

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

**IF YOU RECEIVED UNSOLICITED FAXES
FROM GADDIS, INC., PLEASE READ THIS NOTICE CAREFULLY.
IF YOU WISH TO BE PAID BENEFITS UNDER THIS SETTLEMENT,
YOU HAVE TO SUBMIT A CLAIM FORM BY JANUARY 9, 2012.**

To All Members of the Following Class:

All persons or entities with fax numbers who, on or after December 31, 2007, through and including August 11, 2010, were sent faxes by Gaddis, Inc. promoting the commercial availability or quality of its property, goods or services or who were not provided with an "opt out" notice as described in 47 U.S.C. § 227.

I. WHY IS THIS NOTICE BEING SENT?

This notice is being sent to let people know that they may be eligible to receive money under a proposed settlement of a class action lawsuit. The lawsuit is pending in federal court in Chicago. The hearing to approve the settlement will be held on **FEBRUARY 14, 2012 at 11:00 a.m.** before Judge Manning, Courtroom 2125 of the U.S. District Court for the Northern District of Illinois, 219 S. Dearborn St., Chicago, IL 60604.

II. WHAT IS THE LAWSUIT ABOUT?

Plaintiff Bearing Brokers, Inc. claimed that it received unsolicited facsimile advertisements from Gaddis and that Gaddis's sending of these faxes violated federal and state laws, including the federal Telephone Consumer Protection Act. Bearing Brokers sought to represent a class of persons to whom Gaddis sent unsolicited advertising facsimiles. Gaddis denies these allegations but has agreed to settle to avoid the costs and uncertainties of litigation. Gaddis will vigorously defend the lawsuit if the proposed settlement is not approved.

III. WHAT IS THE PROPOSED SETTLEMENT?

The parties to the lawsuit have agreed to settle after extensive litigation and negotiations. Under the proposed settlement, Gaddis, through its insurer, has agreed to pay \$287,500 into a Settlement Fund. The Settlement Fund will pay the fees of plaintiff's attorneys (no more than \$86,250), plus costs of notice and administration, and an award to the plaintiff (\$4,500, in addition to its recovery as a class member). After these amounts are deducted, each Class Member who submits a valid claim will receive a pro rata share of the remaining money. If you are a Class Member and you submit a valid claim, your share of the

settlement fund depends on how many Class Members submit valid claims. According to defendant's records, there are 9,963 unique fax numbers that were sent at least one, but most likely, more than one of 53 unique faxes. Therefore, if 10% of the Class Members submit a valid claim, you may expect to recover approximately \$192. If 20% of the Class Members submit a valid claim, you may expect to recover approximately \$96.

IV. HOW DO I GET PAID?

If you already submitted a claim form, you do not need to do anything else. If you have NOT submitted a claim form and you are part of the class described above, complete and submit the claim form to **EDELMAN, COMBS, LATTURNER & GOODWIN, LLC (24740), 120 S. LaSalle St., 18th Flr., Chicago, IL, 60603 or 866-920-1051 (FAX).** Claim forms must be faxed or postmarked by **JANUARY 9, 2012.** If payment to Class Members exceeds \$600, you will be asked to submit a W-9 form in order to receive your payment.

V. WHAT AM I GIVING UP?

If the settlement becomes final, you will be releasing Gaddis from any claims relating in any way to its sending of unsolicited advertisements by fax. This release is more fully explained in paragraph 11 of the Settlement Agreement. The Settlement Agreement is available at the Clerk's Office, U.S. District Court for the Northern District of Illinois, 219 S. Dearborn St., Chicago, IL 60604 during regular business hours, and on www.edcombs.com. You will need to reference case number 10 C 5500.

VI. EXCLUDING YOURSELF FROM THE SETTLEMENT.

If you want to keep the right to sue Gaddis over the transmission of unsolicited advertising faxes, then you have to "opt out" of the settlement. To do that, you have to send a letter saying that you want to be excluded from the Bearing Brokers, Inc. v. Gaddis, Inc. class action settlement. Be sure to include your name, address and telephone number, the number for the facsimile machine on which you were sent the fax advertisements, and your signature by **JANUARY 9, 2012.** Send the letter to **Class Counsel and Defendant's Counsel at the addresses provided in paragraphs VIII and VII respectively.** If you opt out, you will not receive any payment from the Settlement Fund, you cannot object to the Settlement and you will not be bound by anything that happens in this lawsuit.

VII. OBJECTING TO THE SETTLEMENT.

Either on your own or through an attorney you hire, you can tell the Court that you don't agree with the settlement or some part of it. You must explain why you think the Court should not approve the settlement. To object, you must send a letter saying that you object to the settlement in Bearing Brokers, Inc. v. Gaddis, Inc., 10 C 5500. Be sure to include your name, address and telephone number, the telephone number for the facsimile machine on which you were sent the fax advertisements, a statement of your objection, an explanation of the reasons you object to the settlement and documentation, if any, to support your objection by **JANUARY 9, 2012**. The Court will consider your views if you properly submit an objection on time.

Objecting is simply telling the Court that you don't like something about the settlement. You can object **ONLY** if you stay in the class. If you exclude yourself, you have no basis to object because the case no longer affects you. Any objections or appearances must be filed with the Court and reference 10 C 5500 and sent to **Defendant's Counsel and Class Counsel at the addresses provided in paragraphs VII and VIII respectively.** Defendant's Counsel is Eric Mattson, Sidley Austin LLP, 1 S. Dearborn St., Chicago, IL 60603.

VIII. WHO REPRESENTS THE CLASS?

The Court has appointed the following law firm to represent you and other members of the Settlement Class in this lawsuit:

**EDELMAN, COMBS, LATTURNER
& GOODWIN, LLC (24740)**
120 S. LaSalle St., 18th Floor
Chicago, IL 60603
(312) 917-4504 866-920-1051 (FAX)
www.edcombs.com

This firm represents your interests in this lawsuit. You may contact them with any questions about the lawsuit or the settlement. You may also hire your own attorney at your own cost.

IX. CAN I GET MORE INFORMATION?

This notice is intended only as a summary of the lawsuit and proposed settlement. It is not a complete statement of the lawsuit or the proposed settlement. You may inspect the pleadings and other papers (including the proposed Settlement Agreement) that have been filed in 10 C 5500, at the office of the Clerk of the Court, U.S. District Court for the Northern District of Illinois, 219 S. Dearborn St., Chicago, IL 60604. You may also review the Settlement Agreement by visiting www.edcombs.com. If you have questions about this notice or the proposed settlement, you may contact Settlement Class Counsel at the address and phone number listed above. **DO NOT CONTACT THE COURT OR DEFENDANT FOR INFORMATION.**