

or more Class Products are not permitted to split their claims to obtain both promo codes and AGAG pants, but must choose one or the other option exclusively. To be eligible to receive more than two promo codes or two pairs of pants, Class Members must submit proper proofs of purchase.

The promo codes can be used toward the purchase of any AGAG product available at www.agjeans.com at the time of purchase. The promo codes shall be fully transferrable. Up to two (2) promo codes can be used per transaction. The promo codes cannot be used in combination with coupons, discounts, or other promotional pricing that may be offered by AGAG.

The AGAG pants will be available on a first-come/first served basis up to a maximum of 25,000 pairs of pants. The AGAG pants shall be of AGAG's selection, from current or prior seasons, but in the size and for the gender specified on the Class Member's claim form.

- b. A **permanent injunction** in which AGAG agrees on a going-forward basis to revise the country of origin labels on its products as necessary to ensure compliance with California law.

AGAG also agrees to (1) pay a class representative incentive fee (to the extent awarded by the Court) to class representative David Paz in an amount not to exceed \$5,000.00, and (2) pay Class Counsel's attorneys' fees and costs (to the extent awarded by the Court) in an amount not to exceed \$175,000.00. Defendants have agreed not to oppose the request for a class representative incentive award or attorneys' fees and expenses as long as the requested amounts do not exceed the figures referenced above. Plaintiff will file a motion for recovery of attorneys' fees and costs and award of class representative enhancement fee with the Court at the appropriate time. This issue shall be determined solely by the Court by way of a written motion.

8. **Releases** - In return for the Settlement described above, Class Members who do not request exclusion from the class agree to release (give up) all claims against Defendants and Defendants' past and present subsidiaries and affiliates, parent companies, divisions, as well as their distributors, wholesalers, retailers, customers and licensors, including the officers, directors, trustees, employees, shareholders, agents, insurers, spokespersons, legal representatives, public relations firms, advertising and production agencies and assigns of all such persons or entities arising out or relating to actions or omissions in manufacturing, advertising, marketing, labeling, packaging, promotion, sale, and distribution of the Products, and/or any claims or omissions regarding the geographic location that any Product and/or any component of any Product was manufactured, assembled and/or created, including those which have been asserted or which could reasonably have been asserted by the Class Members against the Defendants in this Action

9. **How to Make a Claim** - Only Class Members who mail a Claim Form to the address listed below no later than **May 29, 2016**, will be eligible to participate in the settlement. Claim Forms postmarked after **May 29, 2016**, will not be considered. If you received this Notice in the mail, a Claim Form is enclosed. If you received this Notice in any other way or do not have a Claim Form, you may go to www.AGAGSettlement.com to complete and submit a copy of the Claim Form online, or print out a copy of the Claim Form to complete and mail to:

AGAG Class Action Settlement
c/o KCC
PO Box 30209
College Station, TX 77842-3209

Approved claims will be honored after the processing of all Claims Forms.

10. **Request for Exclusion from the Class** - Under California law, if you are a Class Member, you have the right to be excluded from the class. If you wish to be excluded from the class, you must mail a letter so that it is postmarked no later than **May 3, 2016**, to counsel for Plaintiff and the Class and Counsel for Defendants at the addresses listed in paragraph 11 below. The letter must clearly state your full name, current

mailing address, phone number, and signature and include the following statement: "I want to be excluded from the plaintiff class in *Paz v. AG Adriano Goldschmied, Inc. et. al.*, Case No. 3:14-cv-01372-DMS-DHB."

The request for exclusion must be submitted in your own name and signed by you personally; no individual may request that other persons be excluded from the class. Do not send a letter requesting exclusion if you wish to remain a Class Member or file a claim for monetary payment under the settlement. **If you exclude yourself from the class, you will not be entitled to share in any benefits that the class may obtain.** If you do not exclude yourself, you will not be able to file a separate claim against Defendants based on the events, circumstances and/or practices alleged in the Action.

11. **Objection** - If you do not request exclusion, you may still object to the Proposed Settlement. You may also ask to appear in the Action.

If you wish to object, it is suggested that you file a written objection with the Court. The objection should include: (1) your complete name and current residence and business address (giving the address of any lawyer who represents you is not sufficient); (2) a statement that you fall within the definition of the class, including the approximate date (during the Class Period) and place of purchase of the Product(s), the type of Product(s) purchased, that the Product(s) you purchased bore a "Made in the USA" label, that your decision to purchase the Product(s) was influenced by the presence of a "Made in the USA" label, and that you would not have purchased the Product(s) at that time had you known that the Product(s) in question was/were not entirely manufactured within the United States of U.S.-made materials; and (3) each ground for comment or objection and any supporting papers you wish the Court to consider (*i.e.*, a mere statement that "I object" is insufficient).

You or your personal attorney may attend the settlement hearing and state your support or objection orally, but you are not required to do so. If you intend to attend the hearing and orally state your opinion, your written objection should state "**I intend to appear at the hearing.**" Class Members, or their attorneys, may also attend the Final Approval Hearing and assert their objections (if any) with the Court. Written objection (to the extent filed) must be filed with the Court and mailed to Class Counsel no later than **May 3, 2016**, at the following addresses:

United States District Court, Southern District of California
Dept. 13A
333 West Broadway
San Diego, CA 92101

Counsel for Plaintiff/Class
John H. Donboli
DEL MAR LAW GROUP, LLP
12250 El Camino Real
Suite 120
San Diego, CA 92130
Tel: (858) 793-6244

Counsel for Defendants:
Mark T. Cramer, Esq.
BUCHALTER NEMER, PC
1000 Wilshire Boulevard
Suite 1500
Los Angeles, CA 90017
Tel: (213) 891-5067

If you wish to submit a brief to the Court in support of any objection, such brief must be filed with the Court, and served by mail on counsel for the plaintiff class and counsel for Defendants, at the addresses listed above no later than **May 3, 2016**.

12. **Hearing On Proposed Settlement** - The Court will hold a Final Approval Hearing to consider: (a) whether the Proposed Settlement summarized above is fair, reasonable, adequate, and in the best interests of the Class, and (b) whether Plaintiff and his attorneys have fully, fairly, and adequately represented the Class in the Action and in negotiating the Proposed Settlement. The Final Approval Hearing is presently scheduled for **September 9, 2016, at 1:30 p.m.**, in Department 13A of the United States District Court, Southern District of California, 333 W. Broadway, San Diego, CA 92101. The time and date of the approval may be changed by court order without further notice to the Class.

13. **Hearing On Class Counsel Fees and Class Representative Enhancement Fee** - The Court may also hold a hearing on **September 9, 2016**, at 1:30pm to consider whether to award attorneys' fees and costs to Class Counsel and whether to award a class representative incentive fee to Plaintiff David Paz. The motion shall be heard in Department 13A of the United States District Court, Southern District of California, 333 West Broadway, San Diego, CA 92101. The time and date of the hearing may be changed by the Court without further notice to the Class. At the hearing, Class Counsel shall request that the Court grant: (i) a class representative incentive fee to Plaintiff David Paz in an amount no greater than \$5,000.00; (ii) Class Counsel's attorneys' fees and reimbursement of expenses in an amount no greater than \$175,000.00. To the extent awarded by the Court, the payment of attorneys' fees, reimbursement of actual expenses, and an award of a class representative enhancement fee (if any) will be paid by AGAG in addition to the recovery to the Settlement Class (as directed by the Court).

Any party, including Class Members, who wish to file an objection and/or oppose **Plaintiff's motion for Class Counsel fees and/or the class representative enhancement fee are encouraged to do so in writing and must do so by May 3, 2016**, by filing with the Court and serving his or her objections as set forth above. In addition, if a Class Member wishes to submit to the Court any brief in support of his or her objections, he or she must file the brief with the Court and serve it on both Class Counsel and counsel for Defendants prior to **May 3, 2016**.

14. **Accessing Court Documents** - The filed documents and orders in this case may be examined and copied during regular business hours at the offices of the Clerk of the Court, United States District Court, Southern District of California, 333 West Broadway, San Diego, CA 92101. If you wish additional information about this Notice or the Proposed Settlement, you may examine the Court's file on the case at the address shown above or you may contact Plaintiff's attorneys in writing at the address in paragraph 11 above. **The Court has not ruled in favor of or against the Plaintiff or Defendants on the merits of any of their claims, denials, or defenses in this case.**

PLEASE DO NOT CALL OR WRITE TO THE COURT FOR INFORMATION OR ADVICE.