

Notice of Class Action Settlement

You may be a Settlement Class Member in a class action against Nationwide Agribusiness Insurance Company (“Nationwide”). The Parties have agreed to settle the case. The case is *Smith v. Nationwide Agribusiness Ins. Co.*, Case No. CV-21-95347, in the Court of Common Pleas, Cuyahoga County, Ohio.

Why am I getting this Notice? You have been identified as a “Settlement Class Member” from Nationwide’s claims data, because you submitted a physical damage claim under your Ohio Nationwide auto policy with respect to a covered vehicle that resulted in a total loss claim payment between October 25, 2013 - January 31, 2019, inclusive.

What is this lawsuit about? The Settlement resolves a lawsuit claiming that Nationwide breached its auto insurance policies by improperly failing to pay Vehicle Sales Tax to insureds who submitted Ohio first-party total loss auto claims.

Settlement Terms. Nationwide will pay unpaid Vehicle Sales Tax to eligible Settlement Class Members who submit a valid claim. The payment is the full amount sought in the case. Nationwide also will not contest an application for payment of attorneys’ fees of up to \$250,000, and a service award to the Class Representative of \$5,000. These payments will not reduce the amount of money available to Settlement Class Members.

How do I Receive Payment? To receive a payment, you must complete and mail the attached postage prepaid Claim Form. Click “Make a Claim,” and enter the Claim ID Number that is on the attached Claim Form. Claim Forms must be postmarked or submitted online by December 20, 2023.

Do I have any other options? If you are a Settlement Class Member and fail to submit a Claim Form, you will not be eligible to get a settlement payment and your rights will be affected. If you don’t want to be legally bound by the Settlement, pursuant to which you will be giving a release of any claims asserted in the lawsuit, you must exclude yourself from it by **November 6, 2023**. If you stay in the Settlement, you may object to it or ask for permission for you or your own lawyer to appear and speak at the hearing. Objections and requests to appear must be received by **November 6, 2023**. The Long Form Notice, available on the website, ASmithSettlement.com, on the Important Documents page, includes all details for filing a valid request for exclusion or an objection.