

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
Miami Division
MDL No. 2599
Master File No.: 15-MD-02599-MORENO
S.D. Fla. Case No. 1:14-cv-24009-MORENO**

**IN RE: TAKATA AIRBAG PRODUCT
LIABILITY LITIGATION**

**THIS DOCUMENT RELATES TO:
ECONOMIC LOSS TRACK CASES**

NOTICE OF FILING UPDATED NOTICES FOR RECYCLER CLASS SETTLEMENTS

Recycler Plaintiffs hereby submit updated versions of the publication and direct-mail notices that the parties intend to distribute pursuant to the Court-approved notice program for the preliminarily approved Recycler class settlements. The updates reflect the recent settlement with Honda and clarify that the settlement's benefits depend on the agreements receiving final approval.

Dated: April 20, 2023

Respectfully submitted,
PODHURST ORSECK, P.A.

/s/ Peter Prieto

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on April 20, 2023, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify the foregoing document is being served this day on all counsel of record via transmission of Notice of Electronic Filing generated by CM/ECF.

By: /s/ Peter Prieto
Peter Prieto

Direct Mail Notice to Class Members

Front:

Settlement Notice Administrator in
In re Takata Airbag Products Liability
Litigation (Automobile Salvage/Recyclers
Actions) (S.D. Fla.)[Address]
[City, State ZIP Code]

[Name]
[Address]
[City, State ZIP Code]

Important Legal Notice from the United States District Court for the Southern District of Florida. This is a notice of a proposed class action settlement.

Back:

All persons and entities that purchased a Subject Vehicle containing a Takata Inflator, and that currently engage, or at the time of purchase were engaged, in the business of automotive salvage and/or recycling, and/or that recycled, refurbished, and/or removed for sale and/or re-sale Takata Inflators and/or Takata Inflator-related component parts may be entitled to a payment from a class action settlement.

Si desea recibir esta notificación en español, llámenos o visite nuestra página web.

Settlements have been reached in a class action lawsuit alleging that certain car companies manufactured and sold vehicles that contained allegedly defective airbags made by Takata Corporation and its affiliates (“Takata”). The car companies involved in the proposed settlement (BMW, Ford, Honda, Mazda, Nissan, Toyota, and Subaru) (“Defendants”) deny the allegations in the lawsuit, and the Court has not decided who is right. **The purpose of this notice is to inform you of the class action and the proposed Settlements so that you may decide what to do.**

Who’s included? Records indicate that you may be a Class Member. The Settlements offer potential payments to Automotive Salvage and/or Recyclers in the United States that purchased a Subject Vehicle containing a Takata Inflator. A complete list of Subject Vehicles included in the Settlements is posted on the [www.\[WEBSITE\].com](http://www.[WEBSITE].com) Settlement Website. The Settlements do not involve claims of personal injury or property damage arising from an incident involving a Subject Vehicle.

What do the Settlements provide? The Settlements, if fully approved, offer an Enhanced Inflator Recovery Program (or BMW’s enhanced Takata Inflator Certification Program) (the “Enhanced Programs”), which will run for two years. Under the programs, the Settlement Claims Administrator will locate, identify, purchase, recover, and destroy (or, under BMW’s program, certify to the destruction of) Inflators in Subject Vehicles that have been recalled as of [DATE]. Defendants that had existing programs regarding recovered and/or deployed and/or missing inflators will pay the eligible Class Member 15% more per Inflator than they pay under their existing programs. Defendants that did not have existing programs regarding recovered and/or deployed and/or missing inflators are implementing such programs, to the extent described in the

agreements available at [www.\[WEBSITE\].com](http://www.[WEBSITE].com). These additional payments **do not** apply to Inflatos for which the Defendants have already made a payment or to any payments made after the two-year Enhanced Programs. More information about the benefits of the Settlements is available at [www.\[WEBSITE\].com](http://www.[WEBSITE].com).

How can I participate in the Enhanced Programs? Once implemented, you may submit a Claim to participate in the Enhanced Programs. Instructions on submitting a claim can be found in the Claim Form at [www.\[WEBSITE\].com](http://www.[WEBSITE].com).

What are my options? You are not required to do anything in response to this notice unless you wish to exclude yourself from the Settlements or file an objection. If you do not exclude yourself, then if the court approves the Settlements, you may recover any benefits to which you may be entitled under the Settlements, and you will be legally bound by the Settlement terms including the release of claims. The potential available benefits are more fully described in the Settlement Agreements, available at [www.\[WEBSITE\].com](http://www.[WEBSITE].com). If you want to exclude yourself from the Settlements, and not receive any benefits to which you may be eligible, then you must exclude yourself by **Month DD, 2023**. You may object to the Settlements by **Month DD, 2023**. You cannot both exclude yourself from and object to the Settlements. The deadlines and procedures for requesting exclusion from the Settlements or filing an objection are also explained on the settlement website.

Fairness Hearing. The Court will hold a final approval or “fairness” hearing on **Month DD, 2023** to consider whether to grant final approval of the Settlements and a request for \$214,938 in attorneys’ costs and expenses for the Settlements with the Defendants. Plaintiffs’ counsel are not seeking any attorneys’ fees or class representative awards associated with the Settlements. You may appear at the fairness hearing, either by yourself or through an attorney you hired, but you don’t have to hire an attorney because class counsel will be there to represent your interests. For more information, including the Settlement benefits and requirements, eligibility, release of claims, and applicable deadlines and procedures to request exclusion, object, or file a claim, in English or Spanish, call or visit the website below.

[1-8XX-XXX-XXXX](tel:1-8XX-XXX-XXXX)

www.XXXXXXXXXXXXXX.com

Publication Notice

Important Legal Notice from the United States District Court for the Southern District of Florida

If you are an Automotive Salvage and/or Recycler, you could get benefits from a class action settlement.

Si desea recibir esta notificación en español, llámenos o visite nuestra página web.

Settlements have been reached in a class action lawsuit alleging that Automotive Salvage and/or Recyclers sustained economic losses because they purchased certain vehicles containing allegedly defective airbags manufactured by Takata Corporation and its affiliates. The Settlements include certain BMW, Ford, Honda, Mazda, Nissan, Toyota, and Subaru vehicles that contain or contained certain Takata PSAN Inflators (“Inflators”) in their driver or passenger front airbag that (i) have been recalled, or (ii) may be recalled or contain a desiccant and that may be subject to future recall as defined in the Settlement Agreement (the “Subject Vehicles”). BMW, Ford, Honda, Mazda, Nissan, Toyota, and Subaru (“Defendants”) deny any and all allegations of wrongdoing and the Court has not decided who is right.

Am I included in the proposed Settlements? The Settlements include the following persons and entities:

- Automotive Salvage and/or Recyclers in the United States, its territories and possessions, and the District of Columbia in existence at the time of the issuance of the Preliminary Approval Order that purchased a Subject Vehicle containing a Takata Inflator and that currently engage, or at the time of purchase were engaged, in automotive salvage and/or recycling.

A full list of Subject Vehicles and what constitutes an “Automotive Salvage and/or Recycler” are at [www.\[WEBSITE\].com](http://www.[WEBSITE].com). The Settlements do not involve claims for personal injury or damage to any property other than the Subject Vehicles.

What do the Settlements provide? If fully approved and pursuant to the Enhanced Inflator Recovery Program (or BMW’s enhanced Takata Inflator Certification Program) (the “Enhanced Programs”), which will run for two years, the Settlement Claims Administrator will locate, identify, purchase, recover, and destroy (or, under BMW’s program, certify to the destruction of) Inflators in or from Class Members’ Subject Vehicles that have been recalled as of [DATE]. Defendants that had existing programs regarding recovered and/or deployed or missing inflators will pay eligible Class Members 15% more per recovered and/or deployed or missing Inflator than they currently pay under their existing program(s). Those Defendants that did not have existing programs regarding recovered and/or deployed and/or missing inflators are implementing such programs, to the extent described in the agreements available at [www.\[WEBSITE\].com](http://www.[WEBSITE].com). These additional payments do **not** apply to Inflators for which the Defendants have already made a payment prior to the Enhanced Programs, or to payments made after the expiration of the two-year Enhanced Programs. More information on the benefits and requirements of the Settlements are available at [www.\[WEBSITE\].com](http://www.[WEBSITE].com).

How can I participate in the Enhanced Programs? Once implemented, you may submit a Claim to participate in the Enhanced Programs. Instructions on submitting a claim can be found in the Claim Form at [www.\[WEBSITE\].com](http://www.[WEBSITE].com).

