

**If you are a Commercial Fisher or Fish Processor that was in operation as of May 19, 2015, and fished or purchased fish from certain southern California fishing blocks, you may be entitled to a payment from a class action settlement.**

*A Federal Court authorized this Notice. You are not being sued.  
This is not a solicitation from a lawyer.*

*Para una notificación en español, visite: [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com)  
Để nhận thông báo tiếng Việt, vui lòng truy cập: [www.plainsoilspillsettlement.com](http://www.plainsoilspillsettlement.com)  
如需中文通知, 请访问: [www.plainsoilspillsettlement.com](http://www.plainsoilspillsettlement.com)*

- A Settlement has been reached in a class action lawsuit involving a coastal oil spill in 2015, near Santa Barbara.
- Plaintiffs claim that Plains All American Pipeline L.P. and Plains Pipeline L.P. (“Defendants”) caused an underground pipeline to rupture, resulting in an oil spill along the coast in Santa Barbara County on May 19, 2015. Plaintiffs also claim that the oil spill caused damage to the fishing industry and caused residents of coastal homes to lose the use and enjoyment of their homes.
- A Fisher Class was previously certified by this Court. This Notice provides information regarding the \$184 million Fisher Class Settlement. The Settlement is also on behalf of certain property owners and lessees (“the Property Class Settlement”). The Fisher and Property Class Settlement, if approved by the Court, will resolve all remaining claims in the class action litigation pending in the United States District Court for the Central District of California.
- You are a Fisher Class Member if you are a person or business who owned or worked on a vessel that was in operation as of May 19, 2015 and that: (1) landed any commercial seafood in California Department of Fish & Wildlife (“CDFW”) fishing blocks 654, 655, or 656; or (2) landed any commercial seafood, except groundfish or highly migratory species (as defined by the CDFW and the Pacific Fishery Management Council), in CDFW fishing blocks 651-656, 664-670, 678-686, 701-707, 718-726, 739-746, 760-765, or 806-809; from May 19, 2010 to May 19, 2015, inclusive; or if you are a person or business in operation as of May 19, 2015 who purchased such commercial seafood directly from the Commercial Fishers and re-sold it at the retail or wholesale level. You can find out if you are a Fisher Class Member by going to [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com).
- You are no longer a Fisher Class Member if you previously excluded yourself from the Fisher Class during the initial notice period, or entered a separate settlement with Defendants for which you signed a full release.

**PLEASE READ THIS NOTICE CAREFULLY. THE SETTLEMENT WILL AFFECT YOUR RIGHTS  
IF YOU ARE A MEMBER OF THE FISHER CLASS.**

<b>YOUR LEGAL RIGHTS AND OPTIONS</b>		
<b>FILE A CLAIM</b>	<ul style="list-style-type: none"> <li>• Receive a payment from the Settlement</li> <li>• Be bound by the Settlement</li> </ul>	Submit online or postmarked <b>on or before October 31, 2022</b>
<b>OBJECT</b>	<ul style="list-style-type: none"> <li>• Tell the Court what you do not like about the Settlement</li> <li>• You and any lawyer(s) representing, advising, or in any way assisting you in connection with your objection <u>must appear and speak</u> at the Final Approval Hearing</li> <li>• You will still be bound by the Settlement, and you may still file a Claim</li> </ul>	Served/Filed no later than <b>August 19, 2022</b>
<b>DO NOTHING</b>	<ul style="list-style-type: none"> <li>• Receive no payment from the Settlement</li> <li>• Be bound by the Settlement</li> </ul>	

- This Notice explains your rights and options **and the deadlines to exercise them.**
- The Court in charge of this case still has to decide whether to approve the Settlement. Payments will be distributed to all qualifying Class Members who timely submit a Claim Form, only if the Court approves the Settlement and after potential appeals are resolved.

## WHAT THIS NOTICE CONTAINS

<b>Basic Information.....</b>	<b>4</b>
1. Why was this Notice issued? .....	4
2. What is this case about? .....	4
3. Why is there a Settlement? .....	4
<b>Who’s Included in the Settlement? .....</b>	<b>5</b>
4. How do I know if I am in the Class? .....	5
<b>The Settlement Benefits .....</b>	<b>6</b>
5. What does the Settlement provide?.....	6
6. How will the lawyers be paid?.....	6
7. What are the reasons for the Settlement?.....	6
<b>How to Get Benefits .....</b>	<b>7</b>
8. How will I find out how much money I am personally getting? .....	7
9. How can I get a payment?.....	8
10. Am I definitely going to get money from this Settlement? .....	8
<b>The Lawyers Representing You .....</b>	<b>9</b>
11. Do I have a lawyer in the Litigation?.....	9
<b>Exclusions .....</b>	<b>9</b>
12. Can I exclude myself from this Settlement?.....	9
<b>Objecting to the Settlement.....</b>	<b>9</b>
13. How do I object to the Settlement?.....	9
<b>Obligations and Released Claims .....</b>	<b>11</b>
14. What are my rights and obligations under the Settlement? .....	11
15. What claims will be released by the Settlement?.....	11
<b>Final Approval Hearing .....</b>	<b>11</b>
16. May I attend the Final Approval Hearing? .....	11
17. Do I have to come to the Final Approval Hearing? .....	11
<b>Getting More Information .....</b>	<b>12</b>
18. How can I get more information? .....	12

## **BASIC INFORMATION**

### **1. Why was this Notice issued?**

A Federal Court authorized this Notice because you have a right to know about this proposed Settlement and about all of your options, before the Court decides whether to give final approval to the Settlement. This Notice explains the lawsuit, the proposed Fisher Class Settlement Amount of \$184,000,000, your legal rights, and the hearing (“Final Approval Hearing”) to be held by the Court to consider the fairness, reasonableness, and adequacy of the Settlement between the certified Fisher Class (as defined above) and Defendants.

The Honorable Chief Judge Philip S. Gutierrez of the United States District Court for the Central District of California is overseeing this case. The case is called *Andrews et al. v. Plains All American Pipeline, L.P. et al.*, Case No. 2:15-cv-04113. The persons who have filed the class action suit and were appointed by the Court as Fisher Class Representatives are Keith Andrews, Tiffani Andrews, Morgan Castagnola, Mike Gandall, Hwa Hong Muh, Ocean Angel IV LLC, Pacific Rim Fisheries, Inc., Sarah Rathbone, Community Seafood LLC, Santa Barbara Uni, Inc., Southern Cal Seafood, Inc., and Wei International Trading, Inc. (The Court appointed additional Class Representatives to represent the Property Class.) As explained above, the Defendants in the lawsuit are Plains All American Pipeline, L.P. and Plains Pipeline, L.P. (“Plains”).

### **2. What is this case about?**

On May 19, 2015, an underground pipeline known as Line 901 ruptured, resulting in a discharge of crude oil along the coast near Refugio State Beach in Santa Barbara County. As a result, the CDFW closed a 138-square-mile zone from Canada de Alegria by Gaviota State Beach to Coal Oil Point in Isla Vista to fishing for 41 days. Plaintiffs allege the spill also caused long-term harm to commercial fishing in the affected class blocks.

Plaintiffs allege that the oil spill caused reduced catch for certain species of seafood and an impact on all fishing in the affected class blocks after the spill resulting in commercial fishers and fish processors suffering significant financial losses. See Question 7 below. The lawsuit is not about personal injuries or other claims, such as damage to fishing equipment or other types of business losses. Plains denies any claims of wrongdoing and disputes Plaintiffs’ claims.

Plaintiffs filed this case in 2015, and this case has been actively litigated since then. Trial was set to begin on June 2, 2022.

### **3. Why is there a Settlement?**

The Court has not decided whether Plaintiffs or Defendants should win this litigation. Plaintiffs and Defendants do not agree on whether Plaintiffs would have prevailed on any of their claims against Plains at trial. They also do not agree on the amount of damages, if any, that would be recoverable if the Class prevailed on the claims alleged at trial. Instead, both sides agreed to the Settlement. That way, they avoid the uncertainties and expenses associated with continuing the litigation, and Class Members will get compensation sooner rather than later, if at all. Here, the \$184 million Fisher Class Settlement represents nearly 100 percent of the claimed damages through 2017 and more than one-third of the total amount of claimed compensatory damages once the damages period was extended to 2020. Counsel appointed by the Court to represent the Fisher Class believe that this is an exceptionally strong Settlement given the claims and defenses at issue in this long-fought litigation. For more information, please see Question 7, below.

## WHO'S INCLUDED IN THE SETTLEMENT?

### 4. How do I know if I am in the Class?

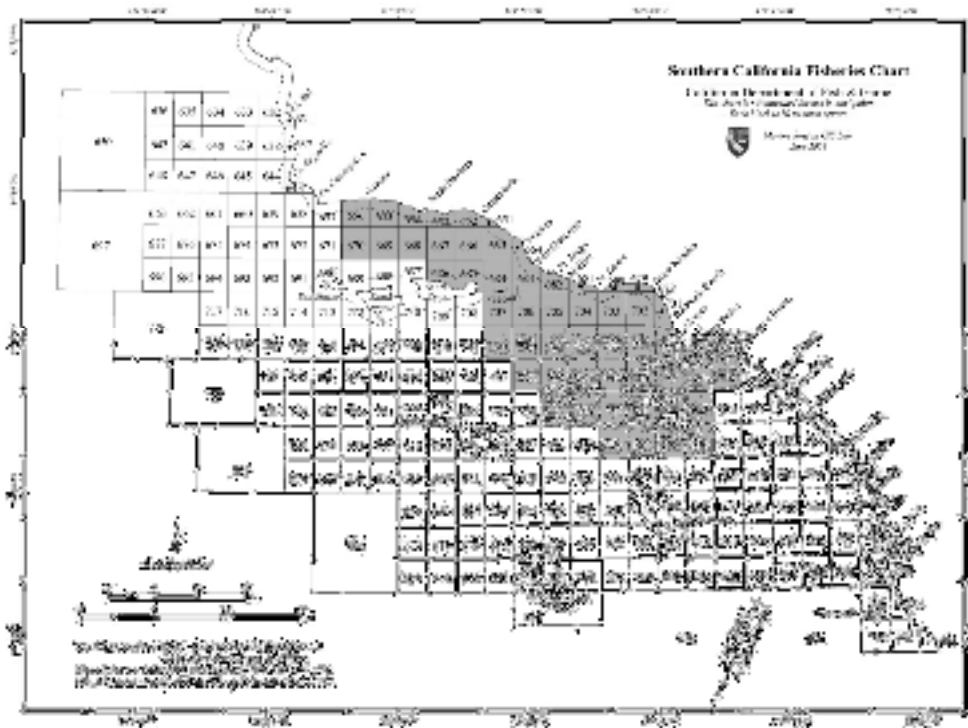
The Court has decided that everyone who fits either of the following descriptions is a member of the Fisher Class:

- **Commercial Fishers:** All persons and businesses who owned or worked on a vessel that was in operation as of May 19, 2015 and that: (1) landed any commercial seafood in California Department of Fish & Wildlife (“CDFW”) fishing blocks 654, 655, or 656; or (2) landed any commercial seafood, except groundfish or highly migratory species (as defined by the CDFW and the Pacific Fishery Management Council), in CDFW fishing blocks 651-656, 664-670, 678-686, 701-707, 718-726, 739-746, 760-765, or 806-809; from May 19, 2010 to May 19, 2015, inclusive; and
- **Fish Processors:** All persons and businesses in operation as of May 19, 2015 who purchased such commercial seafood directly from the Commercial Fishers and re-sold it at the retail or wholesale level.

You can find out if you are a Fisher Class Member by going to [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com).

The fishing blocks included in the Fisher Class are highlighted in this diagram below:

**Map of Fishing Blocks: Amended Definition**



As described in the Settlement Agreement, those excluded from the Fisher Class are Defendants, any entity or division in which Defendants have a controlling interest, and their legal representatives, officers, directors, employees, assigns and successors; the judge to whom this case is assigned, the judge’s staff, and any members of the judge’s immediate family; and businesses that contract directly with Plains for use of the Pipeline.

In addition, you are no longer a Fisher Class Member if you previously excluded yourself from the Fisher Class during the initial notice period, or entered a separate settlement with Plains for which you signed a full release.

The proposed Settlement, if approved by the Court, will settle all claims of the Fisher Class against Plains.

**PLEASE NOTE:** Receipt of this Notice does not mean that you are a Class Member or that you will be entitled to receive a payment from the Settlement. **If you are a Class Member and you wish to participate in the**

Questions? Please call 1-844-202-9486 or visit [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com)

**distribution of proceeds from the Settlement, you are required to submit a Claim Form** available at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com), or by calling the toll-free number 1-844-202-9486 to request that a hard copy Claim Form be mailed to you. Your Claim Form and, if necessary, any required supporting documentation as set forth therein must be postmarked (if mailed) or submitted online on or before **October 31, 2022**. See Question 10 for more information.

## **THE SETTLEMENT BENEFITS**

### **5. What does the Settlement provide?**

The Fisher Class Settlement, if approved, will result in the creation of a cash settlement fund of \$184,000,000 (the “Fisher Class Settlement Amount”). The Fisher Class Settlement Amount, together with any interest earned thereon, is the “Fisher Class Common Fund.” The Fisher Class Common Fund less (a) any Taxes and Tax Expenses; (b) any Notice and Administration Expenses; and (c) any attorneys’ fees and costs and any service awards to Class Representatives in connection with their representation of the Class, awarded by the Court (the “Net Settlement Fund”), will be distributed to eligible Class Members pursuant to a proposed plan of distribution (“Plan of Distribution”) that is described in the next section of this Notice.

If you are entitled to relief under the Fisher Class Settlement, the Settlement Administrator will determine the portion of the Net Settlement Fund payable to you pursuant to the Court-approved Plan of Distribution.

A more detailed description of the Fisher Class Settlement can be found in the Settlement Agreement at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com).

### **6. How will the lawyers be paid?**

Class Counsel (see Question 12 below) will apply to the Court for an award of attorneys’ fees in an amount not to exceed 33% of the total amount of the Fisher Class Settlement, (or \$60,720,000), plus their litigation expenses (not to exceed \$5.2 million from the Fisher Settlement), and interest earned on these amounts, at the same rate as earned by the Fisher Class Common Fund. (Class Counsel’s fee and litigation expenses application will also include a request for an equivalent percentage from the Property Class Settlement, plus additional litigation expenses.) Since the first case was filed in June 2015, Class Counsel have expended considerable time and effort prosecuting this case, including preparing for trial, retaining and working with specialized experts on a variety of issues, including the pipeline’s integrity, how much oil spilled, where the oil traveled, how the spill reduced fish catch, the impact of oil spills on fisheries and ecosystems, and how much damage the spill caused. These specialized experts included scientists, engineers, an economist, and a marine biologist. Class Counsel have advanced all of the expenses incurred during the litigation of this case, with the expectation that they would be reimbursed if they succeeded in obtaining a recovery for the Class. Class Counsel will also ask the Court to award up to \$15,000 to each Class Representative as a service award, in recognition of their considerable time and effort spent on behalf of the Class in achieving this Settlement. Each Class Representative assisted Class Counsel with building the factual record and case strategy, cooperated with discovery, including the production of records, submitted to depositions and travel to the district in which the lawsuit was filed.

The Court may award less than the amount requested by Class Counsel. Under the Settlement Agreement, any amount awarded to Class Counsel or Class Representatives will be paid out of the Fisher Class Common Fund.

Class Counsel will file their motion for attorneys’ fees and expenses no later than July 29, 2022 and a copy of the motion will also be available at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com).

### **7. What are the reasons for the Settlement?**

The Settlement was reached after years of contested litigation, including at the motion to dismiss, class certification, and summary judgment stages. The Parties also completed fact and expert discovery and were

Questions? Please call 1-844-202-9486 or visit [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com)

preparing for trial to commence on June 2, 2022. Nevertheless, a jury has not rendered any verdict in connection with Plaintiffs' claims against Plains. Instead, Plaintiffs and Plains have agreed to this Settlement to avoid the cost, delay, and uncertainty of further litigation.

As in any litigation, Plaintiffs and the Class would face an uncertain outcome if they did not agree to a Settlement. If Plaintiffs succeeded at trial, Plains would likely file appeals that would postpone final resolution of the case for years. Continuation of the litigation against Plains could result in a judgment greater than this Settlement. Conversely, continuing the case could result in no recovery at all or a recovery that is less than the amount of the Settlement.

Plaintiffs' principal reason for entering into the Settlement with Plains is the substantial benefit to the Class now, without further risk or the delays inherent in continued litigation. The \$184 million Fisher Class Settlement Amount must be considered against the significant risk that a smaller recovery—or, indeed, no recovery at all—might be achieved after trial, and likely appeals, a process that could last several years into the future. The Settlement provides a substantial award for Class Members, without protracted delay.

Plaintiffs and Class Counsel believe that this Settlement is fair and reasonable to the Class for several reasons. First, Plaintiffs and Class Counsel believe that \$184 million is a significant recovery. Second, if the Settlement becomes final, the Class will receive a certain and prompt monetary recovery. Third, Class Counsel believe that the significant and immediate benefits of the Settlement, when weighed against the significant risk, delay, and uncertainty of continued litigation, are a very favorable result for the Class.

Plains has denied and continues to deny the claims alleged by Plaintiffs. Plains admits that oil leaked from Line 901, and that some of that oil reached the Pacific Ocean, but disputes the amount of oiling and the amount of damage that the oiling caused. For Plains, the principal reason for the Settlement is to eliminate the burden, expense, uncertainty and risks inherent in any litigation, especially in complex cases such as this. Plains has determined that it is desirable and beneficial that the lawsuit be settled in the manner and upon the terms and conditions set forth in the Settlement Agreement.

**THE COURT HAS NOT RULED AS TO WHETHER PLAINS PIPELINE IS LIABLE TO PLAINTIFFS OR TO THE CLASS. THIS NOTICE IS NOT INTENDED TO BE AN EXPRESSION OF ANY OPINION BY THE COURT WITH RESPECT TO THE TRUTH OF THE ALLEGATIONS IN THE LAWSUIT OR THE MERITS OF THE CLAIMS OR DEFENSES ASSERTED. THIS NOTICE IS SOLELY TO ADVISE YOU OF THE PROPOSED SETTLEMENT OF THIS LAWSUIT AS TO PLAINS PIPELINE AND YOUR RIGHTS IN CONNECTION WITH THAT SETTLEMENT.**

### **HOW TO GET BENEFITS**

#### **8. How will I find out how much money I am personally getting?**

Class Counsel will submit the proposed Plan of Distribution to the Court by no later than June 26, 2022 and post it at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com).

The Plan of Distribution is based upon the pro rata share and value of catch attributable to each vessel and each fishing license, based on landing records obtained from the CDFW. The Fisher Class Net Settlement Fund will be distributed among the Fisher Class Members proportionately, based on these landing records. The Plan also provides for the distribution of the Net Settlement Fund to fish processor Class Members based on the proportional share and value of fish purchased by each processor, based upon CDFW landing records.

If the Settlement is approved by the Court, the Net Settlement Fund will be distributed to eligible Class Members who timely submit valid Claim Forms, in accordance with a Court-approved Plan of Distribution. Class Members who do not timely submit valid Claim Forms will not share in the Net Settlement Fund, but will otherwise be bound by the Settlement. The Court may approve the proposed Plan of Distribution, or modify it, without additional notice to the Class. The Plan of Distribution will be made available at

Questions? Please call 1-844-202-9486 or visit [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com)

[www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com), and any order modifying the Plan of Distribution will be posted on that website. The Plan of Distribution is intended to compensate Fisher Class Members who lost income as a result of the 2015 Line 901 oil spill.

The Settlement Administrator will determine your qualifications to receive money from the Fisher Class Settlement and will also determine the amount of any distribution you will receive from the Settlement based upon your Claim Form and other available information, including data available from CDFW. Distributions will be made to Fisher Class Members after all claims have been processed, after the Court has finally approved the Settlement, and after any appeals are resolved.

If you are dissatisfied with the distribution determinations, you may ask the Court, which retains jurisdiction over all Fisher Class Members and the claims administration process, to decide the issue by submitting a written request. The Court has reserved jurisdiction to allow, disallow, or adjust the claim of any Class Member on equitable grounds.

## **9. How can I get a payment?**

In order to get a payment from the Settlement, Class Members must timely complete and return a Claim Form. Claim Forms are available at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com), or by calling the toll-free number 1-844-202-9486 to request that a hard copy Claim Form be mailed to you by the Settlement Administrator. Read the instructions carefully; fill out the Claim Form; sign it; and mail or submit it online so that it is postmarked (if mailed) to the address below or received (if submitted online) **on or before October 31, 2022**. You do not need to contact Class Counsel.

*Plains Oil Spill Settlement*  
c/o JND Legal Administration  
P.O. Box 91450  
Seattle, WA 98111  
Email: [info@PlainsOilSpillSettlement.com](mailto:info@PlainsOilSpillSettlement.com)  
[www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com)  
Telephone: 1-844-202-9486

If you do not submit a timely Claim Form with all of the required information, you will not receive a payment, but you will still be bound in all other respects by the Settlement, the Judgment, and the release contained in them.

## **10. Am I definitely going to get money from this Settlement?**

No. There will be no payments if the Settlement Agreement is not approved by the trial court and the appellate court, if it is appealed. If the Settlement Agreement is not approved, the lawsuit will proceed against Plains as if the Settlement Agreement had not been entered. If the Settlement is approved, you might not get money because you might not be a Class Member.



## THE LAWYERS REPRESENTING YOU

### **11. Do I have a lawyer in the Litigation?**

The Court has appointed Lief Cabraser Heimann Bernstein LLP, Keller Rohrback L.L.P., Cappello & Noël LLP, and Audet & Partners, LLP (“Class Counsel”) to be the attorneys representing the Fisher Class and Property Class. Class Counsel believe, after conducting an extensive investigation, that the Settlement Agreement is fair, reasonable, and in the best interests of the Class. You will not be charged for these lawyers. If you want to be represented by your own lawyer in this Litigation, you may hire one at your own expense. If you wish to contact your Court-appointed lawyers, their contact information is below.

Robert J. Nelson  
LIEFF CABRASER HEIMANN BERNSTEIN LLP  
275 Battery Street, 29th Floor  
San Francisco, CA 94111-3339  
(415) 956-1000

Juli E. Farris  
KELLER ROHRBACK L.L.P.  
801 Garden Street  
Santa Barbara, CA 93101  
(805) 456-1497

A. Barry Cappello  
CAPPELLO & NOËL LLP  
831 State Street  
Santa Barbara, CA 93101  
(805) 564-2444

William M. Audet  
AUDET & PARTNERS, LLP.  
711 Van Ness Ave, Suite 500  
San Francisco, CA 94102  
(415) 568-2555

## EXCLUSIONS

### **12. Can I exclude myself from this Settlement?**

No. If you are a Class Member because you satisfy the Fisher Class definition and you did not previously opt out of the Class, or enter a separate settlement with Plains for which you signed a full release, you are a member of the Class and you will be bound by the release of claims as part of the Settlement. The Fisher Class was first certified on February 28, 2017, and later amended on November 22, 2019 to conform to finalized evidence, and you previously had an opportunity exclude yourself. If you did not exclude yourself then, you may not exclude yourself now.

## OBJECTING TO THE SETTLEMENT

### **13. How do I object to the Settlement?**

If you are a Class Member, you can object to the Settlement in writing if you do not like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must file your letter or brief with the Clerk of the Court, at United States District Court for the Central District of California, First Street Courthouse, 350 West 1<sup>st</sup> Street, Los Angeles, California 90012-4565, stating that you object to the Settlement in *Andrews et al. v. Plains All American Pipeline, L.P. et al.*, No. 15-4113 (PSG) and identify all your reasons for your objections. You should include citations and supporting evidence and attach any materials that you rely on for your objections.

If you have a lawyer, they must file an appearance and submit your objection through the Court’s e-filing system. Your letter or brief must also include:

- (1) Your name, current address, and telephone number;
- (2) Proof of class membership including documents such as fish landing records;

- (3) A statement indicating whether the objection is to the proposed Settlement, the Plan of Distribution, the application for attorneys' fees and expenses, and/or the Class Representative service award;
- (4) A statement of the factual and legal reasons for your objection and whether it applies only to you, to a subset of the Fisher Class, or to the entire Fisher Class;
- (5) Identify all class action settlements by name, date, and court to which you have previously objected;
- (6) The name and contact information of any and all lawyers representing, advising, or in any way assisting you in connection with your objection;
- (7) Copies of all documents that you wish to submit in support of your position; and
- (8) Your signature.

You must also file your objection with the Court and mail or deliver a copy of your letter or brief to Class Counsel and Plaintiffs' Counsel listed below by certified mail postmarked no later than **August 19, 2022**. Finally, for an objection to be valid, you and any lawyer(s) representing, advising, or in any way assisting you in connection with your objection must appear and speak at the Final Approval Hearing. If you hire an attorney (at your own expense) to represent you for purposes of objecting, your attorney must serve a notice of appearance on counsel listed below and file it with the Court (at the address set out above) by no later than **August 19, 2022**.

Class Counsel	Counsel for Defendants
Robert J. Nelson LIEFF CABRASER HEIMANN BERNSTEIN LLP 275 Battery Street, 29th Floor San Francisco, CA 94111-3339 (415) 956-1000	Henry Weissmann MUNGER TOLLES & OLSON LLP 350 S. Grand Avenue, 50 <sup>th</sup> Floor, Los Angeles, CA 90071 (213) 683-9150
Juli E. Farris KELLER ROHRBACK L.L.P. 801 Garden Street Santa Barbara, CA 93101 (805) 456-1497	

Any Class Member who does not make their objection in the manner provided above will be deemed to have waived such objection and will forever be foreclosed from making any objection to the fairness or adequacy of the proposed Settlement as set forth in the Settlement Agreement, to the Plan of Distribution, or to the award of fees and expenses to Class Counsel or any service awards to Plaintiffs, unless otherwise ordered by the Court.

Class Members do not need to appear at the Final Approval Hearing or take any other action to indicate their approval.

## OBLIGATIONS AND RELEASED CLAIMS

### **14. What are my rights and obligations under the Settlement?**

If you are a Fisher Class Member and did not exclude yourself from the Fisher Class during the initial notice period, you may receive the benefit of the Settlement by submitting a Claim Form, and you will be bound by, the terms of the Settlement described in this Notice and the Settlement Agreement, upon final approval by the Court.

### **15. What claims will be released by the Settlement?**

If the Settlement is approved by the Court, the Court will enter a Judgment. If the Judgment becomes Final pursuant to the terms of the Settlement Agreement, all Class Members will be deemed to have, and by operation of the Final Judgment will have, fully, finally, and forever released, relinquished, and discharged any and all claims of any kind or nature whatsoever for any property damage or any economic losses of any kind or nature whatsoever against Plains arising from the May 19, 2015 Oil Spill, including claims for victims' restitution. The specific claims you are giving up against Plains are described in the Settlement Agreement at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com). The Settlement Agreement describes the released claims with specific descriptions, so read it carefully. If you have any questions you can talk to the lawyers listed in Question 12 for free or you can, of course, talk to your own lawyer if you have questions about what this means.

## FINAL APPROVAL HEARING

### **16. May I attend the Final Approval Hearing?**

Yes. The Court will hold a Final Approval Hearing on **September 16, 2022, at 1:30 p.m. Pacific**, before the Honorable Phillip S. Gutierrez at the United States District Court for the Central District of California, First Street Courthouse, 350 West 1st Street, Courtroom 6A, 6th Floor, Los Angeles, California 90012-4565. At the hearing the Court will determine whether: (1) the Settlement as set forth in the Settlement Agreement for \$184,000,000 in cash should be approved by the Court as fair, reasonable and adequate; (2) the Judgment as provided under the Settlement Agreement should be entered; (3) to award Class Counsel attorneys' fees and expenses out of the Fisher Class Common Fund and, if so, in what amount; (4) to award Plaintiffs service awards in connection with their representation of the Class out of the Fisher Class Common Fund and, if so, in what amount; and (5) the Plan of Distribution should be approved by the Court. The Court may adjourn or continue the Final Approval Hearing without further notice to Members of the Class.

Any Class Member may appear at the Final Approval Hearing, provided they have complied with the procedures described in Question 14, above.

Unless directed by the Court, any Class Member who does not object in the manner provided will be deemed to have waived all objections to this Settlement and will be barred from raising (in this or any other proceeding or on any appeal) any objection and any untimely objection will be barred.

### **17. Do I have to come to the Final Approval Hearing?**

No. Class Counsel will answer any questions the Court may have, but you are welcome to come at your own expense. If you send a comment, you do not have to come to Court to talk about it. However, if you object to the Settlement, you do have to come to the hearing, along with any lawyer who has represented or otherwise advised you. See Question 14.

## GETTING MORE INFORMATION

### **18. How can I get more information?**

This Notice summarizes the Settlement. You can get more details and print the Settlement Agreement at [www.PlainsOilSpillSettlement.com](http://www.PlainsOilSpillSettlement.com). You may also write with questions or notify the Settlement Administrator regarding address changes to *Plains Oil Spill Settlement* c/o JND Legal Administration, P.O. Box 91450, Seattle, WA 98111, email at [info@PlainsOilSpillSettlement.com](mailto:info@PlainsOilSpillSettlement.com) or call the Settlement Administrator at 1-844-202-9486. Before doing so however, please read this full Notice carefully. You may also call Class Counsel listed in response to Question 12.

**Please do not call the Court or the Court Clerk's Office to inquire about this Settlement as they cannot answer your questions.**

**DATED: MAY 25, 2022**

**BY ORDER OF THE COURT  
HON. PHILIP S. GUTIERREZ  
UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**