

United States District Court
Central District of California

In re TOLL ROADS LITIGATION

PENNY DAVIDI BORSUK, *et al.*,

Plaintiffs,

vs.

FOOTHILL/EASTERN
TRANSPORTATION CORRIDOR
AGENCY, *et al.*,

Defendants.

Case No: 8:16-cv-00262-ODW(ADSx)

Hon. Otis D. Wright II

~~XXXXXXXXXX~~
**[PROPOSED] ORDER GRANTING
MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENTS**
[624]

Date: January 4, 2022

Time: 10:00 AM

Location: Judicate West

1851 East First Street

Suite 1600

Santa Ana, CA 92705

**(Referred to Special Master: Hon.
Andrew J. Guilford (ret.))**

ORDER GRANTING FINAL APPROVAL

On August 27, 2020, Plaintiffs and Defendants Foothill/Eastern Transportation Corridor Agency, San Joaquin Hills Transportation Corridor Agency, Michael Kraman, Craig Young, Scott Schoeffel, Ross Chun, Rhonda Reardon and BRiC-TPS, LLC (collectively “TCA”) entered into a Settlement Agreement and Release (“TCA Agreement”), after two arm’s-length mediations, one with the assistance of mediator Robert Kaplan, and the second with mediator Rachel Ehrlich, Esq.¹ Also on August 27, 2020, Plaintiffs and Defendant 3M Company (“3M”) entered into a Settlement Agreement and Release (“3M Agreement”), after two arm’s-length mediations with the assistance of mediator Robert Kaplan, Esq. Collectively, the TCA Agreement and the 3M Agreement will be referred to as the Agreements, and the settlements reached in those Agreements will be referred to as the Settlements.

On May 17, 2021 this Court granted Preliminary Approval of the Agreements and ordered that Notice be sent to the TCA Settlement Class and the 3M Settlement Class (together, the “Settlement Classes”).

On January 4, 2022, this matter came before the Special Master Andrew J. Guilford (ret.). Special Master Guilford issued a Report and Recommendation recommending granting the Motion for Final Approval. After reviewing (a) the motion and the supporting papers, including, the Agreements; (b) any objections filed with or presented to the Court; (c) the parties’ responses to any objections; and (d) Special Master Guilford’s Report and Recommendation, the Court finds good cause to grant the motion.

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¹ Unless otherwise defined, all terms used herein have the same meanings as set forth in the Agreements. All capitalized terms used in defining the 3M settlement class have the same meaning set forth in the 3M Agreement. All capitalized terms used in defining the TCA settlement class have the same meaning set forth in the TCA Agreement.

FINDINGS:

1. Upon review of the record, the Court hereby finds that the Settlements are, in all respects, fair, adequate, and reasonable. The Court has come to this determination pursuant to the factors outlined in Federal Rules of Civil Procedure (“Rule”) 23(e)(2). Among other matters considered, the Court took into account: (a) the complexity of Plaintiffs’ theory of liability; (b) the arguments raised by Defendants in their pleadings that could potentially preclude or reduce the recovery by class members; (c) delays in any award to the Classes that would occur due to further litigation and appellate proceedings; (d) the amount of discovery that has occurred; (e) the relief provided to the respective Settlement Classes; (f) the recommendation of the Settlements by counsel for the Parties; and (g) the low number of objectors to the Settlements, demonstrating that the Classes have a positive reaction to the Settlements.

2. The Court finds that the respective class members have been adequately represented by the respective Class Representatives and Class Counsel.

3. The Court also finds that extensive arm’s-length negotiations have taken place, in good faith, between Class Counsel and Defendants’ Counsel resulting in the Settlements. These negotiations were presided over by the experienced mediators Robert Kaplan, Esq and Rachel Ehrlich, Esq.

4. The Settlements provide substantial and adequate value to the Classes.

5. The Class Administrator provided notice to members of the Settlement Classes in compliance with the Agreements, due process, and Rule 23. The notice: (i) fully and accurately informed class members about the lawsuit and settlements; (ii) provided sufficient information so that class members were able to decide whether to accept the benefits offered, opt-out and pursue their own remedies, or object to the proposed settlements; (iii) provided procedures for class members to file written objections to the proposed settlements, to appear at the hearing, and to state objections to the proposed settlements; and (iv) provided the time, date, and place of the final

1 fairness hearing. The Court finds that the Notice provided to the Classes pursuant to
2 the Settlement Agreements and the Preliminary Approval Order and consisting of
3 individual direct postcard and email notice, publication notice, settlement website,
4 and CAFA notice has been successful and (i) constituted the best practicable notice
5 under the circumstances; (ii) constituted notice that was reasonably calculated, under
6 the circumstances, to apprise Class Members of the pendency of the Action, their right
7 to object to the Settlements or exclude themselves from the Classes, and to appear at
8 the Final Approval Hearing; (iii) was reasonable and constituted due, adequate, and
9 sufficient notice to all persons entitled to receive notice; and (iv) otherwise met all
10 applicable requirements of the Federal Rules of Civil Procedure, the Due Process
11 Clause of the United States Constitution, and the rules of the Court.

12 6. The Court finds that the appropriate government officials were properly
13 and timely notified of the Settlement Agreements, pursuant to the Class Action
14 Fairness Act of 2005 (“CAFA”), 28 U.S.C. § 1715. The Court has reviewed the
15 substance of this notice and finds that it complied with all applicable requirements of
16 CAFA. As required by CAFA, more than ninety (90) days have elapsed between the
17 date since notice was provided pursuant to CAFA and the Final Approval Hearing.

18 7. The Parties adequately performed their obligations under the
19 Agreements.

20 8. The persons on the list attached hereto as Exhibit A have each submitted
21 a timely request for exclusion and are hereby excluded from the Class(es) from which
22 they excluded themselves.

23 9. For the reasons stated in the Preliminary Approval Order, and having
24 found nothing in any submitted objections that would disturb these previous findings,
25 this Court finds and determines that the proposed Settlement Classes, as defined
26 below, meet all of the legal requirements for class certification for settlement purposes
27 under Rule 23(a) and (b)(3).

28 //

IT IS ORDERED THAT:

1. The Settlement Agreements are hereby finally approved in all respects, and the Parties are hereby directed to implement the Settlement Agreements according to their terms and provisions.

2. The Court has personal jurisdiction over the parties to this Action and the Class Members, venue is proper, and the Court has subject matter jurisdiction to approve the Settlement Agreements, including all exhibits thereto, and to enter this Order.

3. 3M Settlement Class. The 3M Settlement Class is defined as:

All individuals whose PII was provided by 3M or TCA to any other individual or entity from April 13, 2015 to June 30, 2015, including:

- Any person with a transponder account with a Toll Agency whose PII was sent by 3M or TCA from April 13, 2015 to June 30, 2015 to another Toll Agency (interoperability transmissions);
- Any person who used any of the TCA Toll Roads whose PII was sent by 3M or TCA to a third party from April 13, 2015 to June 30, 2015 in connection with efforts to collect tolls or penalties (collection transmissions); and
- Any person whose PII was sent by 3M or TCA to a third party from April 13, 2015 to June 30, 2015 for any reason other than those listed above (other transmissions).

Excluded from the 3M Settlement Class are: (1) employees of 3M, including their current and former directors, officers and counsel; (2) any entity that has a controlling interest in Defendant; (3) Defendant's affiliates and subsidiaries; and (4) the judge to whom this case is or was assigned, any member of the judge's immediate family, and any member of the judge's staff.

4. TCA Settlement Class. The TCA Settlement Class is defined as:

All individuals whose PII was provided by TCA or 3M to any other individual

1 or entity between April 13, 2015 and June 16, 2021. The Settlement Class consists
2 of:

- 3 • Any person with a transponder account with TCA or a Non-Party
4 Toll Agency whose PII was sent by TCA or 3M Company to a
5 Non-Party Toll Agency between April 13, 2015 and June 16, 2021
6 (interoperability transmissions);
- 7 • Any person who used any of the TCA Toll Roads whose PII was
8 sent by TCA or 3M to a third party between April 13, 2015 and
9 June 16, 2021 in connection with efforts to collect tolls and/or
10 penalties (collection/enforcement transmissions); and
- 11 • Any person whose PII was sent by TCA or 3M to a third party
12 between April 13, 2015 and June 16, 2021 for any reason other
13 than those listed above (communications transmissions).

14 Excluded from the TCA Settlement Class are: (1) employees of TCA, including their
15 current and former directors, officers and counsel; (2) any entity that has a controlling
16 interest in TCA; (3) TCA's affiliates and subsidiaries; and (4) the judge to whom this
17 case is or was assigned, any member of the judge's immediate family, and any
18 member of the judge's staff.

19 5. Binding Effect of Order. This Order applies to all claims or causes of
20 action settled under the Agreements, and binds all members of the Settlement Classes,
21 including those who did not properly request exclusion. Except for Paragraph 6
22 below, this Order does not bind persons who filed timely Requests for Exclusion as
23 to each Settlement that they were excluded from. Attached as Exhibit A is a list of
24 persons who properly requested to be excluded from each Settlement.

25 6. In accordance with both the Court's general authority to protect its
26 jurisdiction and the All Writs Act (28 USC § 1651), the Court hereby permanently
27 enjoins each and every member of each of the Settlement Classes from filing or
28 pursuing any claim or litigation against any of the persons and/or entities listed

below in 6 (a)-(d), asserting that compliance with the obligations imposed by this Order, the Preliminary Approval Order, or either of the Agreements violates California Streets & Highways Code section 31490 or any other federal, state or local constitution, statute, rule, regulation or policy purporting to limit the disclosure of personally identifiable information:

- a. Any and all Released Parties (as defined in Section 2.26 of the TCA Agreement);
- b. Any and all Released Parties (as defined in Section 2.26 of the 3M Agreement);
- c. OCTA and Cofiroute, together with their respective officers, agents, employees and attorneys;
- d. Any other person or entity who provided information to the Class Administrator pursuant to the Preliminary Approval Order, together with their respective officers, agents, employees and attorneys.

7. Release. Plaintiffs and all members of each Settlement Class who did not properly request exclusion are: (1) deemed to have released and discharged all Released Parties from all Released Claims as defined by the respective Agreements of the Settlement Classes of which they are members; and (2) barred and permanently enjoined from asserting, instituting, or prosecuting, either directly or indirectly, these claims. The full terms of the releases described in this paragraph are set forth in Section 14 of the 3M Settlement Agreement and Section 15 of the TCA Settlement Agreement and as modified by the Agreements subsequently filed with the Court on 12/30/20, Dkt. #591-1 are specifically incorporated herein by this reference.

8. 3M Class Relief. 3M, through the Class Administrator, shall issue a Cash Award to each member of the 3M Settlement Class who submitted claims deemed timely as stated in the 3M Settlement Agreement.

9. TCA Class Relief. TCA, through the Class Administrator, shall issue a Cash Award to each Cash Distribution Class Member who submitted claims deemed

1 timely, and shall also provide penalty forgiveness to those eligible for such relief, as
2 stated and pursuant to the schedule provided in the TCA Settlement Agreement.

3 10. Neither the Agreements or any of their terms or provisions, nor any of
4 the negotiations or proceedings connected with the Settlements, whether or not
5 consummated, shall be construed as an admission or concession of any kind by any
6 of the Parties. Neither the Agreements or any of their terms or provisions, nor any of
7 the negotiations or proceedings connected with the Settlements, may be offered
8 against any of the Parties as evidence of, or construed as or deemed to be evidence of,
9 any presumption, concession or admission by any of the Parties regarding any issue
10 whatsoever including: (i) whether it was appropriate for class certification; (ii) the
11 validity of any allegation or claim that was, could have been or will be asserted against
12 any of the Defendants; (iii) liability, negligence, fault, or wrongdoing of any kind;
13 and (iv) the existence or scope of any damages.

14 11. Injunctive Relief. The TCA shall make the following changes to its
15 business practices for a minimum of five (5) years following the Effective Date of the
16 TCA Settlement:

17 a. Increase Time to Pay Tolls from 5 to 7 Days. The TCA shall not
18 assess penalties for any person who pays their toll within seven days of using State
19 Route 73, 133, 241, or 261. TCA shall not be required to further change its road
20 signage or any other published information, but shall instead apply a two-day grace
21 period beyond the advertised five days to pay.

22 b. Update to Privacy Policies. Within thirty (30) days after the
23 Effective Date, TCA shall update its privacy policy in the FastTrak account agreement
24 and its website to include a list of the categories of PII sent to any third party,
25 including but not limited to CTOC entities, and a separate list of the categories of PII
26 TCA receives from other Non-Party Toll Agencies.

27 c. Re-Set of Opt-in Status for Communications by TCA. The Court
28 authorizes the Foothill/Eastern Transportation Corridor Agency and San Joaquin Hills

1 Transportation Corridor Agency each to send, following the Effective Date of the
2 TCA Agreement: (i) a single email to all account holders notifying them that they
3 have been opted out and asking them to select their communications preferences in
4 their online account; and (ii) a statement to be included in any other communications
5 that would otherwise be sent to TCA customers advising them to update their
6 communications preferences and/or containing a link to a website that allows TCA
7 customers to update their communications preferences.

8 d. FTB Transmissions. When TCA sends PII to the Franchise Tax
9 Board (“FTB”) for the purpose of placing a tax intercept, TCA shall send only the PII
10 that the FTB requires to place such tax intercept. For purposes of this Order and
11 settlement purposes, it is understood that the FTB requires TCA to send an
12 individual’s social security number in order to place a tax intercept on such individual.

13 e. Rental Car Transmissions. When TCA transmits PII to a rental car
14 company as a result of a rental car traveling on State Route 73, 133, 241, or 261 and
15 failing to pay a toll associated with travel on such Route, TCA shall transmit only
16 such PII as is contained in the toll violation notice resulting from the aforementioned
17 failure to pay a toll.

18 f. Skip Tracers. TCA shall use skip tracers only in instances where
19 (i) mail is returned to TCA as undeliverable, or (ii) TCA requires the use of skip
20 tracers to obtain information that the FTB requires to place a tax intercept.
21 Notwithstanding the foregoing, if legislation is enacted that provides for the use of
22 skip tracers in additional instances, TCA shall also be permitted to use skip tracers in
23 those additional instances.

24 g. DMV Registration Holds. When TCA sends PII to the California
25 Department of Motor Vehicles (“DMV”) for the purpose of causing the DMV to place
26 a DMV registration hold, TCA shall only send the PII that the DMV requires to place
27 a DMV registration hold.
28

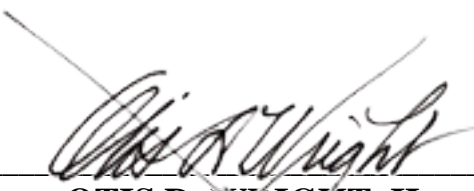
1 12. Administrator Costs. Notice and Administration Costs of up to
2 \$3,254,366.60 shall be paid out of the TCA Settlement Fund and up to \$448,869.45
3 shall be paid out of the 3M Settlement Fund, according to the terms of the Settlement
4 Agreements, to the Class Administrator, Epiq Class Action and Claims Solutions, Inc.

5 13. Dismissal with Prejudice. The Court dismisses with prejudice all claims
6 of the members of the Settlement Classes asserted in this Action.

7 14. Court's Jurisdiction. Without affecting the finality of this Order or the
8 Judgment in any way, pursuant to the Parties' request, the Special Master and Court
9 shall retain jurisdiction over all matters relating to the interpretation, administration,
10 implementation, effectuation, consummation, and enforcement of the Agreements
11 and this Order and judgment, and for any other necessary purpose.

12
13 **IT IS SO ORDERED.**

14
15 February 11, 2022

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17
18 
19 _____
20 **OTIS D. WRIGHT, II**
21 **UNITED STATES DISTRICT JUDGE**
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Attachment 1



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
1	AARON	R	GILLIAM	✓	✓
2	AARON		MERNICK	✓	✓
3	ABRAHAM		VILLA	✓	✓
4	ADRIAN	A	RAMOS	✓	✓
5	ADRIANE	DONNA	GEGGIE	✓	✓
6	ALBERT	A	GONZALES	✓	✓
7	ALESSANDRO		ASSANTI	✓	✓
8	ALEXANDER		BAKHTIARI	✓	✓
9	ALEXANDER		MORALES	✓	✓
10	ALI		MAKVANDI	✓	✓
11	ALICE		NEE	✓	✓
12	ALLAN	LEE	DOLLISON	✓	✓
13	AMADOU		KANTE	✓	✓
14	ANDREA	NICOLE	PETRUZZIELLO	✓	✓
15	ANDRES		OSORIO	✓	✓
16	ANDREW		GERRY	✓	✓
17	ANDREW		MARTIN	✓	✓
18	ANDREW		REYES	✓	✓
19	ANDREW	C	SMITH	✓	✓
20	ANDY		MONTIEL	✓	✓
21	ANGEL		RODRIGUEZ	✓	✓
22	ANNE		EDRISI	✓	✓
23	ANNETTE	K	CORRAO	✓	✓
24	ANNIE		GILL	✓	✓
25	ANTHONY	J	GLASIER	✓	✓
26	ANTHONY		LUONG	✓	✓
27	ANTHONY		MANZO	✓	✓
28	ANTHONY		MOUMJIAN	✓	✓
29	ANTHONY		RAMIREZ	✓	✓
30	ANTONIOS		GAMILIS	✓	
31	ANWAR		GREER	✓	✓
32	AQEEL		ABBAS	✓	✓
33	ARA		HAROUTOUNIAN	✓	✓
34	ARANG		ABEDINZADEH	✓	✓
35	ARMANDO		MORALES	✓	✓
36	ARMANDO		SANCHEZ	✓	✓
37	ARNE		LINDER	✓	✓
38	ASHANTE	JAZLYN	ROBINSON	✓	✓
39	LEE		AUGARTON	✓	✓
40	AUSTIN		ROMERO	✓	✓
41	BAGUS	ANAK AGUNG	GEDE	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
42	BAHRAM	M	TOUSKI	✓	✓
43	BARBARA		PATINO	✓	✓
44	BARBARA		ROPELATO	✓	✓
45	BENJAMIN	ALAN	GOLDBERG	✓	✓
46	BENYAMIN	Y	YACOUB	✓	✓
47	BETH	A	SMITH	✓	✓
48	BINH		DINH	✓	✓
49	BINH		VU	✓	✓
50	BLAKE	A	ROSEBERRY	✓	✓
51	BOBBI		CARROLL	✓	✓
52	BRADLY		GRUNBAUM	✓	✓
53	BRANDEN		FULLNER	✓	✓
54	BRANDON	MATHEW	BISHOP	✓	✓
55	BRANDON		PAIZ	✓	✓
56	BRANDON		PHILLIPS	✓	✓
57	BRANDON	A	TROSTLE	✓	✓
58	BRENT	JAMES	JESSEE	✓	✓
59	BRIAN	P	HARDIMAN	✓	✓
60	BRIAN		HAYES	✓	✓
61	BRIAN		SKELTON	✓	✓
62	BRIAN		TURNER	✓	✓
63	BRIANNA		RAMOS-VILLAGOMEZ	✓	✓
64	BRODIE	R	MARSHALL	✓	✓
65	BRUCE	C	HUNTER	✓	✓
66	BRUNO		BALDERRAMA	✓	✓
67	BRYAN	ROBERT	BELL	✓	✓
68	BRYAN	DAVID	BROERMAN	✓	✓
69	BRYAN		HENDRY	✓	✓
70	BRYAN	W	THOMPSON	✓	✓
71	CAREN		WOLF	✓	✓
72	CARL		BALZANTI	✓	✓
73	CARLA	MARIE	YORBA	✓	✓
74	CARLOS		HERRERA-GUTIERREZ	✓	✓
75	CAROL		BARRY	✓	✓
76	CECELIA	A	LAHR	✓	✓
77	CHAD		CHESEBRO	✓	✓
78	CHARLES		CONTRERAS	✓	✓
79	CHARLES	VAN	NGUYEN	✓	✓
80	CHARLES	A	PENNELL	✓	✓
81	CHARLES		REYNOLDS	✓	✓
82	CHARLES		TRIEU	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
83	CHEN		GUOHUI	✓	✓
84	CHERYL		BOKANO	✓	✓
85	CHRISTIAN		ANDERSON	✓	✓
86	CHRISTIAN		YASSA	✓	✓
87	CHRISTINE		WHITE	✓	✓
88	CHRISTOPHER		BISSONNETTE	✓	✓
89	CHRISTOPHER		MANASSERO	✓	✓
90	CHRISTOPHER	M	MAZZUCKIS	✓	✓
91	CHRISTOPHER	H	RUSH	✓	✓
92	CINDY		ANDERSON	✓	✓
93	CODY		LINDSAY	✓	✓
94	CONALLEE		MOSS	✓	✓
95	CONRADO	A	PORTNOY	✓	✓
96	CONSTANCE	P	HENES	✓	✓
97	CRISTIAN	GERARDO	ROJAS	✓	✓
98	DALILA		ORTEGA	✓	✓
99	DAN		DUMITRU	✓	✓
100	DANA	ANDREW	KEIR	✓	✓
101	DANIEL	ALFONSO	EGER	✓	✓
102	DANIEL	E	GARCIA	✓	✓
103	DANIEL	R	RAMIREZ	✓	✓
104	DANIEL	M	RESENDIZ	✓	✓
105	DANIEL	GUINN	SHAY	✓	✓
106	DAVID		ENGELBERT	✓	✓
107	DAVID	JAMES	FULLER	✓	✓
108	DAVID		GINSBERG	✓	✓
109	DAVID		GOMEZ	✓	✓
110	DAVID		KANOY	✓	✓
111	DAVID	C	KAUFFMAN	✓	✓
112	DAVID		NEIDHARDT III	✓	✓
113	DAVID	B	PODESTA	✓	✓
114	DAVID		SANCHEZ	✓	✓
115	DAWN	M	KEITH	✓	✓
116	DEANA	URIAH	MOLLÉ	✓	✓
117	DEBORA	R	FERREIRA	✓	
118	DEBORAH	ANN	KURILCHYK	✓	✓
119	DEBORAH		LAMB	✓	✓
120	DEBRA	E	SUZUKI	✓	✓
121	DIANA	D	ALLEN	✓	✓
122	DIANA		PROFANT	✓	✓
123	DIANE	M	SUPPLE	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
124	DIBA		KAZERANI	✓	✓
125	DIMETRIO		GONZALEZ	✓	✓
126	DOMINIQUE		GALLARDO	✓	✓
127	DONNA		BRINKMAN	✓	
128	DONNY		FRANCO	✓	✓
129	DYLAN	R	CUTILLO	✓	✓
130	DYLAN	STEVEN	YOUNG	✓	✓
131	EARTH	MECHANICS	INC	✓	
132	EDUARDO	MERCADO	CARVAJAL	✓	✓
133	EDUARDO		GUILLEN	✓	✓
134	EDWAR		MOUSA	✓	✓
135	EDWARD		KIM	✓	✓
136	EDWIN	C	ANGELES	✓	✓
137	EDWIN	CONRAD	VAN	✓	✓
138	ELIZABETH	A	FOGARTY	✓	✓
139	ELIZABETH	ANNMARIE	KRUK	✓	✓
140	ERIC		GRUNWALD	✓	✓
141	ERIC		MELENDEZ	✓	✓
142	ERICK		LUCCIO	✓	✓
143	ERIK	C	RECORDS	✓	✓
144	EVAN	J	GAUVREAU	✓	✓
145	EVERETT		BLOOM	✓	✓
146	EZE		OLISEMEKE	✓	✓
147	FABIAN	A	DORANTES	✓	✓
148	FADI		CHEIKHA	✓	✓
149	FERNANDO		RODRIGUEZ	✓	✓
150	FRANCES	L	ENDRES	✓	✓
151	FRANCINE	G	BAKST	✓	✓
152	FRANCISCO		ALVAREZ	✓	✓
153	FRANCOIS		MALINOWSKI	✓	✓
154	FRANK		VERDONCK	✓	✓
155	FRED	L	COOPER	✓	✓
156	FREDERICK		JOHNCOX	✓	✓
157	GAIL		BROWER-NEDLER	✓	✓
158	GARY	R	CARRADINE	✓	✓
159	GARY	A	HAAS	✓	✓
160	GENE	S	SHILLMAN	✓	✓
161	GEORGE		ASHBY	✓	✓
162	GEORGE	S	YAMAMOTO	✓	✓
163	GERALD	A	JOHNSON	✓	✓
164	GLEN	S	ARNOLD	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
165	GLENN	NUNEZ	PATRICIO	✓	✓
166	GORDON	P	RENAUD	✓	✓
167	GRANT		MACKEY	✓	✓
168	GREGORY	R	GRUICH	✓	✓
169	GUILLERMO		ELIZALDE	✓	✓
170	GUY		EDWARDS	✓	✓
171	HAL	D	FELZER	✓	✓
172	HALA		NOKARI	✓	✓
173	HAROLD		ARANDA	✓	✓
174	HEATHER		LEMIEUX	✓	✓
175	HOA		VU	✓	✓
176	HOMAN		RAZEGHI	✓	✓
177	HORACIO		REYNA JR	✓	✓
178	IAN	JESSE	LASKY	✓	✓
179	IRMA		OCAMPO	✓	✓
180	ISAAC		CAMPOS	✓	✓
181	ISHI		SALAZAR	✓	✓
182	ISRRAEL		ANORVEMONTES	✓	✓
183	IVAN	R	BELTRAN	✓	✓
184	IVAN		MESSINGER	✓	✓
185	JACK		CAIN	✓	✓
186	JACKIE	L	DEAVERS	✓	✓
187	JACQUELYNE		GARCIA	✓	✓
188	JAMES	A	DOLAN	✓	✓
189	JAMES	W	DONNELL	✓	✓
190	JAMES		HENDERSON	✓	✓
191	JAMES		NOVELLA	✓	✓
192	JAMES		SPEIGHTS	✓	✓
193	JARED	M	YATES	✓	✓
194	JASON		FORD	✓	✓
195	JAVIER		PEREZ	✓	✓
196	JAVIER	PEREZ	TORRES	✓	✓
197	JAY		BERMAN	✓	✓
198	JEFF		ALARIO	✓	✓
199	JEFF		WYCKOFF	✓	✓
200	JEFFREY	DANIEL	LARKIN	✓	✓
201	JENELLE	A	HAUGEN	✓	✓
202	JESSE		CORTEZ	✓	✓
203	JESSICA	M	LAMM	✓	✓
204	JESSICA		NATELBORG	✓	✓
205	JHENELL	L	MAXEY	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
206	JIAMING		ZHOU	✓	✓
207	JIANGKUN		CAI	✓	✓
208	JIEZELLE	P	CHUA	✓	
209	JO JEAN		RIEDEL	✓	✓
210	JOBETH		BERRY	✓	✓
211	JOEL		SHEINER	✓	✓
212	JOHN	DANIEL	BALDWIN	✓	✓
213	JOHN		GRUBE	✓	✓
214	JOHN		JENNINGS	✓	✓
215	JOHN	W	KITTINGER	✓	✓
216	JOHN	FRANCIS	ROMEO	✓	✓
217	JOHN		SHAW JR	✓	✓
218	JOHN	VON	WOLZOGEN	✓	✓
219	JONATHAN		CAMPOS	✓	✓
220	JONATHAN		DUNCAN	✓	✓
221	JONATHAN	R	FISKE	✓	✓
222	JONY	GARCIA	BEIZA	✓	✓
223	JORDAN		KEMP	✓	✓
224	JORGE		MUNOZ	✓	✓
225	JORGE	CASTILLO	RANGEL	✓	✓
226	JOSE	MARIA	BLANCO	✓	✓
227	JOSEPH		GHABOUR	✓	✓
228	JOSEPH		NIEZGODA	✓	✓
229	JOSEPH		REED	✓	✓
230	JOSEPH	N	SMITH	✓	✓
231	JOSHUA		DUNTON	✓	✓
232	JOSHUA		MUNDELL	✓	✓
233	JOSHUA		SULT	✓	✓
234	JOSHUA	B	SWIGART	✓	✓
235	JOSUE	E	MEZA	✓	✓
236	JULIE	MARIE	MARQUEZ	✓	✓
237	JULIEN		MARTEVILLE	✓	✓
238	JULIO	REYES	ARCIGA	✓	✓
239	JULIO	DANIEL	GARCIA	✓	✓
240	JUSTIN		BARNEY	✓	✓
241	JUSTIN	J	WALKER	✓	✓
242	KARAN		KUMAR	✓	✓
243	KAREN		HERNANDEZ	✓	✓
244	KAREN		O'CONNELL	✓	✓
245	KARIEM		FAHMY	✓	✓
246	KARL		KLANKOWSKI	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
247	KARL	J	RUSNOCK	✓	✓
248	KASEM		RASHEED	✓	✓
249	KATHLENE		GASIOR	✓	✓
250	KAYLI	NOEL	RIDDLE	✓	✓
251	KAYLIN	M	MURRAY	✓	✓
252	KEITH		MARTENS	✓	✓
253	KELISSA	LUNA	RONQUILLO	✓	✓
254	KELLEY		HAYNES	✓	✓
255	KENNETH		SERRA	✓	✓
256	KEVIN		CRYAN	✓	✓
257	KEVIN	MICHAEL	WENTZEL	✓	✓
258	KHALID		IBRAHIM	✓	✓
259	KIMBERLY		GAUTNEY	✓	✓
260	KIRK		BARRUS	✓	✓
261	KLAUDIA		KAYE	✓	✓
262	KRAMER		ISON	✓	✓
263	KRIS		KELLER	✓	✓
264	KRISTI		TRAYER (MULLET)	✓	✓
265	KRISTINA		KALAYDJIAN	✓	✓
266	KURT	A	KISSINGER	✓	✓
267	KYLE		EDWARD	✓	✓
268	LANCE		CAPEL	✓	✓
269	LANCE	M	SPENCE	✓	✓
270	LAREE		MCWILLIAMS	✓	✓
271	LASHONE	MONIQUE	BELL	✓	✓
272	LAURA		FLINT	✓	✓
273	LAURA	A	MARSE	✓	✓
274	LAURA	LEE	WILLIAMS	✓	✓
275	LAUREN	NOELLE	LEFEVRE	✓	✓
276	LAURENS		DARUDONO	✓	✓
277	LAURETTA	MARIE	RUSTAD	✓	✓
278	LAURIE	DIANE	SUMMERS	✓	✓
279	LAWRENCE		WERRELL	✓	✓
280	LEO	CHIA LUN	WANG	✓	✓
281	LEONARD	Y	CHUNG	✓	✓
282	LEONID		SHEVCHENKO	✓	✓
283	LEXIE	LYNN	PALACIO	✓	✓
284	LI PING		WAN	✓	✓
285	LIEN		NGUYEN-CRETTENAND	✓	✓
286	LINDA	J	KIMBALL	✓	✓
287	LISA		GIBBARD	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
288	LIWEI		LOU	✓	✓
289	LOC		PHAM	✓	✓
290	LOGAN		HENSLEY	✓	✓
291	LORRAINE		BLANDING	✓	✓
292	LUIS		CASTRO	✓	✓
293	LUKE		LEFIELL	✓	✓
294	LYNDA	S	PETERS	✓	✓
295	LYNN	DEL	TORO-PACHECO	✓	✓
296	LYNN	S	VIQUELIA	✓	✓
297	MAHDI		JORAT	✓	✓
298	MANUEL		CHAVEZ	✓	✓
299	MANUEL	JOSEPH	ROJAS	✓	✓
300	MARCO	A	APUN	✓	✓
301	MARCUS	I	ZAPATA	✓	✓
302	MARGARET		THOMAS	✓	✓
303	MARIA	ISABEL	SERRANO-PAREDES	✓	✓
304	MARIBEL		ARANDA	✓	✓
305	MARIO	IVAN	SPINELLI	✓	✓
306	MARK	D	ALLEN	✓	✓
307	MARK		DUCHARM	✓	✓
308	MARK		MARADEI	✓	✓
309	MARTIN		SMITH	✓	✓
310	MARY	A	HEDGE	✓	✓
311	MARY		LEPMEN	✓	✓
312	MARY	ANN NUNEZ	PATRICIO	✓	✓
313	MARY		SUNVOLD	✓	
314	MATHEW		PRICE	✓	✓
315	MATTHEW		GABEL	✓	✓
316	MATTHEW		KARAM	✓	✓
317	MELISSA	A	MEJIA	✓	✓
318	MESSIAH		JOHNSON	✓	✓
319	MICHAEL	AUGUSTUS	CHASE	✓	✓
320	MICHAEL		CULLEN	✓	✓
321	MICHAEL		GALINDO	✓	✓
322	MICHAEL	ROY	GUNTRUM	✓	✓
323	MICHAEL		LOUIS	✓	✓
324	MICHAEL	J	SAENZ	✓	✓
325	MICHAEL		SEAL	✓	✓
326	MICHAEL	J	WEBB	✓	✓
327	MICHAEL	ANTHONY	WINCHESTER	✓	✓
328	MICHAEL		ZHU	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
329	MICHAEL-JAMES	S	MENIN	✓	✓
330	MICHELE	JANICE	UBERT	✓	✓
331	MICHELLE	J	WARD	✓	✓
332	MISHAWN		THOMPSON	✓	✓
333	MOHAMMED		ABBAS	✓	✓
334	MOHAMMED	KHALID	HASSAN	✓	✓
335	MONICA		CURRAN	✓	✓
336	MORGAN	DONALD	ROSS	✓	✓
337	MYLES	J	GENTZKOW	✓	✓
338	NANCY		LUCCA	✓	✓
339	NATHAN	AUSTIN	DANIELS	✓	✓
340	NATHAN		HOOVER	✓	✓
341	NATHANIEL	BLAINE	PETERS	✓	✓
342	NATOULIA	R	SCARBOROUGH	✓	✓
343	NAZAR		AGUSTOS	✓	✓
344	NICHOLAS		LOPEZ	✓	✓
345	NIKOO		KHOSRAVI	✓	✓
346	NINA		TRAN	✓	✓
347	NOUR		CHAABAN	✓	✓
348	ORKUN		BAYDAR	✓	✓
349	PATRICIA		CASTILLO-CARRETO	✓	✓
350	PATRICK	J	EGAN	✓	✓
351	PAUL	J	STANTON	✓	✓
352	PAUL		STEINBRUNER	✓	✓
353	PAULO	J	GROSPE	✓	
354	PEACE		ATAEE	✓	✓
355	PEDRO		VALENCIA	✓	✓
356	PETER		HERNANDEZ	✓	✓
357	PETER		KARIAN	✓	✓
358	PHILIP	LOUIS	HERNANDEZ	✓	✓
359	PHILIPPE	ALBERT	NOEL	✓	✓
360	PIA		TACADENA	✓	✓
361	PREEYA		GRUNWALD	✓	✓
362	RACHEL		ALTMANN	✓	✓
363	RAIED		SALEM	✓	✓
364	RAMON		MENESES	✓	✓
365	RANDALL		GREMILLION	✓	✓
366	REBECCA		ROACH	✓	✓
367	RED		WEBSTER	✓	✓
368	REILLY		CASE	✓	✓
369	REY		CAUNCA	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
370	RHONDA	C	GARCIA	✓	✓
371	RICARDO	RONALD	VEGA	✓	✓
372	RICHARD		ALVAREZ	✓	✓
373	RICHARD		MEEKER	✓	✓
374	RICHARD		NEGRILLO	✓	✓
375	RICHARD		STRANGE	✓	✓
376	RIGOBERTO		DE LA CRUZ	✓	✓
377	ROBERT		BLOM	✓	✓
378	ROBERT		CIACCIA	✓	✓
379	ROBERT	DAVID	KOONTZ	✓	✓
380	ROBERT	A	MADRID	✓	✓
381	ROBERT	L	STIDHAM	✓	✓
382	ROBERT	C	TUAZON	✓	✓
383	ROBERTO		STABEN	✓	✓
384	ROGER		PADAYAO	✓	✓
385	RONALD	BARRY	BENDELSTEIN	✓	✓
386	RONALD	P	GASCHLER	✓	✓
387	RUSSELL	LEE	SMITH	✓	✓
388	SADDAM	H	KHAN	✓	✓
389	SAM	MUIR	ATHERTON JR	✓	✓
390	SAMANTHA	G	ATHERTON	✓	✓
391	SAMIUR	R	TALUKDER	✓	✓
392	SAMUEL	TODD	RING	✓	✓
393	SAMUEL	TIMOTHY	SPIRER	✓	✓
394	SAMUEL		TIBBETS	✓	✓
395	SANDRA		ARROYO	✓	✓
396	SANH		TRAN	✓	✓
397	SANJEEWA		KOMANGODA	✓	✓
398	SARA		CORDER	✓	✓
399	SARA	J	SUAREZ	✓	✓
400	SARAH	KATE	HOESTENBACH	✓	✓
401	SARAH		MASRI	✓	✓
402	SARAH		TAITANO	✓	✓
403	SATIYA		SIREGAR	✓	✓
404	SCHEHERZAD		MASSOUDI	✓	✓
405	SCOTT	MANUEL	AVALOS	✓	✓
406	SCOTT	ALLEN	CARDENAS	✓	✓
407	SCOTT		DESPOSATO	✓	✓
408	SCOTT	E	FRANQUEMONT	✓	✓
409	SEAN	T	MCKELVEY	✓	✓
410	SEAN		MERRITT	✓	



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
411	SEBASTIAN		HO	✓	✓
412	SERGIO	G	ZONTA	✓	✓
413	SHAMARAH		RIGBY	✓	✓
414	SHANE	KUMAR	BATTAN	✓	✓
415	SHANE		CANALES	✓	✓
416	SHANE		NORQUIST	✓	✓
417	SHAUN	PATRICK	RUETZ	✓	✓
418	SILVIA		MAGANA	✓	✓
419	SLAVOLJUB		KANDIC	✓	✓
420	SONJA		MORENO	✓	✓
421	STEPHEN	PAUL	BARTOL	✓	✓
422	STEPHEN	K	HONG	✓	✓
423	STEPHEN		MCDOUGALL	✓	✓
424	STEPHEN	D	MUNCHERIAN	✓	✓
425	STEVE	J	GRAVES	✓	✓
426	STEVEN		BETANCES	✓	✓
427	STEVEN	JOHN	MARSHALL	✓	✓
428	SU	MIN	SONG	✓	✓
429	SUE		NISTICO	✓	✓
430	SUSAN	SHAWN	FLIPPEN	✓	✓
431	SYDNEY		HAWKINS	✓	✓
432	SYLVIA	A	BARRIOS	✓	✓
433	TAD	GENTRY	KELLER	✓	✓
434	TADASHI		SUZUKI	✓	✓
435	TANNER	RAY	THOMPSON	✓	✓
436	TERI		MASSICK	✓	✓
437	THERESE		HOLLOWELL	✓	✓
438	THO	HUU	HUYNH	✓	✓
439	THOMAS	T	BUI	✓	✓
440	THOMAS		CHAPMAN	✓	✓
441	THOMAS	A	TRAX	✓	✓
442	THU	HUYNH	NGUYEN	✓	✓
443	TIFFANY		ARNESSEN	✓	✓
444	TIM	W	DOHERTY	✓	✓
445	TIMI	C	GLEASON	✓	✓
446	TIMOTHY		MABRY	✓	✓
447	TIMOTHY	SHAWN	MCGUIRE	✓	✓
448	TIMOTHY		SAVAGE	✓	✓
449	TIMURA		JACKSON	✓	✓
450	TO	OANH	THI LE	✓	
451	TONY	D	DO	✓	✓



Exclusion Report - 3M / TCA Settlements

Number	First Name	Middle Name	Last Name	TCA	3M
452	TONY	T	NGUYEN	✓	✓
453	TOYOAKI		UCHIDA	✓	✓
454	TRAVIS		BERTRAND	✓	✓
455	TRAVIS		BLANSHAN	✓	✓
456	TREVOR		SHUBIN	✓	✓
457	TRIENT	MINH	NGUYEN	✓	✓
458	TROY		BETTON	✓	✓
459	TYLANI		GOSSETT	✓	✓
460	TYLER		PAYNE	✓	✓
461	ULISES		MUNOZ	✓	✓
462	VANESSA	C	MURILLO	✓	✓
463	VIC		SANCHEZ	✓	✓
464	VICTORIA	C	PARSCH	✓	
465	VINCENT		DOCHE	✓	✓
466	VINCENT		GOMEZ	✓	✓
467	VIRGILIO		URBIZTONDO	✓	✓
468	WALTER	R	GARCIA	✓	✓
469	WALTER		GOBEL	✓	✓
470	WILL		BUI	✓	✓
471	WILLIAM		COTA	✓	✓
472	WILLIAM		HOLLINGSWORTH	✓	
473	WILLIAM		MOYER	✓	✓
474	YAMILET		TORR	✓	✓
475	YANNI	A	ABOUDI	✓	✓
476	YAO	TE	SUNG	✓	✓
477	YASMINE	ABDEL	RAHMAN	✓	✓
478	YOOBIN		SEO	✓	✓
479	YRASEMA	NOEMI	ORTIZ	✓	✓
480	ZACHARY		ETTERMAN	✓	✓
481	ZACHARY		SMITH	✓	✓
482	ZION		LEE	✓	✓