

**LEGAL NOTICE FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

If you enrolled in certain programs in Temple University's Fox School of Business and Management between January 1, 2015 and December 7, 2018, a class action settlement with Temple University may affect your rights.

A Federal Court authorized this notice. This is not a solicitation from a lawyer.

- The settlement resolves a class action lawsuit by students in the Fox School of Business and Management who alleged that Temple misrepresented certain data relevant to the rankings of some of Temple's business programs. By settling this lawsuit for a payment by Temple of \$1.475 million and certain non-monetary relief, students avoid the substantial costs, risks and delays associated with continuing the lawsuit, including the risk that no payment or other benefit would be received.
- Temple denies the allegations made in this lawsuit but has nevertheless agreed to settle to avoid the costs, burdens, and risks of continued litigation.
- Your legal rights are affected whether you act or do not act. This Notice includes information about the litigation, the settlement, and Counsel's Petition for Award of Attorneys' Fees, Reimbursement of Litigation Expenses, and Incentive Awards for Class Representatives. To receive a payment from the Settlement Fund, **you must timely submit a claim form. PLEASE READ THIS NOTICE CAREFULLY.**
- This class action settlement is on behalf of and will provide both financial and non-financial benefits to the following qualified individuals:

All persons who enrolled as students between January 1, 2015 and December 7, 2018 in one of the following programs within Temple University's Fox School of Business and Management (collectively "Other Fox Programs Settlement Class"):

- Global Master of Business Administration ("GMBA");
 - Part-time Master of Business Administration ("PMBA");
 - Online Master of Science in Human Resource Management ("HRM");
 - Online Master of Science in Digital Innovation in Marketing ("DIM");
 - Executive Master of Business Administration ("EMBA"); and
 - Online Bachelor of Business Administration ("OBBA").
- The Court has not yet approved the settlement. Payments will be made to Settlement Class Members who file a timely and valid claim, only if the Court approves the settlement after a Final Approval Hearing, which will be held on **August 5, 2019**

YOUR LEGAL RIGHTS AND OPTIONS

<p style="text-align: center;">YOU CAN SUBMIT A CLAIM FORM</p>	<p style="text-align: center;">The only way to receive a payment is to submit a Claim Form either by:</p> <p>Mail to Temple Settlement Administrator, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103, postmarked by June 19, 2019; Email to Info@TempleOtherFoxProgramsSettlement.com; or Online at www.TempleOtherFoxProgramsSettlement.com.</p>
<p style="text-align: center;">YOU CAN DO NOTHING</p>	<p>If you do nothing, you will not receive any payment from the Settlement Fund and any claims you may have against Temple relating to the conduct alleged in the Complaint will be released. See ¶¶ 7(b), 18.</p>
<p style="text-align: center;">YOU CAN OBJECT</p>	<p>If you have any objections to the settlement, you must submit them in writing no later than June 10, 2019. See ¶ 15.</p>
<p style="text-align: center;">YOU CAN ATTEND A HEARING</p>	<p>If you would like to attend the Final Approval hearing, it will be held on August 5, 2019 at 10:30 AM in Courtroom 12-A, United States Courthouse, 601 Market Street, Philadelphia, PA 19106. You are not required to attend the hearing. See ¶¶ 16, 17.</p>
<p style="text-align: center;">YOU CAN ASK TO BE EXCLUDED</p>	<p>If you do not want to participate in the settlement or receive any payment from the Settlement Fund, you may “opt out” of the Settlement Class. By doing so, you will preserve any claims you may have against Temple relating to the conduct alleged in the Complaint. See ¶ 12.</p>

What is in this Notice?

BASIC INFORMATION	4
1. Why am I getting this Notice?.....	4
2. What is this lawsuit about?	4
3. What is a class action lawsuit?.....	4
4. Why is there a settlement?	5
WHO IS IN THE SETTLEMENT CLASS?	5
5. How do I know if I am a part of the Settlement Class?	5
6. I am not sure if I am included in the settlement.....	5
WHAT DOES THE SETTLEMENT PROVIDE?	5
7. What does the settlement provide?.....	5
8. How much will my payment be?.....	6
HOW YOU GET A PAYMENT–SUBMITTING A CLAIM FORM	6
9. How can I receive a payment?	6
10. When will I get my payment?	6
11. What if I do not want a payment?	6
12. Can I sue Temple for the same thing later?.....	7
THE LAWYERS REPRESENTING YOU	7
13. Do I have a lawyer in this case?	7
14. How will the lawyers be paid?	7
OBJECTING TO THE SETTLEMENT	8
15. How do I tell the Court that I object to the settlement?	8
THE COURT’S FINAL APPROVAL HEARING	9
16. When and where will the Court decide whether to approve the settlement?.....	9
17. Do I have to come to the hearing?	9
IF YOU DO NOTHING	9
18. What happens if I do nothing at all?	9
GETTING MORE INFORMATION	9
19. How do I get more information about the settlement?.....	9

BASIC INFORMATION

1. Why am I getting this Notice?

You are a member of the Other Fox Programs Settlement Class if you enrolled as a student between January 1, 2015 and December 7, 2018 in one of the following programs within Temple's Fox School of Business and Management:

- Global Master of Business Administration ("GMBA")
- Part-Time Master of Business Administration ("PMBA")
- Online Master of Science in Human Resource Management ("HRM")
- Online Master of Science in Digital Innovation in Marketing ("DIM")
- Executive Master of Business Administration ("EMBA"), and
- Online Bachelor of Business Administration ("OBBA").

The Court authorized sending you this Notice because you have a right to know about a proposed settlement of a class action lawsuit, and about all your options, before the Court decides whether to approve the settlement. If the Court approves the settlement, an administrator will make the payments to claimants that the settlement allows. The Settlement Website will be updated to inform the Other Fox Programs Settlement Class of the progress of the settlement.

This Notice explains the settlement, your rights, what payments and other relief are available, and how to receive them. The Honorable Cynthia M. Rufe of the United States District Court for the Eastern District of Pennsylvania is presiding over this class action. The lawsuit is captioned *Smith, et al., v. Temple University*, Case No. 2:18-cv-00590.

2. What is this lawsuit about?

Plaintiffs allege that Temple misreported certain data that affected the rankings of several Fox programs in publications such as *U.S. News & World Report*. Plaintiffs further allege that they enrolled in these programs and paid tuition as a result of those published rankings.

Temple denies any and all allegations of liability in the lawsuit, and none of the alleged liability of any kind has been established through the course of this lawsuit or settlement.

3. What is a class action lawsuit?

In a class action lawsuit, one or more people called "Plaintiffs" or "Class Representatives" bring suit on behalf of other people who have similar claims. The Plaintiffs or Class Representatives for the Other Fox Programs Settlement Class are Jeff Fonda, Ijanae Jackson, Thomas Catlett, and Eric Weinberg. The entity or individual that is being sued is called the "Defendant," which is Temple University in this case. One court resolves the issues for all Class Members.

4. Why is there a settlement?

The Court did not decide in favor of Plaintiffs or Defendant. After extensive arms'-length negotiations overseen by a former Judge of the Third Circuit Court of Appeals, Plaintiffs and Defendant entered into this settlement in order to avoid the costs, burdens, risks, and delays of continued litigation and a potential trial and subsequent appeals. Members of the Settlement Class will receive financial and other non-monetary benefits. In settling, Defendant admits no liability. Based upon their investigation, Other Fox Programs Counsel believe this is a very good outcome for the Other Fox Programs Settlement Class.

WHO IS IN THE SETTLEMENT CLASS?

5. How do I know if I am a part of the Settlement Class?

You are an Other Fox Programs Settlement Class Member if:

You enrolled as a student between January 1, 2015 and December 7, 2018 in one of the following programs within Temple University's Fox School of Business and Management (collectively the "Other Fox Programs Settlement Class"):

- Global Master of Business Administration ("GMBA");
- Part-time Master of Business Administration ("PMBA");
- Online Master of Science in Human Resource Management ("HRM");
- Online Master of Science in Digital Innovation in Marketing ("DIM");
- Executive Master of Business Administration ("EMBA"); and
- Online Bachelor of Business Administration ("OBBA").

6. I am not sure if I am included in the settlement

If you are still not sure whether you are part of the settlement, you can obtain further information at www.TempleOtherFoxProgramsSettlement.com, calling, or writing the Court-appointed Other Fox Programs Counsel at the telephone numbers/addresses provided in paragraph 15.

WHAT DOES THE SETTLEMENT PROVIDE?

7. What does the settlement provide?

(a) **Benefits:** The Settlement Fund for the Other Fox Programs Settlement Class is \$1.475 million. In addition, the Other Fox Programs Settlement Class will receive non-monetary benefits, including 12 months of career counseling and free access to the OMBA video educational materials. Temple University will also establish a whistleblower hotline, as well as student and faculty committees, to prevent future misreporting of data. A full listing of the settlement benefits is set forth in the Settlement Agreement, which is on file with the Court and available online at www.TempleOtherFoxProgramsSettlement.com.

(b) **Release of Temple:** If the settlement is approved by the Court and becomes final, all Other Fox Programs Settlement Class Members who do not timely "opt out", as provided in paragraph

12 below, will release Temple over the matters at issue in this lawsuit. The specific claims that are being released against Temple are described in paragraph 29 of the Settlement Agreement. Class Members who do not timely opt-out are releasing those claims regardless of whether or not a Claim Form is submitted.

8. How much will my payment be?

The Settlement Fund for the Other Fox Programs Settlement Class is \$1.475 million. Settlement funds remaining after the Court has entered an Order approving the payment of attorney's fees and costs, incentive awards to the named plaintiffs, and the cost of settlement notice and administration will be distributed to Settlement Class Members who file timely claims. The amount of each Settlement Class Member's *pro-rata* payment will vary depending on several factors, namely, the number of Settlement Class Members who file claims; the total number of credit hours and total tuition for all Settlement Class Members who file claims; and your total credit hours and tuition. The determination of each Settlement Class Member's *pro-rata* payment will be made by the Temple Settlement Administrator pursuant to the Plan of Allocation filed by Counsel with the Court, which is posted on the Settlement Website.

HOW YOU GET A PAYMENT—SUBMITTING A CLAIM FORM

9. How can I receive a payment?

To receive a payment, you must timely submit a Claim Form by mail, email, or online. Inaccuracies in the information you provide will not automatically disqualify you from receiving a payment; however, it may take longer to process your claim. A Claim Form is included with this notice. Additional Claim Forms are available online at www.TempleOtherFoxProgramsSettlement.com.

Claim Forms must be submitted online or emailed no later than June 19, 2019 or if mailed, postmarked no later than June 19, 2019. IF YOU FAIL TO TIMELY SUBMIT THE CLAIM FORM YOU WILL BE BARRED FROM RECEIVING A PAYMENT FROM THIS SETTLEMENT.

10. When will I get my payment?

The Court will hold a Final Approval hearing on **August 5, 2019**, to decide whether or not to approve the Other Fox Programs Settlement. Even if the Court approves the settlement, there may be an appeal. It is uncertain when all issues will be resolved. The Settlement Website will be updated to inform the Other Fox Programs Settlement Class of the progress of the settlement. Please be patient.

11. What if I do not want a payment?

If you do not wish to receive a payment, DO NOTHING and do not submit a Claim Form.

12. Can I sue Temple for the same thing later?

As set forth above in paragraph 7(b), unless you choose to “opt out” of the Settlement Class, you cannot sue Temple University for the same conduct in another lawsuit. The deadline to opt out of the Settlement Class is **June 10, 2019**. To opt out, you must submit a written opt-out request by mail to:

Class Action Opt-Outs
ATTN: TEMPLE SETTLEMENT ADMINISTRATOR
PO BOX 58220
1500 John F. Kennedy Blvd.
Suite C31
Philadelphia, PA 19102

IF YOU OPT OUT OF THE SETTLEMENT CLASS, YOU WILL NOT BE ELIGIBLE TO SUBMIT A CLAIM FORM OR RECEIVE ANY PAYMENT FROM THIS SETTLEMENT. ALSO, YOU WILL NOT BE ABLE TO OBJECT TO THE SETTLEMENT.

THE LAWYERS REPRESENTING YOU

13. Do I have a lawyer in this case?

The Court appointed the law firms of Brown, LLC and Blau Leonard Law Group LLC to represent you as “Other Fox Programs Co-Lead Counsel.” In addition, the Court has appointed Bochetto & Lentz, P.C. as counsel for the EMBA students in the Other Fox Programs Settlement Class. More information about these firms, their practices, and their lawyers is available at <https://www.IFightForYourRights.com>, <https://www.blauleonardlaw.com/>, and <https://www.bochettoandlentz.com/>.

You do not need to hire your own lawyer because Other Fox Programs Counsel continue to work on your behalf in this case. You may, however, hire your own lawyer at your own expense.

14. How will the lawyers be paid?

The Court will decide how much Other Fox Programs Counsel will be paid. They will petition the Court for payment of attorneys’ fees from the \$1.475 million Settlement Fund in an amount not to exceed one-third of the Settlement Fund, and for reimbursement of out-of-pocket expenses they incurred in the litigation. They will also petition the Court for payment of incentive awards from the Settlement Fund to the 4 class representatives in recognition of their substantial time and effort expended in prosecuting this action.

The Petition for Award of Attorneys’ Fees, Reimbursement of Litigation Expenses and Incentive Awards for Class Representatives will be filed with the Court on or before **May 10, 2019**, and will be posted online to the Settlement Website at www.TempleOtherFoxProgramsSettlement.com.

OBJECTING TO THE SETTLEMENT

15. How do I tell the Court that I object to the settlement?

If you are an Other Fox Programs Settlement Class Member and have not opted out of the Settlement Class, you can object to the settlement, the request for attorneys' fees, reimbursement of expenses, and payment of class representative incentive awards. The Court will consider your views. To object, you must send a written document stating that you object to the settlement in *Smith, et al., v. Temple University*, Case No. 2:18-cv-00590. Your written objection must include: (a) your name, address, telephone number, and email address; (b) the dates you were enrolled at Temple; (c) which Temple business program you enrolled in; (d) a statement whether you intend to appear at the Final Approval Hearing, either in person or through your own attorney; (e) the reasons supporting your objection; (f) copies of any papers upon which your objection is based; and (g) your signature. In order to be considered by the Court, your objection must be filed with the Clerk of the Court no later than **June 10, 2019** and mailed to each of the following addresses postmarked no later than **June 10, 2019**:

Court	Other Fox Programs Counsel	Defense Counsel
Clerk of the Court United States District Court Eastern District of Pennsylvania 601 Market Street Philadelphia, PA 19106 Att'n: <i>Smith v. Temple University</i> , No. 2:18-cv-18-00590.	Steven Blau, Esq. Shelly A. Leonard, Esq. Blau Leonard Law Group LLC 23 Green Street, Suite 303 Huntington, NY 11743 sblau@blauleonard.com sleonard@blauleonardlaw.com If your last name begins with A-M call (800)-320-0403 Jason T. Brown, Esq. Brown, LLC 111 Town Square Place, Suite 400 Jersey City, NJ 07310 jtb@jtblawgroup.com If your last name begins with N-Z call (877) 561-0000 George Bochetto, Esq. Bochetto & Lentz, P.C. 1524 Locust St., Philadelphia, PA 19102	Roberta D. Liebenberg, Esq. Fine, Kaplan and Black, R.P.C. One South Broad Street 23rd Floor Philadelphia, PA 19107

THE COURT'S FINAL APPROVAL HEARING

16. When and where will the Court decide whether to approve the settlement?

The Court will hold a Final Approval Hearing on **August 5, 2019 at 10:30 AM**, in Courtroom 12-A of the United States Courthouse, located at 601 Market Street Philadelphia, PA 19106. At this hearing, the Court will consider whether the settlement is fair, reasonable, and adequate. The Court will also consider the Petition for Award of Attorneys' Fees, Reimbursement of Litigation Expenses and Incentive Awards for Class Representatives. If there are timely written objections, the Court will consider them. You may speak at the Final Approval Hearing, but only if you have filed a timely written objection. We do not know how long it will take for the Court to decide these issues, or whether an appeal will be taken.

17. Do I have to come to the hearing?

No. Other Fox Programs Counsel will answer any questions the Court may have about the settlement. You may, however, come at your own expense if you so choose. If you send an objection, you do not have to come to Court to talk about it. As long as you mail your written objection on or before **June 10, 2019**, the Court will consider it.

IF YOU DO NOTHING

18. What happens if I do nothing at all?

If you do nothing, you will not be eligible to participate in the settlement and any claims you may have against Temple relating to the conduct alleged in the Complaint will be released.

GETTING MORE INFORMATION

19. How do I get more information about the settlement?

This Notice summarizes the proposed settlement. You can find important documents from the case, including the Settlement Agreement, at www.TempleOtherFoxProgramsSettlement.com. If you have any questions or concerns, call or write to Court-appointed Other Fox Programs Counsel at the addresses provided in paragraph 15.

You should consult the Settlement Website to become aware of any updates about the settlement and claims process.

PLEASE DO NOT CALL OR WRITE THE COURT FOR INFORMATION OR ADVICE.

DATED: April 10, 2019

BY ORDER OF THE U.S. DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA