

Kolici v. Montway LLC
Settlement Administrator
P.O. Box 4249
Portland, OR 97208-4249

YOU ARE RECEIVING THIS COMMUNICATION BECAUSE OUR RECORDS INDICATE THAT YOU MAY HAVE RECEIVED A CALL, TEXT MESSAGE OR VOICEMAIL MESSAGE FROM MONTWAY LLC AND AS A RESULT YOU MAY BE ENTITLED TO PARTICIPATE IN THIS CLASS ACTION SETTLEMENT

A settlement has been reached in a class action lawsuit alleging that Montway LLC (“Defendant”) made prerecorded calls to consumers without the prior express written consent of the recipients as defined by the Telephone Consumer Protection Act, 47 U.S.C. § 227 (“TCPA”). Defendant denies the allegations and any wrongdoing. The Court has not decided who is right.

Who’s Included? The Settlement includes all persons who received a call from Defendant. Specifically, the Settlement Class is defined as

All persons within the United States who, within the four years prior to July 16, 2021, and through August 3, 2021, were called regarding Defendant’s property, goods, and/or services after submitting a request for a quote or order for transportation services.

What Are the Settlement Terms? To fully settle and release claims of the Settlement Class Members, Defendant has agreed to make \$1,450,000.00 (the “Settlement Fund”) available for claims by the Settlement Class Members of all claims for relief, whether known or unknown, suspected or unsuspected, that arise out of, concern or relate to the TCPA and other related state laws regarding telemarketing and/or the use of an automatic telephone dialing system or prerecorded voice to make calls. The Settlement Fund will also be used to pay for notice and administration costs of the Settlement, attorneys’ fees and expenses incurred by counsel for the Settlement Class, and service award for Plaintiff. Each Settlement Class Member who submits a timely, valid, correct and verified Claim Form by the Claim Deadline in the manner required by the Settlement Agreement, making all the required affirmations and representations, shall be sent a Claim Settlement Check by the Administrator equal to their pro rata share of any funds available from the Settlement Fund (up to \$500 per Settlement Class Claimant) after all Attorneys’ Fees and expenses, all Notice and Administration Costs, and any Service Award have been paid. Settlement Class Claimants will be sent their Claim Settlement Payments to the address they submitted on their Claim Form within 60 days following the Effective Date. Any funds remaining in the Settlement Fund after all Claim Settlement Payments, Notice and Administrative Costs, Attorneys fees and Service Award have been paid from the Settlement Fund will go to the Court approved Cy Pres Recipient.

How Do I Submit a Claim Form? To get a payment, you must submit a Claim Form by the deadline stated below. You may download a Claim Form at the Settlement Website, www.KoliciTCPASettlement.com, or request a Claim Form by calling the Settlement Administrator at the toll-free number below. To be valid, a Claim Form must be completed fully and accurately, signed under penalty of perjury, and submitted timely. You may submit a Claim Form by U.S. mail or file a Claim Form online. If you send in a Claim Form by U.S. mail, it must be postmarked by **02/18/2023**. Claim Forms submitted online or by email must be submitted by **11:59 p.m. EST on 02/18/2023**.

Your Other Options. If you do not want to be legally bound by the Settlement, you must exclude yourself by **01/13/2023**. If you do not exclude yourself, you will release any claims you may have, as more fully described in the Settlement Agreement, available at the Settlement Website. You may object to the Settlement by **01/13/2023**. The Long Form Notice available on the Settlement Website explains how to exclude yourself or object. The Court will hold a Final Approval Hearing on **02/03/2023** to consider whether to approve the Settlement, a request for attorneys’ fees of up to 33.3% of the Settlement Fund plus reasonable, actual out-of-pocket expenses and a service award of \$7,500 to the Plaintiff. Any attorneys’ fees, expenses or service award will be paid by Defendant through the Settlement Fund. You may appear at the hearing, either yourself or through an attorney you hire, but you don’t have to.

For more information, call **1-877-959-5515** or visit the Settlement Website at **KoliciTCPASettlement.com**.