que presente otro reclamo. Usted será incluido automáticamente en el acuerdo de ABB. Si usted no presentó un reclamo en ninguno de los acuerdos anteriores, debe presentar un reclamo para el acuerdo de ABB a fin de recibir una compensación. Usted no podrá recibir pagos por los acuerdos de B&L o CVI si no presenta un comprobante de reclamo válido realizado en forma oportuna para esos acuerdos. Puede presentar un reclamo en el sitio web. La fecha límite para presentar un reclamo es el **10 de marzo de 2021**. El fondo neto del acuerdo se distribuirá en una etapa posterior de esta demanda colectiva. Le rogamos que sea paciente y visite regularmente el sitio web para conocer las novedades.

Sus otras opciones

Si no desea estar legalmente obligado por el acuerdo de ABB, debe excluirse antes del **10 de marzo de 2021**. Además, los consumidores que compraron solamente lentes de contacto fabricados por B&L tienen tiempo hasta el **10 de marzo de 2021** para solicitar su exclusión de las demandas colectivas. Usted puede presentar una objeción al acuerdo de ABB antes del **10**

de marzo de 2021. En la notificación detallada se explica cómo excluirse o presentar una objeción. El tribunal aún no ha fijado la fecha y la hora de la audiencia de imparcialidad con ocasión de la aprobación definitiva del acuerdo y de las mociones de honorarios y gastos. Tan pronto como el tribunal programe la audiencia imparcial, en el sitio web se actualizará la fecha, hora, ubicación y los medios de asistencia. En el momento de la audiencia, el abogado principal solicitará al tribunal los honorarios de los abogados por hasta un tercio (33.3 %) del fondo del acuerdo de ABB, B&L, y CVI, después de que se realice el pago de los costos y gastos aprobados por el tribunal. Además, el abogado principal solicitará al tribunal el reembolso de los costos y gastos por su trabajo en esta demanda colectiva, y también podría solicitar adjudicaciones de servicio para los representantes de la demanda colectiva, todo sujeto a la aprobación del tribunal. Usted puede comparecer en la audiencia, en persona o a través de su abogado, pero no es obligatorio hacerlo. Para obtener más información, llame o visite el sitio web.

www.ContactLensSettlement.com

1-877-253-3649

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Attachment 9

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

If You Purchased Certain Disposable Contact Lenses For Your Own Use From June 1, 2013 to December 4, 2018, this Litigation and a Class Action Settlement Could Affect Your Rights.

A federal court has authorized this Notice. This is not a solicitation from a lawyer.

Please read this Notice carefully and in its entirety. You may be a member of the Classes described below and your rights may be affected by a pending class action lawsuit. This Notice advises you of your options regarding the class action and the Settlement.

The purpose of this Notice is to provide information regarding a settlement with ABB Optical Group LLC (“ABB”) and also to notify certain consumers of an extended period of time in which they can opt-out of the Litigation Classes. ABB is an authorized distributor of disposable contact lenses manufactured by Alcon Vision LCC f/k/a Alcon Laboratories, Inc. (“Alcon”); Bausch & Lomb, Inc. (“B&L”); Johnson & Johnson Vision Care, Inc. (“JJVC”); and Cooper Vision, Inc. (“CVI”) (collectively the “Manufacturers”) who adopted “Unilateral Pricing Policies” (or “UPPs”) on certain brands of disposable contact lenses. ABB and the Manufactures are or were Defendants in antitrust litigation regarding the UPPs.

In 2019, notice was provided regarding settlements with B&L and CVI and on the formation of the Litigation Classes. ABB has since agreed to a settlement and the Court has permitted those who purchased only contact lenses manufactured by B&L an additional opportunity to opt-out of the Litigation Classes. If you are a Settlement Class Member, you can participate in the ABB Settlement regardless of whether you did or did not participate in the B&L and/or CVI Settlement(s).

This Notice provides you with a deadline to object to the ABB Settlement and an opportunity to exclude yourself. This Notice also provides consumers who purchased only contact lenses manufactured by B&L (and are also a member of the Litigation Classes) with an extended deadline to request to be excluded from the Litigation Classes.

If you already submitted a timely and valid Proof of Claim for the B&L and/or CVI Settlements, you do not need to submit another Proof of Claim. You will automatically be included in the ABB Settlement. If you did not submit a timely and valid Proof of Claim as part for the B&L and/or CVI Settlement(s), you must submit a Proof of Claim in order to share in the ABB Settlement by **March 10, 2021**. You will not be able to share in the B&L Settlement if you did not submit a timely and valid Proof of Claim in the B&L Settlement, and you will not be able to share in the CVI Settlement if you did not submit a timely and valid Proof of Claim in the CVI Settlement. See below for how to file your claim.

Please do not call or write the court. If you have any questions after reading this Notice, you should contact lead counsel or the administrator, as discussed further below.

IMPORTANT

To participate in the ABB Settlement Class, your purchases must be of certain disposable contact lenses (listed below in Paragraph 18) manufactured by any of the following manufacturers: Alcon, B&L, CVI, or JJVC, between June 1, 2013 and December 4, 2018.

You must decide at this time if you want to exclude yourself from (1) the ABB Settlement Class described in this Notice; and/or (2) the Litigation Classes (if you are a consumer who *purchased only* contact lenses manufactured by B&L), as defined below in Paragraph 11. More detailed information about opting-out can be found in Paragraphs 35-52 below.

If you exclude yourself from the Settlement Class, you will not be eligible for any benefits from the ABB Settlement. If you exclude yourself from the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), you will not be eligible for benefits from any future settlements with or judgments in this Action.

WHAT IS THIS LAWSUIT ABOUT?

1. This multidistrict antitrust litigation was centralized before this Court on June 10, 2015, by order of the United States Judicial Panel on Multidistrict Litigation (“MDL Panel”) (ECF No. 1; Transfer Order). It arises out of minimum retail pricing policies adopted by contact lenses manufacturers starting in June 2013 with regard to the distribution and sale of certain contact lenses. These policies were referred to as “Unilateral Pricing Policies” (“UPP”) by the Defendants. The operative complaint, filed on March 1, 2017, alleges that the Defendants used the UPPs to restrain competition from discount and online stores on consumer prices in the retail market for disposable contact lenses.¹ The safety and effectiveness of contact lenses manufactured by the Defendants are not at issue in this litigation.

2. The Class Representatives allege claims for violations of (1) the United States Sherman Act, 15 U.S.C. §§ 1 and 3; (2) the California Cartwright Act, Cal. Bus. & Prof. Code §§ 16720, *et seq.*; (3) the Maryland Antitrust Act, Md. Com. Law §§ 11-201, *et seq.*; (4) the California Unfair Competition Law, Cal. Bus. & Prof. Code §§ 17200, *et seq.*; and (5) the Maryland Consumer Protection Act, Md. Com. Law §§ 13-301, *et seq.*

3. A settlement was reached with CVI for \$3 million on August 30, 2017 (the “CVI Settlement”), and the Court preliminarily approved that settlement on July 10, 2018 (ECF No. 841). In that preliminary approval order, the Court deferred “consideration and approval of the proposed forms of Notice and Summary Notice, Proof of Claim and Release Form, the Plan of Allocation, the Fee and Expense Application, and Plaintiffs’ Service Award Application” until “after (i) settlement with other Defendants are reached and have been granted preliminary approval; and/or (ii) the Court rules on Plaintiffs’ pending Motion to Certify Class and an interlocutory appellate review of such ruling is exhausted.” The Court provided final approval of the CVI settlement on March 4, 2020 (ECF No. 1164).

4. A settlement was reached with B&L for \$10 million on August 19, 2019 (the “B&L Settlement”), and the Court preliminarily approved that settlement on October 8, 2019 (ECF No. 1046), and the Court granted final approval of the B+L settlement on March 4, 2020 (ECF No. 1164).

5. The Court certified the Litigation Classes on December 4, 2018 (ECF No. 940) and the last of Defendants’ requests for interlocutory appellate review was denied by the United States Court of

¹ Please note that this Notice does not describe all of the claims and defenses asserted by the Class Representatives. The operative complaint is posted on the website, www.ContactLensSettlement.com.

Appeals for the Eleventh Circuit on June 20, 2019. The Court subsequently issued a Notice apprising consumers of the CVI and B&L Settlements and its certification of the Litigation Classes.

6. This Notice is now being issued because another Defendant, ABB reached a settlement for \$30.2 million on September 22, 2020, and the Court preliminarily approved that settlement on **November 10, 2020** (ECF No. 1224).

WHO IS THE DEFENDANT, WHY IS THERE A SETTLEMENT, AND WHY IS THERE ONGOING LITIGATION?

7. The settling Defendant is ABB (ABB Optical Group LLC). B&L and CVI previously settled this action. The Non-Settling Defendants are Alcon (Alcon Vision, LLC), and JJVC a/k/a/ “Vistakon” (Johnson & Johnson Vision Care, Inc.).

8. The Court has not decided any issue on the merits in favor of the Class Representatives or ABB. Instead, the Class Representatives and ABB engaged in lengthy negotiations and have agreed to the Settlement. By agreeing to settle, the parties avoid the costs and uncertainty of a trial, and the Settlement Class Members affected will get a chance to receive compensation. The Class Representatives and their attorneys think the Settlement is best for all members of the Settlement Class. The proposed Settlement does not mean that any law was broken or that ABB did anything wrong.

9. The Action remains ongoing against the Non-Settling Defendants. Lead Counsel will have to prove the Class Representatives’ claims in Court. Alternatively, the Action may be resolved in favor of the Non-Settling Defendants, in which case no additional money would become available. There is no guarantee as to what will happen.

THE CLASS REPRESENTATIVES AND THE CLASSES

10. In a class action, one or more people called “Class Representatives” sue on behalf of themselves and other people with similar claims. All of these people together are the “class” or “class members.” The Class Representatives are: Rachel Berg, Alexis Ito, Miriam Pardoll, Jennifer Sineni, Joseph Felson, Tamara O’Brien, Susan Gordon, Catherine Dingle, Elyse Ulino, Amanda Cunha, Sheryl Marean, Brett Watson, Kathleen Schirf, Cora Beth Smith, and John Machikawa. Class actions avoid the necessity of each member of a class having to file his, her, or its own separate lawsuit to obtain relief. Class actions are used to decide legal and factual issues that are common to all members of a class, and one court resolves the issues for all class members, except for those who exclude themselves from the class(es).

11. By Order dated December 4, 2018 (ECF No. 940), the Court certified the following Litigation Classes:

Horizontal Class:

All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by Alcon, JJVC, or B&L from June 1, 2013 to the present (the “Class Period”) for their own use and not for resale, where the prices for such contact lenses were subject to a “Unilateral Pricing Policy” and the purchase occurred during the period when the Unilateral Pricing Policy was in effect. Excluded from the Class are any purchases from 1-800 Contacts of disposable contact lenses subject to B&L’s Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015. Also excluded from the Class are Defendants, their parent companies, subsidiaries and affiliates, any coconspirators, all governmental entities, and any judges or justices assigned to hear any aspect of this action.

The Horizontal Class consists of the following subclasses:

(1) Maryland Subclass:

All persons and entities residing in Maryland who made retail purchases of disposable contact lenses manufactured by Alcon, JJVC, or B&L from June 1, 2013 to the date the Court certifies the Class for their own use and not for resale, where the prices for such contact lenses were subject to a "Unilateral Pricing Policy" and the purchase occurred during the period when the Unilateral Pricing Policy was in effect. Excluded from the Class are any purchases from 1-800 Contacts of disposable contact lenses subject to B&L's Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015. Also excluded from the Class are Defendants, their parent companies, subsidiaries and affiliates, any coconspirators, all governmental entities, and any judges or justices assigned to hear any aspect of this action.

(2) California Subclass:

All persons and entities residing in California who made retail purchases of disposable contact lenses manufactured by Alcon, JJVC, or B&L from June 1, 2013 to the date the Court certifies the Class for their own use and not for resale, where the prices for such contact lenses were subject to a "Unilateral Pricing Policy" and the purchase occurred during the period when the Unilateral Pricing Policy was in effect. Excluded from the Class are any purchases from 1-800 Contacts of disposable contact lenses subject to B&L's Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015. Also excluded from the Class are Defendants, their parent companies, subsidiaries and affiliates, any coconspirators, all governmental entities, and any judges or justices assigned to hear any aspect of this action.

Vertical Classes:

(1) The JJVC Class

All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by JJVC from June 1, 2013 to the date the Court certifies the Class for their own use and not for resale, where the prices for such contact lenses were subject to a "Unilateral Pricing Policy" and the purchase occurred during the period when the Unilateral Pricing Policy was in effect. Excluded from the Class are Defendants, their parent companies, subsidiaries, and affiliates, any co-conspirators, all governmental entities, and any judges, justices, or jurors assigned to hear any aspect of this action.

(2) The Alcon Class:

All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by Alcon from June 1, 2013 to the date the Court certifies the Class for their own use and not for resale, where the prices for such contact lenses were subject to a "Unilateral Pricing Policy" and the purchase occurred during the period when the Unilateral Pricing Policy was in effect. Excluded from the Class are Defendants, their parent companies, subsidiaries, and affiliates, any co-conspirators, all governmental entities, and any judges, justices, or jurors assigned to hear any aspect of this action.

(3) The B&L Class:

All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by B&L from June 1, 2013 to the date the Court certifies the Class for their own use and not for resale, where the prices for such contact lenses were subject to a "Unilateral Pricing Policy" and the purchase occurred during the period when the Unilateral Pricing Policy was in effect. Excluded from the Class are any purchases from 1-800 Contacts of

disposable contact lenses subject to B&L's Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015. Also excluded from the Class are Defendants, their parent companies, subsidiaries and affiliates, any co-conspirators, all governmental entities, and any judges or justices assigned to hear any aspect of this action.

12. By Order dated **November 10, 2020** (ECF No. 1224), the Court certified the following Settlement Class for the ABB Settlement:

All persons and entities residing in the United States who made retail purchases of disposable contact lenses manufactured by Alcon, JJVC, CVI, or B&L during the Settlement Class Period for their own use and not for resale, where the prices for such contact lenses were subject to a "Unilateral Pricing Policy" and the purchase occurred during the period when the Unilateral Pricing Policy was in effect.

Excluded from the Settlement Class are any purchases from 1-800 Contacts of disposable contact lenses subject to B&L's Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015. Also excluded from the Settlement Class are Defendants, their parent companies, subsidiaries and affiliates, any alleged co-conspirators, all governmental entities, and any judges or justices assigned to hear any aspect of this action.

The Settlement Class Period is from June 1, 2013 to December 4, 2018.

13. You may be a member of one or more of the Classes. If you are a member of one or more of the Classes, your rights will be affected by this Action. If you do not meet any of the class definitions, this Notice does not apply to you. If you are uncertain whether you are a member of any of the Classes, contact Lead Counsel listed in Paragraph 57, the Administrator, or your own attorney.

14. This notice is not an admission by Defendants or an expression of any opinion by the Court as to the merits of the claims made in this Action, or a finding by the Court that the claims asserted by the Class Representatives in this Action are valid. This Notice is intended solely to inform you of the pendency of this Action and of your rights in connection with it, including the right to request exclusion from the Settlement Class or to object to the ABB Settlement. Defendants have denied all claims and contend that they are not liable for the harm alleged by the Class Representatives.

15. The Class definitions may be subject to change by the Court pursuant to Rule 23 of the Federal Rules of Civil Procedure.

ARE YOU A MEMBER OF ONE OR MORE OF THE CLASSES?

16. You are a member of one or more of the Classes if you purchased disposable contact lenses manufactured by one of the Defendant Manufacturers for your personal use (*i.e.*, not for resale), the purchase(s) occurred during the period when the Unilateral Pricing Policy, or UPP, was in effect, and those disposable contact lenses were subject to a UPP.

17. You are *not* a member of any of the Classes if you purchased disposable contact lenses (a) manufactured by a company other than the named Defendants, (b) for resale, (c) that were not subject to a UPP, or (d) at a period when the UPP was not in effect. You are also *not* a member of any of the Classes if you are (i) one of the Defendants, their parent companies, subsidiaries or affiliates, or an alleged co-conspirator, (ii) a governmental entity, (iii) counsel for the parties, or (iv) a judge or justice assigned to hear any aspect of this Action.

18. The disposable contact lenses that were subject to the UPPs, and the period during which each UPP was in effect, are set forth below:

#	Contact Lens	UPP Price	Time Period in Effect
Alcon			
1	Air Optix Colors	6 Pack: \$84.00	April 2014 - December 2016
		2 Pack: \$30.00	June 2015 - December 2016
2	Dailies AquaComfort Plus Multifocal	30 Pack: \$39.00	January 2014 - December 2016
		90 Pack: \$89.00	
3	Dailies AquaComfort Plus Toric	30 Pack: \$34.00	January 2014 - December 2016
		90 Pack: \$79.00	
4	Dailies Total 1	30 Pack: \$39.00	June 2013 - December 2016
		90 Pack: \$95.00	
5	Dailies Total 1 Multifocal	30 Pack: \$50.00	July 2016 - December 2016
		90 Pack: \$124.00	
B&L			
6	BioTrue ONEday for Presbyopia	30 Pack: \$33.00	June 2014 - February 2017
		90 Pack: \$89.00	December 2016 - February 2017
7	Ultra	6 Pack: \$60.00	February 2014 - February 2017
8	Ultra for Presbyopia	6 Pack: \$85.00	March 2016 - February 2017
Excluded from the Class are any purchases from 1-800 Contacts of disposable contact lenses subject to B&L's Unilateral Pricing Policy, where the purchase occurred on or after July 1, 2015.			
CVI			
9	Biofinity Energys	6 Pack: \$60.00	July 2016 - December 2017
10	Biofinity XR Toric	6 Pack: \$140.00	January 2016 - March 2017
11	Clariti 1 Day	90 Pack: \$65.00	January 2014 - March 2017
12	Clariti 1 Day Multifocal	30 Pack: \$39.00	January 2014 - March 2017
		90 Pack: \$89.00	
13	Clariti 1 Day Toric	30 Pack: \$34.00	January 2014 - March 2017
		90 Pack: \$79.00	
14	MyDay	90 Pack: \$85.00	June 2015 - March 2017
		180 Pack: \$149.00	
JJVC			
15	1-Day Acuvue Define	30 Pack: \$40.00	March 2015 - April 2016
		90 Pack: \$94.00	
16	1-Day Acuvue Moist	30 Pack: \$33.00	August 2014 - April 2016
		90 Pack: \$63.50 - \$66.00	August 2014 - April 2016

Questions? Call 1-877-253-3649 or visit www.ContactLensSettlement.com

		720 Pack: \$450.00 - \$460.00	November 2014 - April 2016
17	1-Day Acuvue Moist for Astigmatism	30 Pack: \$34.50 - \$36.00	August 2014 - April 2016
		90 Pack: \$82.50 - \$85.50	October 2014 - April 2016
		720 Pack: \$600.00	June 2015 - April 2016
18	1-Day Acuvue Moist Multifocal	30 Pack: \$45.00	May 2015 - April 2016
		90 Pack: \$99.00	
19	1-Day Acuvue TruEye	90 Pack: \$82.50	August 2014 - April 2016
		720 Pack: \$610.00	November 2014 - April 2016
20	Acuvue Oasys for Astigmatism	6 Pack: \$40.00 - \$41.50	August 2014 - April 2016
		48 Pack: \$270.00 - \$280.00	June 2015 - April 2016
21	Acuvue Oasys for Presbyopia	6 Pack: \$40.00 - \$41.50	August 2014 - April 2016
22	Acuvue Oasys with Hydraclear	6 Pack: \$36.00	October 2014 - April 2016
		12 Pack: \$67.50 - \$70.00	July 2014 - April 2016
		24 Pack: \$110 - \$114.50	August 2014 - April 2016
		54 Pack: \$210.00 - \$218.00	
23	Acuvue Oasys with Hydraluxe (a/k/a 1-Day Acuvue Oasys)	90 Pack: \$88.50	August 2015 - April 2016

19. If you are not sure whether you are included in the Classes, you may call 877-253-3649 with questions or visit www.ContactLensSettlement.com. You may also write with questions to Disposable Contact Lens Settlement Administrator, P.O. Box 2995, Portland, OR 97208-2995 or email info@ContactLensSettlement.com.

OVERVIEW OF THE LITIGATION TO DATE

20. On October 7, 2015, the Court granted Class Representatives' motion appointing Hausfeld LLP, Scott+Scott Attorneys at Law LLP, and Robins Kaplan LLP as interim lead counsel. (ECF No. 116).

21. On November 23, 2015, Lead Counsel, on behalf of Class Representatives, filed the Consolidated Class Action Complaint ("Consolidated Complaint").

22. On December 23, 2015, Defendants filed their Motion to Dismiss the Consolidated Complaint. (ECF No. 146). Following briefing and oral argument, the Court denied Defendants' motion. (ECF Nos. 185, 190). On July 27, 2016, Defendants filed their Answers and Affirmative Defenses. (ECF Nos. 266-70).

23. The operative complaint, Plaintiffs' Interlineation to Corrected Consolidated Class Action Complaint (ECF No. 395; Complaint), was filed on March 1, 2017.

24. On December 4, 2018 (ECF No. 940), the Court issued an Order certifying the Litigation Classes, appointing Hausfeld LLP, Scott+Scott, Attorneys at Law, LLP, and Robins Kaplan LLP as Lead Counsel, and formally designated the plaintiffs as the Class Representatives for the Litigation Classes.

The Court's Order certifying the Litigation Classes does not guarantee Class Members will receive money or benefits; that will be decided later in the Action.

25. The \$3 million CVI Settlement was reached on August 30, 2017, and the \$10 million B&L Settlement was reached on August 19, 2019. The Court preliminarily approved the B&L and CVI Settlements on July 10, 2018 (ECF No. 841) and October 8, 2019 (ECF No. 1046), respectively.

26. In 2019, notice was provided regarding the B&L and CVI Settlements and the formation of Litigation Classes. On February 25, 2020, the Court held a Fairness Hearing. On March 4, 2020, the Court issued an Order granting final approval and a final judgment for the B&L and CVI Settlements (ECF No. 1164).

27. On November 27, 2019, the Court denied the Defendants' motions for summary judgment (ECF No. 1091). The Court has not yet made a ruling on the merits of the allegations made in the Complaint or on Defendants' denials and defenses. The Action is ongoing and a trial date has not been set.

SETTLEMENT BENEFITS

28. The ABB Settlement will establish a Settlement Fund totaling \$30.2 million that will be used to pay eligible Settlement Class Members who submit valid claims or already submitted a valid claim to the B&L and/or CVI Settlement(s). The cost to administer the ABB Settlement, attorneys' fees, service payments for the Class Representatives (if any are requested and approved by the Court), taxes and other expenses approved by the Court will come out of the Settlement Fund. The Settlement requires ABB to deposit \$500,000 into an Escrow Account within 15 days following Preliminary Approval. ABB will then deposit the remainder of the Settlement Amount (\$29,700,000) into the Escrow Account as follows: 50% of the remainder (\$14,850,000) by April 15, 2021, and 50% of the remainder, (\$14,850,000) by January 14, 2022.

29. In order to minimize the administrative expenses, Class Representatives intend to distribute the Net Settlement Funds for the ABB, B&L, and CVI Settlements at a later stage of the case, such as after any future settlement with or judgment against the Non-Settling Defendants.² Please be patient.

30. The ABB Net Settlement Fund will be distributed to qualifying members of the ABB Settlement Class *pro rata* (proportional share). Lead Counsel estimates that there are up to 40 million purchasers of disposable contact lenses that were subject to Defendants' UPPs. In the event that Lead Counsel determines that it will be economically infeasible to directly distribute the ABB Net Settlement Fund to the ABB Settlement Class, they may propose alternative plans of distribution to the Court, including a *cy pres* distribution, of the ABB Net Settlement Fund. In the event that Lead Counsel propose an alternative plan of distribution to the Court, the motion will be posted at www.ContactLensSettlement.com, and an email will be sent to any email address registered with the Administrator prior to the hearing on the motion.

31. Settlement Class Members will have the option to comment on or object to any aspect of the ABB Settlement at the Fairness Hearing (see "The Fairness Hearing," below).

32. If you already submitted a timely and valid Proof of Claim as part of the earlier B&L and/or CVI Settlement(s), you do not need to submit another Proof of Claim. You will automatically be included in the ABB Settlement to receive a payment from the ABB Net Settlement Fund. However, if

² Net Settlement Fund(s) means the money paid by the Settling Defendant(s) plus any interest and income earned and less any attorneys' fees, expenses, and service awards permitted by the Court (if requested), (ii) class notice and administration expenses, (iii) taxes and tax expenses, and (iv) any other fees or expenses approved by the Court. ABA Settlement at ¶ 1.16; B&L Settlement at ¶ 1.16; CVI Settlement at ¶ 1.17. The Settlements are available for review at www.ContactLensSettlement.com.

you did not submit a timely and valid Proof of Claim as part of either of the B&L and/or CVI Settlement(s), you must submit a Proof of Claim to share in the ABB Net Settlement Fund by **March 10, 2021**. You will not be able to share in the B&L Settlement if you did not submit a timely and valid Proof of Claim in the B&L Settlement, and you will not be able to share in the CVI Settlement if you did not submit a timely and valid Proof of Claim in the CVI Settlement. Claims may be submitted online at www.ContactLensSettlement.com. The deadline to file your Proof of Claim is **March 10, 2021**.

33. Unless you exclude yourself from the ABB Settlement Class, you will give up your right to sue ABB for the claims being resolved by the Settlement. The specific claims (“Released Claims”) you are giving up against ABB and its related parties are described in paragraphs 1.28, 1.30, and 7.1 of the ABB Settlement Agreement. The ABB Settlement Agreement is available at www.ContactLensSettlement.com.

34. If you have any questions, you can talk to Lead Counsel listed herein for free or you can, of course, talk to your own lawyer about what this means.

EXCLUDING YOURSELF FROM THE ABB SETTLEMENT AND/OR THE LITIGATION CLASSES

35. If you are a member of the ABB Settlement Class, you have the right to decide whether to remain a member of the ABB Settlement Class. You must decide at this time if you want to exclude yourself from the ABB Settlement Class.

36. If you purchased *only* contact lenses manufactured by B&L, you have an additional opportunity to decide whether to remain a member of the Litigation Classes. You must decide at this time if you want to exclude yourself from the Litigation Classes.

37. **Excluding Yourself from the ABB Settlement Class:** If you want to keep the right to file or maintain your own lawsuit against ABB about the Released Claims, then you must take steps to get out of the Settlement with ABB. This is called excluding yourself – or sometimes referred to as opting out of the class. If you ask to be excluded from the ABB Settlement, you will not receive any benefits from the ABB Settlement, and you cannot object to the ABB Settlement Agreement.

38. **Excluding Yourself from the Litigation Classes if You are a Consumer who purchased only Contact Lenses Manufactured by B&L:** If you are included in the definition of any of the Litigation Classes and you want to sue the Defendants on your own about the claims alleged by Class Representatives in this Action, you must exclude yourself from the Litigation Classes. If you exclude yourself, you won’t get any money from future distributions if Class Representatives obtain any money as a result of a trial or any future settlements.

39. If you have a pending or contemplated lawsuit against any of the Defendants involving the same legal issues in this Litigation or the Released Claims in the ABB Settlement Agreement, speak to your lawyer immediately. You must exclude yourself from the ABB Settlement in order to continue or initiate your own lawsuit against ABB. You must exclude yourself from the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L) in order to continue or initiate your own lawsuit.

40. You must request exclusion in accordance with the procedures set forth in Paragraphs 45-52.

41. *If you purchased only contact lenses manufactured by B&L and want to remain a member of the Litigation Classes, you do not need to do anything at this time other than to retain your documentation reflecting your purchases of disposable contact lenses subject to a UPP during the Class Period, as discussed in Paragraph 43 below.*

42. *If you are a member of the ABB Settlement Class and you did not submit a Proof of Claim to the B&L and/or CVI Settlement(s), you must submit a Proof of Claim no later than March 10, 2021, in order to participate in any distribution of funds from the ABB Settlement. If you already submitted a timely and valid Proof of Claim to the B&L and/or CVI Settlement(s), you do not need to submit another Proof of Claim.*

43. Your decision is important for the following reasons:

- a. **If you choose to remain a member of the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L),** you will be bound by all past, present and future orders and judgments in this Action, whether favorable or unfavorable. If any money is awarded, either through a settlement with Defendants or a judgment of the Court after a trial, you may be eligible to receive a share of that award. However, if you remain a member of the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased contact lenses manufactured by B&L only), you may not pursue a lawsuit on your own behalf with regard to any of the legal claims in this Action. Pursuant to Rule 23(e)(4) of the Federal Rules of Civil Procedure, it is within the Court's discretion whether to allow a second opportunity to request exclusion from the Litigation Classes if there is a settlement in the Action involving the claims of the members of the Litigation Classes. Please note that if you remain a member of the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), you will not be personally responsible for Lead Counsel's attorneys' fees or costs. Lead Counsel has agreed to represent the Classes on a contingent fee basis, which means that they will be awarded fees and costs to be approved by the Court only if they succeed in obtaining a recovery from one or more Defendants. Any attorneys' fees for Lead Counsel will be awarded by the Court. As a member of ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), you will be represented by Lead Counsel. Alternatively, you may remain a member of the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L) and elect to be represented by counsel of your own choosing. If you do retain separate counsel, you will be responsible for that attorney's fees and expenses.
- b. **If you choose to be excluded from the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L),** you will not be bound by any orders or judgment in this Action applicable to the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), to which you exclude yourself, nor will you be eligible to share in any recovery that might be obtained on behalf of the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L) to which you exclude yourself. You will retain any right you have to individually pursue any unreleased legal rights that you may have against Defendants. Please refer to Paragraphs 42-52 if you would like to request exclusion from ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L).

44. Members of the respective Classes will be eligible to participate in any recovery that might be obtained on their behalf. While this Notice is not intended to suggest any likelihood that the Class Representative or members of the Litigation Classes will obtain any recovery, should there be a recovery, members of the Litigation Classes may be required to support their requests to participate in the distribution of the recovery by demonstrating their membership in of the Litigation Classes and

documenting their purchases of disposable contact lenses subject to UPPs during the Class Period. ***For this reason, please be sure to keep all records of your contact lens purchases.***

HOW TO EXCLUDE YOURSELF

45. To exclude yourself from the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), you must file a timely written request for exclusion (“Request for Exclusion”) by mailing a letter or sending an email to the Administrator.

46. Your Request for Exclusion must:

- a. Be in writing;
- b. Be signed by you or your authorized representative;
- c. State your name, address, and phone number;
- d. Include (i) proof of membership in the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), and (ii) a signed statement that says “I/we hereby request that I/we be excluded from (one or more of the following) classes in *In Re: Disposable Contact Lens Antitrust Litigation*, 3:15-md-02626-HES-JRK (M.D. Fl.):
The ABB Settlement Class; *and/or*
The Litigation Classes; and
- e. Be mailed or emailed to the Claims Administrator at the address provided below and postmarked no later than **March 10, 2021**.

Disposable Contact Lens Settlement Administrator
EXCLUSIONS
P.O. Box 2995
Portland, OR 97208-2995

Or

info@ContactLensSettlement.com

47. ***In the event that you wish to be excluded from the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L), you must specify which class or classes are the subject of your exclusion request. If your exclusion request does not specify the class or classes from which you wish to be excluded, you may be excluded from both.***

48. You must also provide any other information reasonably requested by the Administrator.

49. You cannot exclude yourself by telephone or facsimile. Requests for exclusion that do not comply with the above requirements will be invalid, unless otherwise accepted by the Court, subject to any objections of the parties to be resolved by the Court.

50. Do not request exclusion from the ABB Settlement Class if you wish to participate in the ABB Settlement, and do not request exclusion from the Litigation Classes (if you are a consumer who purchased contact lenses manufactured by B&L only) if you want to be eligible to recover benefits in this Action from the Non-Settling Defendants.

51. Please note, if you decide to exclude yourself, you may be time-barred from asserting the claims by a statute of limitations.

Questions? Call 1-877-253-3649 or visit www.ContactLensSettlement.com

52. If you do nothing, you will remain in the ABB Settlement Class and/or the Litigation Classes (if you are a consumer who purchased only contact lenses manufactured by B&L). You will not be able to separately sue, or continue to sue — as part of any other lawsuit — for the Released Claims or the conduct alleged in the Complaint. You will also be legally bound by all of the Orders the Court issues and judgments the Court makes concerning this class action. If you are a Settlement Class Member, and you file a valid Proof of Claim, you will be able to share in the ABB Settlement and any future recovery in this case. If you already submitted a timely and valid Proof of Claim as part of the B&L and/or CVI Settlement(s), you do not need to submit another Proof of Claim.

OBJECTING TO THE SETTLEMENT

53. If you are a member of the ABB Settlement Class, you can object to the ABB Settlement if you disagree with the Settlement or some part of it. To object to the Settlement you must submit a letter or other written document that includes the following:

- a. Your name, address, and telephone number;
- b. A statement saying that you object to the ABB Settlement, in *In Re: Disposable Contact Lens Antitrust Litigation*, 3:15-md-02626-HES-JRK (M.D. Fl.);
- c. Whether you plan to appear at the Fairness Hearing;
- d. Proof of membership in the ABB Settlement Class, including documentation evidencing the purchase of a disposable contact lens subject to a UPP;
- e. The specific reasons you object to the Settlement, along with any supporting materials or documents that you want the Court to consider; and
- f. Your signature.

54. You cannot object to the ABB Settlement if you exclude yourself from the Settlement Class you are objecting to. If you exclude yourself from the Settlement Class, you are telling the Court that you don't want to be part of the Settlement. If you exclude yourself from the Settlement Class, you will not receive any benefits from the ABB Settlement. Objecting is simply telling the Court that you don't like something about the ABB Settlement. You can only object to the ABB Settlement if you remain in the Settlement Class. If you exclude yourself from the Settlement Class, you have no basis to object to the ABB Settlement because its terms no longer affect you.

55. An objection to the ABB Settlement must be mailed to the addresses listed below, postmarked no later than **March 10, 2021**. Note that you may mail your objection to the Court, but it must be received by the Court and filed by **March 10, 2021**.

<p><u>Court</u></p> <p>Hon. Harvey Schlesinger Bryan Simpson United States Courthouse 300 North Hogan Street Jacksonville, FL 32202</p>	<p><u>Class Counsel</u></p> <p>Joseph P. Guglielmo SCOTT+SCOTT ATTORNEYS AT LAW LLP The Helmsley Building 203 Park Avenue, 17th Floor New York, New York 10169 Telephone: (212) 223-6444 Facsimile: (212) 223-6334 jguglielmo@scott-scott.com</p>	<p><u>ABB's Counsel</u></p> <p>Edwin John U, P.C. KIRKLAND & ELLIS LLP 1301 Pennsylvania Ave., N.W. Washington, DC 20004 Telephone: 202-389-5000 Facsimile: 202-389-5200</p>
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56. If your objection is not postmarked and received by the deadline and does not include the information listed above, it will not be valid.

THE LAWYERS REPRESENTING YOU

57. The Court appointed the law firms of Hausfeld LLP, Scott+Scott, Attorneys at Law, LLP, and Robins Kaplan LLP as Lead Counsel. If you have any questions concerning the matters raised in this Notice, you may contact Lead Counsel, as follows:

<p>Nathaniel C. Giddings HAUSFELD LLP 888 16th Street, N.W.; Suite 300 Washington, DC 20006 Telephone: 202-540-7200 Facsimile: 202-540-7201 ngiddings@hausfeld.com</p>	<p>Joseph P. Guglielmo SCOTT+SCOTT ATTORNEYS AT LAW LLP The Helmsley Building 203 Park Avenue, 17th Floor New York, New York 10169 Telephone: (212) 223-6444 Facsimile: (212) 223-6334 jguglielmo@scott-scott.com</p>	<p>Eamon O’Kelly ROBINS KAPLAN LLP 399 Park Avenue, Suite 3600 New York, NY 10022 Telephone: (212) 980-7400 Facsimile: (212) 980-7499 eokelly@robinskaplan.com</p>
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58. You will not be charged for contacting these lawyers. As noted above, unless you elect to retain your own personal lawyer, if you remain in the Settlement Class, you will not have any direct obligations to pay the costs of this Action. If there is a recovery by one or more of the Classes in this Action, all costs and expenses, including Lead Counsel’s attorneys’ fees, will be paid from that recovery in an amount approved by the Court.

59. Lead Counsel will ask the Court for attorneys’ fees of up to one-third (33.3%) of the ABB, B&L, and CVI Settlement Funds, after payment of Court-approved costs and expenses. In addition, Lead Counsel will ask the Court for reimbursement from the ABB Settlement Fund of costs and expenses for their work in the Action, and may also seek service awards for the Class Representatives for their time and work spent prosecuting this Action. Any fees and expenses awarded by the Court will be paid out of the Settlement Funds.

THE SETTLEMENT FAIRNESS HEARING

60. The Court will hold a hearing to decide whether to approve the ABB Settlement and any request for fees and expenses. You may attend and you may ask to speak, but you do not have to.

61. The Court has yet to set a date and time for the fairness hearing on final approval of the settlement and any motions for fees and costs. As soon as the Court schedules the fairness hearing, the website will be updated with the date, time, location, and means of attendance. Before attending the Hearing in person, check www.ContactLensSettlement.com. The website will provide updated information if the Court changes the Hearing date or decides to hold the Hearing online (telephonically or via a web-based service such as Zoom or Skype). At this hearing, the Court will consider whether the ABB Settlement is fair, reasonable, and adequate and separately consider whether to approve the Settlement’s plan of distribution and any proposed attorneys’ fees, expenses, and/or incentive awards. If there are objections, the Court will consider them and will listen to people who have asked to speak at the hearing. After the hearing, the Court will decide whether to approve the ABB Settlement. We do not know how long these decisions will take.

62. You do not have to attend the Fairness Hearing. Lead Counsel will answer questions the Court may have. But, you or your own lawyer are welcome to attend at your expense. If you send an

objection, you do not 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 have your own lawyer attend, but it is not necessary.

63. You may ask the Court for permission to speak at the Fairness Hearing. To speak at the Fairness Hearing, you must send a letter or other written document saying that the letter or document is your “Notice of Intention to Appear” in *In Re: Disposable Contact Lens Antitrust Litigation*, 3:15-md-02626-HES-JRK (M.D. Fl.). Be sure to include your name, address, telephone number, and your signature. You must send your “Notice of Intention to Appear” to the addresses listed in Paragraph 55, so it is postmarked and received no later than **March 10, 2021**.

LITIGATION CLASSES TRIAL

64. If the Action is not dismissed or settled, the Class Representatives will have to prove their claims at trial.

65. On February 26, 2020, the Court entered an order finding that a trial on the federal claims should proceed before any trial on the state law claims (ECF No. 1156); however, due to the Covid-19 pandemic, the pending trial with the Non-Settling Defendants has been delayed, and a firm trial date has not yet been scheduled. Please check www.ContactLensSettlement.com to be kept up-to-date on the date, time, and location of the trial.

66. During the trial(s), a decision will be reached about whether the Class Representatives or Defendants are right about the claims in the lawsuit. There is no guarantee that the Class Representatives will win at trial, and any outcome can be appealed.

67. Lead Counsel will present the case for the Class Representatives and the Classes, and the Defendants will present the defenses. You and/or your own lawyer are welcome to come at your own expense.

68. There is no way to know whether you will get money after the trial(s). If you have not excluded yourself from the Litigation Classes, and if the Class Representatives win at trial, you will need to prove that you are a member of one or more of the Litigation Classes to recover any money or other benefits from the Non-Settling Defendants.

69. If the Class Representatives win at trial, notice will be provided about how and when to make your individual claim for money or other benefits and what your other options are at that time. If the Non-Settling Defendants win at trial, you will not be able to make an individual claim for money or other benefits. Important information about the case will be posted on the website, www.ContactLensSettlement.com, as it becomes available.

PLEASE KEEP YOUR ADDRESS CURRENT

70. To assist the Court and the parties in maintaining accurate lists of Settlement Class Members, you are requested to keep your email and physical address up to date with the Administrator. You may update your addresses on the website, www.ContactLensSettlement.com.

71. If this Notice was forwarded to you by the postal service, or if it was otherwise sent to you at an address that is not current, you should immediately contact the Administrator at Disposable Contact Lens Settlement Administrator, P.O. Box 2995, Portland, OR 97208-2995 or by calling the Administrator toll free at 877-253-3649 and providing them with your correct address. If the

Administrator does not have your correct address, you may not receive notice of important developments in this Action.

WHERE YOU CAN FIND ADDITIONAL INFORMATION

72. This Notice provides only a summary of the lawsuit and the claims asserted by Class Representatives. For more detailed information regarding the Action, you may contact Lead Counsel or visit www.ContactLensSettlement.com. You may also contact the Administrator at the address listed at info@ContactLensSettlement.com.

73. Copies of the important pleadings, orders, and other documents filed in this Action are available at www.ContactLensSettlement.com or at <http://www.pacer.gov> or at the office of the Clerk of the Court, United States District Court for the Middle District of Florida, Jacksonville Division, 300 North Hogan Street, Jacksonville, Florida 32202, under Case No. 3:15-md-02626-HES.

**PLEASE DO NOT CALL OR WRITE
THE COURT OR CLERK OF THE COURT REGARDING THIS NOTICE.**

DATED: November 10, 2020

BY ORDER OF THE COURT
UNITED STATES DISTRICT COURT MIDDLE
DISTRICT OF FLORIDA

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 26, 2021, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List.

s/ Joseph P. Guglielmo _____
Joseph P. Guglielmo