

(資料 8) オプトアウト告知書

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SILVERADO CLASS ACTION LITIGATION
THE GARDEN CITY GROUP, INC.
100 West Fifth Street, 31st Floor
Los Angeles, California 90013

- LEGAL NOTICE -

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

General Motors

Case No. JCCP 4396

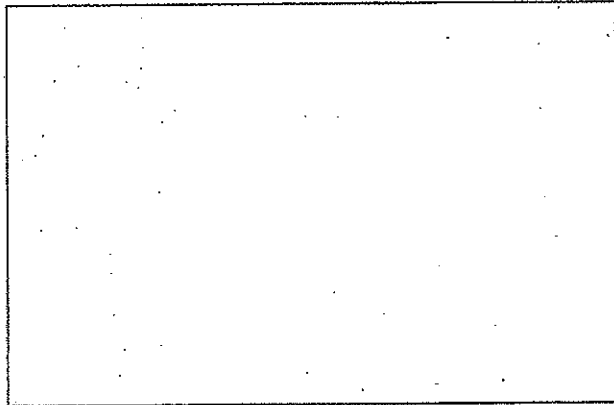
vs.

Notice of Pendency of
Class Action

Notice Relates To:

Anderson v. General
Motors Corp.

Judge: Hon. Peter D. Lichtman
Court: Central Civil West
Dept.: CCW 322



All California owners and lessees of 1999-2003 Chevrolet Silverados equipped with 4.8L, 5.3L, 6.0L or 8.1L engines

What This Case Is About:

This class action lawsuit is brought by Plaintiff Jason Anderson against General Motors ("GM"). Plaintiff claims that:

GM has an "Engine Knock Noise Adjustment Program" that provides subject Silverado owners and lessees with an extended warranty, GM Protection Plan ("GMPP"), or other benefits for free when they complain of engine "knock, ping or slap" noise.

GM failed to tell all owners and lessees of the subject vehicles that they might be eligible to participate in the alleged Adjustment Program.

GM's conduct violates California's "Secret Warranty" Law, Cal. Civ. Code § 1795.90 *et seq.*, and the California Unfair Competition Law, Cal. Bus. & Prof. Code § 17200 *et seq.*

GM denies Plaintiff's claims, and contends that it lawfully assisted a small percentage of Silverado owners and lessees whose trucks make a particular type of engine knock noise at cold start-up that goes away within a few seconds. GM contends this type of noise has no adverse effect on the durability, reliability, or performance of the engine. GM contends it has given assistance in the form of free GMPPs or other goodwill measures to promote customer satisfaction, and that its goodwill measures do not constitute a "secret warranty" or "adjustment program" under California law.

The Court has made no determination whether Plaintiff's or GM's allegations are correct. This Notice is not an expression by the Court of any opinion or wrongdoing.

Class Action Status:

The case has been certified as a class action by the Los Angeles County Superior Court on behalf of the following Class:

All California owners and lessees of 1999-2003 Chevrolet Silverados equipped with 4.8L, 5.3L, 6.0L or 8.1L engines who

- (1) Have an engine "knock, ping or slap" noise in their vehicles; AND
- (2) Were not given notice of the condition giving rise to or the terms and conditions of GM's Engine Knock Noise Adjustment Program.

If you live in California, own or lease one or more of these vehicles, have a knock, ping or slap noise in your engine, and did not receive notice of the alleged Engine Knock Noise Adjustment Program, you are part of the Class, unless you exclude yourself.

Your Legal Rights May Be Affected:

Your legal rights may be affected whether you act or don't act. The purpose of this Notice is to inform you, as a potential Class Member, of the lawsuit and your rights and options in the case.

Your Rights and Options in this Case:

1. **Do Nothing.** You will be part of this lawsuit and must accept the outcome of this case whether it is in favor of the Class or GM. You do not have to pay for the attorneys who represent the Class in the action.

Read this Notice Carefully. More information can be found on the reverse side of this Notice.

[1]

Stay in the Class but get your own lawyer. You will still be part of this lawsuit but, if you wish, you can hire your own lawyer at your own expense.

Exclude Yourself. This is your only option if you do not want to be part of this lawsuit, or you if want to bring your own lawsuit against GM at your own expense. You must mail a letter, postmarked by no later than **August 15, 2007**, excluding yourself from the Class.

Excluding yourself means the outcome, whether favorable to GM or the Plaintiff, will not be binding on you. This means you will not have the right to receive any money or other relief the Class may be awarded. It also means you may not be bound by any judgment in favor of GM.

To exclude yourself from the Class, mail a letter saying you want to exclude yourself from this lawsuit, *In Re General Motors Cases (Johnson)*, Case No. JCCP 4396. Your letter should include:

- Your full name and address.
- Your Vehicle Identification Number or VIN.
- Your signature.

Mail your letter to: Silverado Class Action Litigation, Girard Gibbs LLP, 601 California Street, 14th Floor, San Francisco, CA 94108.

Deadline: August 15, 2007. Your letter requesting exclusion must be postmarked by this date.

Some Common Questions:

How will I know whether my vehicle has an engine "knock, ping or slap" noise?

Your vehicle may have an engine "knock, ping or slap" noise if you or your service technician hears or has heard a knock, ping, slap, rapping or ticking sound in your engine. The sound may go away when the engine warms up.

How will I know whether I was given notice of the condition giving rise to or the terms and conditions of GM's alleged "Engine Knock Noise Adjustment Program"?

If you complained to GM about an engine knock, ping or slap noise in your vehicle and received or were offered a free or reduced-cost GM Protection Plan ("GMPP"), extended warranty, or other benefits in response to your complaint, then you were given notice of the alleged Adjustment Program.

When will I find out whether I am eligible for an extended warranty, GM Protection Plan ("GMPP"), or other benefits?

A trial date has not been set in this case, but should be scheduled by the Court shortly. It is possible that the Plaintiff will win the case, settle the case, or lose the case at trial or before then.

Class Counsel can not predict or guarantee the outcome of the case.

If you would like periodic updates concerning the status of the case, please provide your e-mail address by visiting www.girardgibbs.com/silverado and filling out the form. You can also write us at the address below.

How Can I Learn More About This Case?

This Notice is only a summary. For more information about the case, go to www.girardgibbs.com/silverado. Or, mail or email your questions to Class Counsel:

Silverado Class Action Litigation
Elizabeth C. Pritzker, Esq.
GIRARD GIBBS LLP
601 California Street, 14th Floor
San Francisco, CA 94108
Telephone: (415) 981-4800
silverado@girardgibbs.com

You can also look at documents related to the case by going to the following location during business hours:

Clerk of the Court
Central Civil West Courthouse
600 South Commonwealth Ave.
Los Angeles, CA 90005.

Please DO NOT call or write the Court or General Motors with questions about this lawsuit.

This is not a solicitation from a lawyer.

Please do not contact the Court regarding this Notice. [2]