

## **Notice of Class Action Settlement**

*A court authorized this notice. This is not a solicitation from a lawyer.*

If you obtained a loan or financing agreement held by TD Auto Finance, LLC, n/k/a TD Bank, N.A. (“TDAF”) under which a motor vehicle was pledged as collateral and TDAF mailed you a “Notice After Repossession or Voluntary Surrender” and/or “Deficiency Notice Letter” between May 30, 2012 and September 20, 2022 you may be eligible for valuable benefits from a class-action settlement.

### **This notice may affect your rights. Please read it carefully.**

A settlement has been reached in a class action alleging TDAF sent improper notices to you in connection with repossessing and selling your vehicle. The name of the case is *TD Auto Finance, LLC v. Bedrosian*, Case No. 18SL-AC06637-01, and it’s pending in St. Louis County, Missouri Twenty First Judicial Circuit Court. Consult your tax adviser about the tax issues for the settlement.

### **SETTLEMENT BENEFITS**

- **Money:** \$2,200,000.00 to pay Class Members, attorneys’ fees, and costs to Class Counsel and incentive award to the Class Representative.
- **Deficiency Balance Waiver and Satisfaction of Judgments:** TDAF will no longer seek to collect any money it claimed you owed after it repossessed your vehicle due to it asserting you broke promises in your agreement with TDAF. The value of this benefit to the entire Class is estimated to be approximately \$6,570,000. However, class members may elect not to have their deficiency balances waived. More information on this election can be found in the Long Form Notice and at [www.AutoFinanceLitigationSettlement.com](http://www.AutoFinanceLitigationSettlement.com).
- **Credit Bureau Reporting:** TDAF will request the nationwide consumer reporting companies—Equifax, Experian, and TransUnion—delete any tradeline regarding your loan, the repossession, or any claimed deficiency or judgment.

### **Do nothing if you want to receive the settlement benefits.**

### **IMPORTANT DEADLINES AND DATES**

- **Exclusion Deadline:** If you don’t want benefits from this settlement, but you want to keep the right to sue or continue to sue TDAF, on your own, about the legal issues in this case, then you must request to be excluded by December 21, 2022. If postmarked by this date, the Court will exclude you from the Class. You can exclude yourself from the Class by using the procedure described in the “Long Form” Notice. The “Long Form” Notice also explains what you gain or give up by either participating in or excluding yourself from the settlement.
- **Refusal of Deficiency Balance Waiver:** Unless you submit a Refusal of Deficiency Balance request, any outstanding debt related to the financing of your repossessed vehicle will automatically be eliminated. If you do not want your outstanding debt to be waived, but want the other settlement benefits, then you must request such Refusal of Deficiency Balance Waiver postmarked by December 21, 2022, using the procedure described in the “Long Form” Notice.
- **Objection Deadline:** You may object to the settlement. To object to the settlement, you must file and serve objections postmarked by December 21, 2022, using the procedure described in the “Long Form” Notice.
- **Final Approval and Fairness Hearing:** The Court will hold a final approval and fairness hearing on February 21, 2023 at 10:00 a.m. You don’t have to attend the hearing to receive the benefits of this settlement, but you may attend if you choose. The hearing will occur at the Twenty First Judicial Circuit Court, 105 S. Central Avenue, Clayton, MO 63105. The Long Form Notice advises you on what you must do to speak at the hearing.

**This notice summarizes certain aspects of the proposed settlement. More details are in a “Long Form” Notice and the Settlement Agreement. You can get a copy of both by calling 1-866-742-4955 toll free; writing to TDAF Settlement, P.O. Box 59479, Philadelphia, PA 19102-9479; or visiting [www.AutoFinanceLitigationSettlement.com](http://www.AutoFinanceLitigationSettlement.com).**

**QUESTIONS? CALL 1- 866-742-4955 TOLL FREE, OR VISIT [WWW.AUTOFINANCELITIGATIONSETTLEMENT.COM](http://WWW.AUTOFINANCELITIGATIONSETTLEMENT.COM)**