

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

MELISSA ARMSTRONG, <i>et al.</i> , individually and on behalf of other similarly situated persons, Plaintiffs,	:	
	:	x
	:	Case No. <u>3:20-cv-03150-M</u>
	:	(Consolidated with Case No. <u>3:21-cv-</u>
	:	<u>01484-M</u>)
	:	
v.	:	
	:	
KIMBERLY-CLARK CORPORATION,	:	DECLARATION OF JEANNE C.
	:	FINEGAN, APR OF KROLL NOTICE
	:	MEDIA SOLUTIONS IN
Defendant.	:	CONNECTION WITH
	:	IMPLEMENTATION OF NOTICE
	:	PLAN
	:	x

I, Jeanne C. Finegan, hereby declare:

INTRODUCTION

1. I am the Managing Director and Head of Kroll Notice Media Solutions (“Kroll Media”),¹ a business unit of Kroll Settlement Administration LLC (“Kroll”), the Court-appointed Settlement Administrator in the above-captioned case. This declaration is based upon my personal knowledge as well as information provided to me by my associates and staff, including information reasonably relied upon in the fields of advertising media and communications.

2. Kroll was appointed as the Settlement Administrator, to among other tasks, develop and implement Notice to the Settlement Class (the “Notice Plan”) that is reasonably calculated to

¹ Capitalized terms used but not defined herein have the meanings given to them in the Settlement Agreement (as defined below).

provide notice to Settlement Class Members in connection with that certain Settlement Agreement and Release (the “Settlement Agreement”) entered into in this Action.²

3. This declaration provides a report concerning the successful implementation of the Notice Plan as previously detailed to the Court in the *Declaration of Jeanne C. Finegan, APR of Kroll Notice Media Solutions in Connection with Preliminary Approval of Settlement*, filed September 22, 2023 (the “Prior Declaration”), as well as a report on Claims, Requests for Exclusion, and objections received by Kroll. Implementation of the Notice Plan commenced on November 9, 2024.

4. The Notice Plan employed best-in-class tools and optimizations to ultimately reach, through a combination of Direct Notice and Publication, over 90% of Settlement Class Members, *i.e.*, purchasers of Cottonelle Flushable Wipes,³ on average 3.2 times. In total, the Notice Plan served over 33 million online display and social media impressions.

SUMMARY OF THE NOTICE PLAN

5. The Notice Plan included the following components, each of which is described in more detail below:

- Receiving and analyzing the Settlement Class Contact Information provided by third-party retailers;
- Notice pursuant to the Class Action Fairness Act to applicable government officials;
- A post office box for the receipt of mail;
- A neutral, informational Settlement Website;
- A toll-free interactive voice response (“IVR”) telephone line;
- An email address to receive Settlement Class Member inquiries;

² It is Kroll’s understanding that pursuant to the Settlement Agreement, third-party retailer Amazon, Inc. separately provided direct Notice via email to its customers which it had previously identified as having purchased the affected Cottonelle Flushable Wipes.

³ As described in my Prior Declaration, the media research bureau, MRI-Simmons (MRI Spring Doublebase, 2023) reports the total population of Cottonelle purchasers to be over 5.9 million. This is the population used to calculate final direct mail and media reach.

- Direct mail Notice to potential Settlement Class Members;
- Email Notice to potential Settlement Class Members;
- Publication via online display banner;
- Google keyword search advertising; and
- Publication via social media advertising through Facebook, Instagram, and YouTube.

DATA AND CASE SETUP

6. Kroll received forty-one (41) data files from third-party retailers between April 21, 2023, and November 7, 2023, in response to third-party subpoenas served by Class Counsel. A summary of the files is provided below.

Retailer	Number of Records
Albertsons	618,331
BI-LO	16,924
BJ's Wholesale Club	72,235
Costco Wholesale	983,072
H-E-B	263,005
CVS	431,442
Dollar General	99,707
Giant Eagle	67,007
Golub & Company	33,045
The Home Depot	8,511
Hy-Vee	123,490
Ingles Markets	135,894
Kroger	991,927
Meijer	83,563
Publix	187,248

Rite Aid	59,379
Sam's Club	684,101
SuperValu	66,739
Target	185,179
Walgreens	177
Walmart	519,552
Weis Markets	30,956
Total	5,661,484

The data files contained a combination of names, physical addresses, and email addresses. Kroll undertook several steps to reconcile the forty-one (41) data files and compile the eventual Settlement Class Contact Information for the emailing and mailing of Notices. The data was reformatted; de-duped based on names, physical addresses, email addresses; and combined into a single data file comprised of 4,381,315 unique Settlement Class Members. A breakdown of the availability of physical mailing addresses and email addresses for each unique Settlement Class Member record is provided below.

No Valid Physical Address or Email Address	309,801
Records able to Receive Notice	4,071,514
Records containing an email address	3,179,293
Records containing only a physical mailing address	892,221

As per Section 4.1 of the Settlement Agreement, postcard Notice was to be provided if there was no email address associated with the record. Additionally, in an effort to ensure that Notices would be deliverable by mail to Settlement Class Members, Kroll ran the Settlement Class Contact Information through the United States Postal Service's National Change of Address ("NCOA")

database and updated the Settlement Class Contact Information with address changes received from the NCOA.

CAFA NOTICE

7. As noted above, on behalf of the Defendant, Kroll provided notice of the proposed Settlement pursuant to the Class Action Fairness Act, 28 U.S.C. § 1715(b) (“the CAFA Notice”). At Kimberly-Clark’s Counsel’s direction, on October 2, 2023, Kroll sent the CAFA Notice, a true and correct copy of which is attached hereto as **Exhibit A**, via first-class certified mail, to (a) the Attorney General of the United States and (b) the fifty-six (56) state and territorial Attorneys General identified in the service list for the CAFA Notice, attached hereto as **Exhibit B**. The CAFA Notice directed the Attorneys General to the website www.CAFANotice.com, a site that contains all the documents relating to the Settlement referenced in the CAFA Notice. Kroll has not received any inquiries from federal, state, or territorial officials in response to the CAFA Notice.

POST OFFICE BOX

8. On October 3, 2023, Kroll designated a post office box with the mailing address *Cottonelle Flushable Wipes Settlement Program, c/o Kroll Settlement Administration, PO Box 225391, New York, NY 10150-5391*, in order to receive Requests for Exclusion, Claim Forms, objections, and correspondence from Settlement Class Members.

SETTLEMENT WEBSITE

9. On October 13, 2023, Kroll created a dedicated Settlement Website entitled www.WipeSettlement.com. The Settlement Website “went live” on November 9, 2023, and contains details of the Settlement, key dates and deadlines, including the Claims, Objection, and Opt-Out Deadlines, and the date and time of the Final Approval Hearing, answers to frequently asked questions, contact information for the Settlement Administrator, important documents relating to the Settlement, including the Settlement Agreement, Plaintiffs’ motion for preliminary approval of the Settlement, the Preliminary Approval Order, the complaint, the long form Notice, Claim Form, the Plaintiffs’ Fee Application, and allowed Settlement Class Members an

opportunity to file a Claim Form online. As of February 13, 2024, the Settlement Website has had 8,082,962 unique visitors.

TOLL-FREE INFORMATION TELEPHONE LINE

10. On October 13, 2023, Kroll established a toll-free telephone number, (833) 383-6864, for Settlement Class Members to call and obtain additional information regarding the Settlement through an Interactive Voice Response (“IVR”) system and by requesting a call back from a live operator. As of February 13, 2024, the IVR system has received 1,764 calls, and twenty-six (26) calls have been returned by live operators.

EMAIL ADDRESS

11. On October 31, 2023, Kroll established an email address, info@WipeSettlement.com, to receive and reply to email inquiries from Settlement Class Members pertaining to the Settlement.

DIRECT NOTICE VIA POSTCARD

12. On November 9, 2023, Kroll commenced mailing the initial 892,221 Notices via first-class mail, as noted above. A true and correct copy the postcard Notice, along with the long form Notice and Claim Form, are attached hereto as **Exhibits C, D, and E**, respectively.

13. On January 3, 2024, Kroll caused 382,501 postcard Notices to be mailed to Settlement Class Members whose initial email Notices were rejected/bounced back as undeliverable, as noted above, and for whom a physical mailing address was available.

DIRECT NOTICE VIA EMAIL

14. On November 10, 2023, Kroll commenced emailing the 3,179,293 email Notices to Settlement Class Members, as noted above. A true and correct copy of a complete exemplar email Notice (including the subject line) is attached hereto as **Exhibit F**. Of the 3,179,293 emails attempted for delivery, 687,554 emails were rejected/bounced back as undeliverable.

DIRECT NOTICE REACH

15. As of February 13, 2024, 25,359 postcard Notices were returned by the USPS with a forwarding address. Of those, 25,300 postcard Notices were automatically re-mailed to the

updated addresses provided by USPS. The remaining fifty-nine (59) postcard Notices were re-mailed by Kroll to the updated address provided by the USPS.

16. As of February 13, 2024, 96,365 postcard Notices were returned by the USPS as undeliverable as addressed, without a forwarding address. Kroll ran 96,365 undeliverable records through an advanced address search. The advanced address search produced 77,768 updated addresses. Kroll has re-mailed Notices to the 77,768 updated addresses obtained from the advanced address search. Of the 77,768 re-mailed Notices, 985 have been returned as undeliverable a second time.

17. These combined efforts resulted in 2,491,739 emails being successfully sent and 1,255,140 postcards mailed through U.S. Mail. In total, 3,746,879 unique Settlement Class Members received Notice via email or U.S. Mail.

ONLINE DISPLAY ADVERTISING

18. Kroll Media utilized a programmatic⁴ noticing approach, employing a computer algorithm to show a specific ad to a specific visitor in a specific context, *i.e.*, on a particular website that a potential Settlement Class Member is visiting or likely to visit. These ads were device agnostic and appeared across desktop, laptop, or mobile devices.

19. Online display advertisements in English and Spanish were targeted to Cottonelle product purchasers. Additionally, ads were targeted to Amazon, Costco or Walmart shoppers that are Cottonelle purchasers, and more broadly, African American adults.⁵

⁴ Programmatic refers to computerized media buying of advertising inventory. The mechanics of programmatically serving an online ad are as follows: a user visits a website, and the browser sends a request to the publisher's web server asking for the page's content (*i.e.*, HTML). An invocation code placed on the page loads an external static ad tracker code. The ad tracker makes a request to the ad server querying for an ad markup (also called creative tag) to be loaded into the ad slot. The ad server responds with the ad markup code (before it's returned, the ad server executes all targeting/campaign matching logic). Finally, the publisher's web server returns the information rendering the page's content with specifically targeted ads to that user.

⁵ MRI-Simmons reports that African Americans are 37% more likely than the average adult to be Cottonelle purchasers.

GOOGLE SEARCH ADS

20. Kroll Media utilized keyword search advertisements on Google. When searching for specific keywords or phrases related to the Settlement and the Settlement Class, a sponsored link appeared providing brief information about the Settlement and Settlement Class, and directed the user to the Settlement Website for more information.

SOCIAL MEDIA ADVERTISING

21. Social media ads (in English and Spanish) on Facebook and Instagram appeared in users' "Newsfeeds." These ads employed multiple layers of targeting and focused on people who have *liked, followed or interacted* with relevant pages, accounts, videos, posts and/or tags. Such pages and accounts included Cottonelle, Kandoo Flushable wipes and Nice 'N Clean Wipes. Posts and hashtags included #cottonelle, #flushablewipes, and #toiletwipes, among others.

22. Banner advertisements (in English and Spanish) on YouTube were contextually targeted to channels and content related to flushable wipes, personal hygiene content, and toilet wipes.

23. A true and correct copy of the display banner ads and social media ads are attached hereto as **Exhibit G**.

CLAIM ACTIVITY

24. The Claims Deadline was January 16, 2024.

25. As of February 13, 2024, Kroll has received 1,230 Claim Forms through the mail and 3,126,474 Claim Forms filed electronically through the Settlement Website. As of February 13, 2024, there are 69,797 Claim Forms submitted with Proof of Purchase claiming a total of \$4,197,945.39 in reimbursement and 3,057,936 Claim Forms submitted without Proof of Purchase claiming a total of \$15,289,685 in reimbursement. Kroll is still in the process of reviewing and validating Claim Forms, which includes identifying potential duplicate or fraudulent Claims, and following up with Settlement Class Members who submitted insufficient or incorrect documentation supporting their Claims.

26. To prevent Claim Forms from being filed by individuals outside the Settlement Class and to curtail fraud, Settlement Class Members were provided a unique “Class Member ID” or Login Pin on their respective Notices. The Class Member ID or Login Pin was required for Settlement Class Members to file a Claim Form online.

27. As of February 13, 2024, twenty-nine (29) late Claim Forms have been received by Kroll.

28. On November 29, 2023, Kroll received an email correspondence from Settlement Class Member Terry Jennings' spouse, Marianne Jennings (“Ms. Jennings”). Ms. Jennings expressed concerns regarding the inability to submit a Claim Form via the Settlement Website. Kroll also received a letter from Ms. Jennings on December 4, 2023 which indicated she reported the issue to the Federal District Court of Northern Texas. Kroll has record of receiving a Claim Form from Terry Jennings submitted via the Settlement Website on November 29, 2023. Kroll has reached out to Ms. Jennings and confirmed the receipt of the claim.

EXCLUSIONS AND OBJECTIONS

29. The Opt-Out and Objection Deadlines were December 26, 2023.

30. Kroll has received twenty-four (24) timely Requests for Exclusion and no objections to the Settlement. A list of the opt-outs received is attached hereto as **Exhibit H**.

CONCLUSION

31. In my opinion, the Notice Plan reflects a particularly appropriate, highly targeted, and contemporary way to provide notice to Settlement Class Members. Further, in my opinion, the efforts undertaken in this Notice Plan are of the highest modern communication standards, are reasonably calculated to provide notice, and are consistent with best-practicable, Court-approved notice programs in similar matters and the Federal Judicial Center’s guidelines concerning appropriate reach.

I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct. Executed on February 14, 2024, in Tigard, Oregon.

A handwritten signature in black ink, reading "Jeanne C. Finegan". The signature is written in a cursive style with a horizontal line underneath the name.

Jeanne C. Finegan

Exhibit A



VIA U.S. MAIL

Date: October 2nd, 2023

To: All “Appropriate” Federal and State Officials Per 28 U.S.C. § 1715
(see attached service list)

Re: CAFA Notice for the proposed Settlement in *Armstrong et al. v. Kimberly-Clark Corporation*, Case No, 3:20-CV-03150-M pending in the United States District Court for the Northern District of Texas

Pursuant to Section 3 of the Class Action Fairness Act of 2005 (“CAFA”), 28 U.S.C. § 1715, Defendant Kimberly-Clark Corp. (“Defendant” or “Kimberly-Clark”) hereby notifies you of the proposed Settlement of the above-captioned action (the “Action”), currently pending in the United States District Court for the Northern District of Texas (the “Court”).

Eight items must be provided to you in connection with any proposed class action settlement pursuant to 28 U.S.C. § 1715(b). Each of these items is addressed below, and all exhibits are available for download at www.CAFANotice.com under the folder entitled *Armstrong v. Kimberly-Clark Corporation*:

1. 28 U.S.C. § 1715(b)(1) – a copy of the complaint and any materials filed with the complaint and any amended complaints.

The Class Action Complaint, First Amended Complaint, and Consolidated Class Action Complaint are available as **Exhibits A, A1, and A2**.

2. 28 U.S.C. § 1715(b)(2) – notice of any scheduled judicial hearing in the class action.

On September 22, 2023, Plaintiff filed Plaintiffs’ Unopposed Motion for Preliminary Approval and to Direct Notice of Proposed Settlement to the Class and Memorandum in Support Thereof (ECF 117) and the date of the preliminary approval hearing has not yet been set. The Court has not yet scheduled the Final Approval Hearing for this matter. The proposed Preliminary Approval Order is available as **Exhibit B**.

3. 28 U.S.C. § 1715(b)(3) – any proposed or final notification to class members.

Copies of the proposed long-form Notice, short-form Notice and Claim Form will be provided to Settlement Class Members and will be available on the Settlement Website created for the administration of this matter. These are available as

Exhibits C, D, and E, respectively. The Notices describe, among other things, the Claim Form submission process and the Settlement Class Members' rights to object or exclude themselves from the Class.

4. 28 U.S.C. § 1715(b)(4) – any proposed or final class action settlement.

The Settlement Agreement and Release is available as **Exhibit F**.

5. 28 U.S.C. § 1715(b)(5) – any settlement or other agreement contemporaneously made between class counsel and counsel for defendants.

There are no other settlements or other agreements between Class Counsel and Kimberly-Clark's Counsel beyond what is set forth in the Settlement Agreement.

6. 28 U.S.C. § 1715(b)(6) – any final judgment or notice of dismissal.

The Court has not yet entered a Final Approval Order and Judgment or notice of dismissal. Accordingly, no such document is presently available.

7. 28 U.S.C. § 1715(b)(7) – (A) If feasible, the names of class members who reside in each State and the estimated proportionate share of the claims of such members to the entire settlement to that State's appropriate State official; or (B) if the provision of the information under subparagraph (A) is not feasible, a reasonable estimate of the number of class members residing in each State and the estimated proportionate share of the claims of such members to the entire settlement.

The definition of the Class in the proposed Settlement Agreement means:

All persons in the United States and United States territories who purchased recalled lots of Cottonelle Flushable Wipes ("Wipes") between February 7, 2020 and December 31, 2020 for personal use and not for resale, and any persons residing in the same household.

The complete Settlement Class Contact Information list and counts by state is not known.

8. 28 U.S.C. § 1715(b)(8) – any written judicial opinion relating to the materials described in 28 U.S.C. § 1715(b) subparagraphs (3) through (6).

There has been no written judicial opinion. Accordingly, no such document is presently available.

If you have any questions about this notice, the Action, or the materials available for download at www.CAFANotice.com under the folder entitled *Armstrong v. Kimberly-Clark Corporation* please contact the undersigned below.

Respectfully submitted,

Drew Perry
Senior Manager
Drew.Perry@kroll.com

Exhibit B

CAFA NOTICE SERVICE LIST

U.S. Attorney General

Merrick B. Garland
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, D.C. 20530

Alabama Attorney General

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Alaska Attorney General

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American Samoa Attorney General

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Wisconsin Attorney General

Josh Kaul
Wisconsin Department of Justice State
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Madison, WI 53707

Wyoming Attorney General

Bridget Hill
State Capitol Bldg.
109 State Capitol
Cheyenne, WY 82002

Exhibit C

Cottonelle Flushable Wipes Settlement Program
c/o Kroll Settlement Administration LLC
PO Box 225391
New York, NY 10150-5391

ELECTRONIC SERVICE REQUESTED

LEGAL NOTICE

Armstrong et al., v. Kimberly-Clark Corp.,
Case No. 3:20-cv-3150
United States District Court for the Northern
District of Texas

**If you purchased recalled lots of
Cottonelle Flushable Wipes between
February 7, 2020 and December 31, 2020
in the United States or United States
territories, for personal use and not for
resale, you may be eligible for a cash
payment from a Class Action Settlement.**

FIRST-CLASS MAIL
U.S. POSTAGE PAID
CITY, ST
PERMIT NO. XXXX

<<Refnum Barcode>>

Settlement Class Member ID: <<Refnum>>

Postal Service: Please do not mark barcode

<<FirstName>> <<LastName>>

<<Company>>

<<Address1>>

<<Address2>>

<<City>>, <<State>> <<Zip>>-<<zip4>>

<<Country>>

WHAT IS THE LAWSUIT ABOUT?

A Settlement has been reached in a class action lawsuit called Armstrong et al. v. Kimberly-Clark Corporation, Case No. 3:20-CV-3150, pending in the U.S. District Court for the Northern District of Texas. The lawsuit was initiated after Kimberly-Clark Corporation recalled certain lots of Cottonelle Flushable Wipes after detecting bacterium during product testing. The lawsuit seeks refunds for purchasers of those products.

WHO IS INCLUDED?

You are included in the Settlement if you purchased recalled lots of Cottonelle Flushable Wipes for personal use between February 7, 2020 and December 31, 2020 in the U.S. or U.S. territories. This Settlement does not include personal injury claims and does not release those claims.

WHAT DOES THE SETTLEMENT PROVIDE?

If you purchased recalled lots of Cottonelle Flushable Wipes for personal use between February 7, 2020 and December 31, 2020 in the U.S. or U.S. territories, you could get up to a **full refund with Proof of Purchase or up to \$5 total without Proof of Purchase**. Payments will be reduced pro rata if valid claims under this Settlement exceed \$13.5 million (\$4 million was already paid under a separate refund process administered by Kimberly-Clark). You must submit a valid Claim Form by **January 16, 2024**. If you previously received a refund from Kimberly-Clark, you may not be eligible for payment under this Settlement.

WHAT ARE YOUR OPTIONS?

- **Submit a Claim Form.** To be eligible for a cash payment from this Settlement, you must submit a valid Claim Form no later than **January 16, 2024**. You can submit your Claim Form online at www.WipeSettlement.com or download the Claim Form from the Settlement Website and mail it to the Settlement Administrator.
- **Opt Out.** If you do not want to be included in the Settlement, you must submit a written request to the Settlement Administrator by **December 26, 2023**. You will keep your right to sue Defendant about the claims in this case, but you will not receive money. Detailed instructions on how to exclude yourself are found on www.WipeSettlement.com.
- **Object/Comment.** You have the right to object to or comment on the Settlement and still get benefits. If you want to object to or comment on the Settlement, you must submit your objection/comment in writing by **December 26, 2023**. Detailed instructions on how to object or comment are found on www.WipeSettlement.com.
- **Do Nothing.** If you do nothing, you will not receive any benefits from the Settlement. You will be legally bound by decisions of the Court and you give up your right to sue Defendants relating to the claims resolved by this Settlement.

The Court will hold a Final Approval Hearing on **March 6, 2024**, at **9:00 a.m.**, at the United States District Court for the Northern District of Texas, 1100 Commerce Street, Dallas, TX 75242, which may be moved to a different location, time or date. At the hearing, the Court will hear objections, determine if the Settlement is fair, reasonable, and adequate, and consider Settlement Class Counsel's request for fees and expenses and a Service Award for the Class Representatives. You may attend the Final Approval Hearing and ask to be heard by the Court, but you do not have to attend. Attorneys' fees and expense requests will be posted on www.WipeSettlement.com after they are filed with the Court.

THIS IS ONLY A SUMMARY.

For more information about the Settlement and benefits, visit www.WipeSettlement.com, call **1-833-383-6864**, or write to Cottonelle Flushable Wipes Settlement Program, c/o Kroll Settlement Administration LLC, PO Box 225391, New York, NY 10150-5391.

Exhibit D

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Armstrong et al., v. Kimberly-Clark Corp., Case No. 3:20-cv-3150

United States District Court for the Northern District of Texas

The United States District Court for the Northern District of Texas authorized this Notice. You are not being sued. This is not a solicitation from a lawyer.

If you purchased recalled lots of Cottonelle Flushable Wipes between February 7, 2020 and December 31, 2020 in the United States or United States territories, for personal use and not for resale, you may be eligible for a cash payment from a Class Action Settlement.

- A federal judge has given preliminary approval to a Class Action Settlement. Kimberly-Clark Corporation (“Kimberly-Clark” or “Defendant”) has agreed to pay up to \$13.5 million to pay claims arising out of the sale of recalled lots of Cottonelle Flushable Wipes between February 7, 2020 and December 31, 2020 (“Cottonelle Flushable Wipes”).
- **READ THIS NOTICE CAREFULLY BECAUSE IT AFFECTS YOUR RIGHTS.**
- You are included in the Class Action Settlement if you purchased recalled lots of Cottonelle Flushable Wipes for personal use between February 7, 2020 and December 31, 2020 in the U.S. or U.S. territories.
- The proposed Class Action Settlement reimburses Settlement Class Members for money spent on Cottonelle Flushable Wipes between February 7, 2020 and December 31, 2020. This Class Action Settlement does not include personal injury claims and does not release those claims.
- If you previously received a refund from Kimberly-Clark, you may not be eligible for payment under this Class Action Settlement.
- **Settlement Class Members must submit a Claim Form to be eligible for payment.** Settlement Class Members that submit a valid Claim Form by **January 16, 2024** are eligible to receive either:
 - * A payment of up to 100% of the amount spent on eligible Cottonelle Flushable Wipes (if you provide proof of purchase); **or**
 - * A payment of up to \$5.00 per household (if you do not provide proof of purchase).
 - * If the amount payable for valid claims under this Class Action Settlement exceeds \$13.5 million, payments for Settlement Class Members will be reduced *pro rata* so that the total of all payments for valid claims does not exceed \$13.5 million. \$4 million was already paid under a separate refund process administered by Kimberly-Clark.
- The Court still has to decide whether to approve the Class Action Settlement. No payments will be made until after the Court grants final approval of the Class Action Settlement and all appeals, if any, are resolved.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS CLASS ACTION SETTLEMENT		DEADLINE
SUBMIT A CLAIM FORM	<p>To be eligible for a cash payment from this Class Action Settlement, you must submit a Claim Form no later than January 16, 2024.</p> <p>You can submit your Claim Form online at www.WipeSettlement.com or download the Claim Form from the Settlement Website and mail it to the Settlement Administrator.</p> <p>For more information see Questions 7-10.</p>	January 16, 2024
OPT OUT OF THE CLASS ACTION SETTLEMENT	<p>You can choose to opt out of the Class Action Settlement and receive no payment. You will receive no money but you keep the right to sue Defendant separately.</p> <p>For more information see Question 16.</p>	December 26, 2023
OBJECT TO THE CLASS ACTION SETTLEMENT AND/OR ATTEND A HEARING	<p>If you do not opt out of the Class Action Settlement, you may object to it by writing to the Settlement Administrator about why you think the Class Action Settlement should not be approved. If you object, you may still file a claim for payment.</p> <p>For more information see Question 17.</p>	December 26, 2023
DO NOTHING	<p>You are automatically part of the Class Action Settlement (unless you opt out). If you do nothing, you will not get a payment from this Class Action Settlement and you will give up the right to sue, continue to sue, or be part of another lawsuit against the Defendant related to the legal claims resolved by this Class Action Settlement.</p>	

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION PAGE 4

WHO IS IN THE CLASS ACTION SETTLEMENT PAGE 4-5

THE CLASS ACTION SETTLEMENT BENEFITS PAGE 4

HOW TO GET A PAYMENT—MAKING A CLAIM..... PAGE 5

THE LAWYERS REPRESENTING YOU PAGE 6

EXCLUDING YOURSELF FROM THE CLASS ACTION SETTLEMENT PAGE 7

OBJECTING TO THE CLASS ACTION SETTLEMENT..... PAGE 9
THE COURT’S FINAL APPROVAL HEARING PAGE 9
IF I DO NOTHING PAGE 10
GETTING MORE INFORMATION..... PAGE 10

BASIC INFORMATION

1. Why did I get this Notice?

A federal court authorized this Notice because you have a right to know about the proposed Class Action Settlement of this class action lawsuit, and about your options, before the Court decides whether to approve the Class Action Settlement. This Notice explains the lawsuit, the Class Action Settlement, your legal rights, what benefits are available, and how to get them.

2. What is this class action lawsuit about?

In October 2020, Kimberly-Clark Corporation, the manufacturer of toilet paper brand Cottonelle, initiated a recall of certain lots of Cottonelle Flushable Wipe products manufactured between February 7, 2020 and September 14, 2020 after detecting the bacterium *Pluralibacter gergoviae* during product testing. The lawsuit seeks refunds for consumers in the United States and United States territories who purchased these products.

The Honorable Judge Barbara Lynn of the United States District Court for the Northern District of Texas is overseeing this class action. The case is called *Armstrong et al., v. Kimberly-Clark Corporation*, Case No. 3:20-CV-3150 (N.D. Tex.). The people that filed this lawsuit are called the “Plaintiffs” and the company they sued, Kimberly-Clark Corporation, is called the “Defendant.” The most recent version of the lawsuit, which describes the specific legal claims alleged by the Plaintiffs is available at www.WipeSettlement.com.

For information on how to determine if you are a Settlement Class Member, and therefore eligible for benefits under this Class Action Settlement, see Question 5.

3. What is a class action lawsuit?

In a class action, one or more individuals sue on behalf of other people with similar claims. These individuals are known as “class representatives.” Together, the people included in the class action are called a “class” or “class members.” One court resolves the lawsuit for all class members, except for those who opt out from a Class Action Settlement. In this Class Action Settlement, the Settlement Class Representatives are listed in the Complaint, which can be found at www.WipeSettlement.com.

4. Why is there a Class Action Settlement?

The Court did not decide in favor of Plaintiffs or Defendant. Instead, Plaintiffs and Defendant agreed to a Class Action Settlement after a lengthy negotiation process overseen by a neutral mediator. Class Action Settlements avoid the costs and risks of a trial, while more quickly providing benefits to Settlement Class Members. The Settlement Class Representatives and the attorneys for the Settlement Class (“Class Counsel,” see Question 13), think the Class Action Settlement is in the best interest of all Settlement Class Members.

5. Who is in the Class Action Settlement?

A copy of this Notice was sent via electronic and/or direct mail to all purchasers who may have purchased products whose mailing and/or electronic email addresses could be located. You are a part of this Class Action Settlement as a Settlement Class Member if you fit the following description:

All persons in the United States and United States territories who purchased recalled lots of Cottonelle Flushable Wipes between February 7, 2020 and December 31, 2020, for personal use and not for resale, and any persons residing in the same household.

If you are not sure whether you are included in the Settlement Class, you can ask for free help by emailing the Settlement Administrator at info@WipeSettlement.com or calling the Settlement Administrator at 1-833-383-6864. You may also view the Settlement Agreement at www.WipeSettlement.com.

6. Are there exceptions to being included?

Yes. The Settlement Class does not include: (1) the Court and its officers and employees; (2) Kimberly-Clark, its subsidiaries, parent companies, successors, predecessors, and any entity in which Kimberly-Clark or its parents have a controlling interest and their current or former officers, directors, and employees; (3) Settlement Class Members who submit a valid request for exclusion on or before the Opt-Out Deadline (see Question 16).

THE CLASS ACTION SETTLEMENT BENEFITS

7. What does the Class Action Settlement provide?

If the Class Action Settlement is approved by the Court, Defendant will pay a minimum of six million dollars (\$6,000,000.00) and a maximum of thirteen million five hundred thousand dollars (\$13,500,000.00) to pay valid claims submitted by Settlement Class Members. Four million dollars (\$4,000,000.00) was already paid under a separate refund process administered by Kimberly-Clark.

Defendant will also pay notice and administration expenses, attorney fees, costs and expenses, and service awards for the Settlement Class Representatives. These payments will have no impact on the Class Action Settlement benefits available to the Settlement Class, but if valid claims are less than \$6,000,000, Defendant will receive a credit towards its other obligations under the Class Action Settlement, including costs of notice, settlement administration, and attorneys' fees and expenses.

8. How much will my payment be?

The amount of payment will depend on whether you submit a Claim Form with proof of purchase, or without proof of purchase. **You must submit a Claim Form to be eligible for payment.**

If you submit a Claim Form with proof of purchase, you are eligible for reimbursement up to 100% of the amount for which you provide proof of purchase.

If you submit a Claim Form without proof of purchase, you are eligible for reimbursement of up to five dollars (\$5.00) per household.

If the amount payable for valid new claims submitted under this Class Action Settlement agreement exceeds \$13.5 million, payments for Settlement Class Members will be reduced *pro rata* so that the total of all payments for valid claims does not exceed \$13.5 million. \$4 million was already paid under a separate refund process administered by Kimberly-Clark.

See **Question 10** for details on how to submit a valid Claim Form. The Settlement Administrator will decide if your claim is valid. Only timely and valid claims will be paid.

9. What claims am I releasing if I stay in the Class Action Settlement Class?

Unless you opt out of the Class Action Settlement, you are staying in the Settlement Class, and that means you cannot sue, continue to sue, or be part of any other lawsuit against the Defendant about any of the legal claims this Class Action Settlement resolves. It also means that the Court's orders relating to this Class Action Settlement will apply to you and legally bind you. You will be bound by the "Released Claims" section in the Settlement Agreement, which describes the legal claims that you give up if you remain in the Settlement Class. "Released Claims" do not include personal injury claims related to the purchase or use of Cottonelle Flushable Wipes. To review the Settlement Agreement, visit **www.WipeSettlement.com**.

HOW TO GET A PAYMENT—MAKING A CLAIM

10. How do I submit a claim and get a cash payment?

You must submit a Claim Form to be eligible for payment. You may submit a Claim Form online at **www.WipeSettlement.com** or print out the Claim Form from the website and mail it to the Settlement Administrator at: **Cottonelle Flushable Wipes Settlement Program, c/o Kroll Settlement Administration, PO Box 225391, New York, NY 10150-5391.**

You may only submit one Claim Form per household. "Household" means all individuals who resided at one physical address at any time between February 7, 2020 and the present. Thus, you must choose between submitting a Claim Form with proof of purchase or submitting a Claim Form without proof of purchase—you may not choose both.

If you submit a Claim Form with proof of purchase, you are eligible for reimbursement up to 100% of the amount for which you provide proof of purchase. If you submit a Claim Form with proof of purchase, you may include multiple purchases in the Claim Form, so long as you provide proof for each purchase.

If you submit a Claim Form without proof of purchase, you are eligible for reimbursement of up to five dollars (\$5.00) per household.

When you submit your Claim Form, you will be required to sign an attestation that you, or a person residing in your household, purchased eligible recalled lots of Cottonelle Flushable Wipes. You are presumed to be a purchaser of recalled lot(s) if you: (1) received a notice from a retailer identifying you as a potential purchaser of recalled lots; (2) verified with Kimberly-Clark that you purchased recalled lot(s); or (3) learned of the recall and discarded Wipes with a good faith belief that you purchased recalled lot(s). You must also attest you have not already been reimbursed by Kimberly-Clark for the purchase of the same Cottonelle Flushable Wipes for which you are submitting a claim.

If you were issued a refund card under Defendant's recall and refund program (announced in October 2020), and then activated that refund card, then you and your household are not eligible for payment under the

Class Action Settlement, **unless** you provide proof that you purchased eligible Cottonelle Flushable Wipes for which you did not receive compensation through the Recall and Refund Program.

All Claim Forms must be completed, signed, and submitted online or postmarked on or before **January 16, 2024**. The Settlement Administrator will decide if your claim is valid. Only timely and valid claims will be paid.

11. What is the deadline for submitting a claim?

If you submit a Claim Form online, you must do so by **11:59 p.m. CT on January 16, 2024**.

If you submit a Claim Form by U.S. mail, the completed and signed Claim Form must be postmarked by **January 16, 2024**.

12. When will I get my payment?

Settlement Payments will be distributed as soon as possible if the Court grants final approval of the Class Action Settlement and after any appeals are resolved.

The Court will hold a hearing on **March 6, 2024**, referred to as a “Final Approval Hearing.” See Question 19. After the hearing, the Court will decide whether to approve the Class Action Settlement. If the Court approves the Class Action Settlement, there may be appeals. It is always uncertain whether appeals will be filed and how long it will take to resolve them.

THE LAWYERS REPRESENTING YOU

13. Do I have a lawyer in the case?

Yes. The Court has appointed the following attorneys to represent the Settlement Class as Class Counsel:

J. Austin Moore STUEVE SIEGEL HANSON LLP 460 Nichols Road, Suite 200 Kansas City, Missouri 64112	Joshua L. Hedrick SPENCER FANE LLP 2200 Ross Ave., Suite 4800 West Dallas, Texas 75201
Michael R. Reese REESE LLP 100 West 93rd Street, 16th Floor New York, New York 10025	Jordan S. Palatiello LEWIS JOHS AVALLONE AVILES, LLP One Ca Plaza, Suite 225 Islandia, New York 11749

You will not be charged for their services.

If you have questions about making a claim, please contact the Settlement Administrator. See Question 22.

14. Should I get my own lawyer?

You do not need to hire your own lawyer because Class Counsel works for you. If you want to be represented by your own lawyer, you may hire one at your own expense.

15. How will the lawyers be paid?

Class Counsel has undertaken this case on a contingency-fee basis. This means Class Counsel has paid for all of the expenses in the case and have not been paid any money in relation to their work on this case.

Class Counsel will ask the Court to award them three million six hundred fifty thousand dollars (\$3,650,000.00) for attorneys' fees and reimbursement for costs and expenses, to be paid separately by the Defendant. The Court will decide the amount of attorneys' fees and costs and expenses to be paid. You will not have to separately pay any portion of these fees yourself. Class Counsel's request for attorneys' fees, costs and expenses (which must be approved by the Court) will be filed on or before **December 5, 2023** and will be available to view on the Settlement Website at www.WipeSettlement.com. Any amount approved by the Court will have no impact on the Class Action Settlement benefits available to the Settlement Class.

Class Counsel will also ask the Court to approve a service award of two thousand five hundred dollars (\$2,500.00) for each of the Settlement Class Representatives. This amount will have to be approved by the Court. Payments of service awards will count towards Kimberly-Clark's obligation to pay a minimum of \$6 million unless valid claims exceed \$13.5 million.

EXCLUDING YOURSELF FROM THE CLASS ACTION SETTLEMENT

16. How do I opt out of the Class Action Settlement?

If you do not want to receive any benefits from the Class Action Settlement, and you want to keep your right, if any, to separately sue the Defendant about the legal issues in this case, you must take steps to exclude yourself from the Settlement Class. This is called "opting out" of the Settlement Class. The deadline for requesting exclusion from the Class Action Settlement is **December 26, 2023**.

To exclude yourself from the Class Action Settlement, you must submit a letter requesting exclusion to the Settlement Administrator. **You must sign the letter personally.** The signature of your attorney representing you in this matter will **not** be accepted by the Court. Each Settlement Class Member must sign his or her own request for exclusion.

The letter must contain the following information:

- (1) The name of this lawsuit: *Armstrong, et al., v. Kimberly-Clark Corp.*, No. 3:20-cv-3150 (N.D. Tex.);
- (2) Your full name and current address;
- (3) Your personal signature; and
- (4) The words "Request for Exclusion," or a statement clearly indicating your intent to be excluded from the Class Action Settlement, at the top of the letter.

Your letter **must** be postmarked no later than December 26, 2023. Send the letter to:

Kroll Settlement Administration LLC
Attn: Request for Exclusion
Cottonelle Flushable Wipes Settlement Program
c/o Kroll Settlement Administration
PO Box 225391

If you do not submit a request for exclusion by December 26, 2023, you will lose the opportunity to exclude yourself from the Class Action Settlement, and you will be bound by the Class Action Settlement.

If you exclude yourself, you are stating to the Court that you do not want to be part of the Class Action Settlement. You will not be eligible to receive a payment if you exclude yourself.

OBJECTING TO THE CLASS ACTION SETTLEMENT

17. How do I tell the Court if I like or do not like the Class Action Settlement?

If you are a Settlement Class Member, you can object to the Class Action Settlement if you don't like any part of it, including the requests being made by Class Counsel for attorneys' fees, costs and expenses or the service awards being sought for Class Representatives. You can give reasons why you think the Court should not approve the Class Action Settlement or what you do not like about the Class Action Settlement. The Court will consider your views.

You can't ask the Court to order a different settlement; the Court can only approve or reject the Class Action Settlement. If the Court denies approval, no Settlement Payments will be sent out, and the lawsuit will continue. If that is what you want to happen, you should object.

To object, you must submit a written objection to the Settlement Administrator, postmarked no later than **December 26, 2023**.

Your objection must include:

- (i) the name of this lawsuit: *Armstrong, et al., v. Kimberly-Clark Corp.*, No. 3:20-cv-3150 (N.D. Tex.);
- (ii) Your full name, current mailing address, and telephone number;
- (iii) A statement of the specific grounds for the objection, as well as any documents supporting the objection;
- (iv) A statement as to whether the objection applies only to the objector, to a specific subset of the Settlement Class, or to the entire class;
- (v) The identity of any attorneys representing you with respect to your objection;
- (vi) A statement regarding whether you intend to appear at the Final Approval Hearing; and
- (vii) You or your attorney's signature.

The Court will hold the Final Approval Hearing on **March 6, 2024**, at **9:00 a.m.**, at the United States District Court for the Northern District of Texas, 1100 Commerce Street, Dallas, TX 75242. See Question 19. The date or time of the Final Approval Hearing may change. Please check the Settlement Website, **www.WipeSettlement.com**, for any updates, and to find out whether the Final Approval Hearing will be held in person or by video conference.

If you do not file a timely objection consistent with these instructions, you waive the right to object or to be heard at the Final Approval Hearing and will be forever barred from making any objection to the Class Action Settlement.

18. What is the difference between objecting and excluding?

Objecting is telling the Court that you do not like something about the Class Action Settlement. You can object to the Class Action Settlement only if you do not exclude yourself from the Class Action Settlement. Excluding yourself from the Class Action Settlement is opting out and stating to the Court that you do not want to be part of the Class Action Settlement. If you opt out of the Class Action Settlement, you cannot object to it because the Class Action Settlement no longer affects you.

THE COURT'S FINAL APPROVAL HEARING

19. When is the Court's Final Approval Hearing?

The Court has scheduled a Final Approval Hearing at **9:00 a.m.** on **March 6, 2024** at the United States District Court for the Northern District of Texas, 1100 Commerce Street, Dallas, TX 75242.

At the Final Approval Hearing, the Court will consider whether the Class Action Settlement is fair, reasonable, and adequate. The Court will also consider whether to approve Class Counsel's request for an award of attorneys' fees, costs and expenses, as well as the Settlement Class Representatives' service awards. If there are objections, the Court will consider them. Judge Lynn will listen to people who have asked to speak at the hearing (see **Question 17** above). After the hearing, the Court will decide whether to approve the Class Action Settlement.

The briefs and declarations in support of the Final Approval of the Class Action Settlement and the requests described above will be posted on the Settlement Website, **www.WipeSettlement.com**.

The date or time of the Final Approval Hearing may change. Please check the Settlement Website, **www.Wipesettlement.com**, for any updates, and to find out whether the Final Approval Hearing will be held in person or by video conference.

20. Do I have to come to the Final Approval Hearing?

No. Class Counsel will answer any questions the Court may have. You may attend at your own expense if you wish. If you file an objection, you do not have to come to the Final Approval Hearing to talk about it. If you file your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but such attendance is not necessary for the Court to consider an objection that was filed on time.

IF I DO NOTHING

21. What happens if I do nothing at all?

If you are a Settlement Class Member and you do nothing, you will give up the rights explained in **Question 9**, including your right to start a lawsuit, continue a lawsuit, or be part of any other lawsuit against the Defendant and the Released Parties about the legal issues resolved by this Class Action Settlement. In addition, you will not receive a payment from this Class Action Settlement.

GETTING MORE INFORMATION

22. How do I get more information?

This Notice summarizes the proposed Class Action Settlement. Complete details are provided in the Settlement Agreement. The Settlement Agreement and other related documents are available at the Settlement Website, **www.WipeSettlement.com**.

If you have additional questions, you may contact the Settlement Administrator by email, phone, or mail:

info@WipeSettlement.com

1-833-383-6864

**Cottonelle Flushable Wipes Settlement Program
c/o Kroll Settlement Administration
PO Box 225391
New York, NY 10150-5391**

Publicly filed documents can also be obtained by visiting the office of the Clerk of the United States District Court for the Northern District of Texas or reviewing the Court's online docket.

Please do not contact the Court, its Clerks, or Kimberly-Clark.

Exhibit E



723580000000

CLAIM FORM

Armstrong et al., v. Kimberly-Clark Corp., Case No. 3:20-cv-3150
United States District Court for the Northern District of Texas

STEP 1: READ THESE INSTRUCTIONS

- There are two ways to submit this Claim Form to the Settlement Administrator: (1) online at **www.WipeSettlement.com** or (2) by U.S. Mail to the following address: Cottonelle Flushable Wipes Settlement Program, c/o Kroll Settlement Administration, PO Box 225391, New York, NY 10150-5391.
- **DEADLINE:** If submitting a Claim Form online, you must do so by **January 16, 2024**. If you submit a claim by U.S. Mail, the completed and signed Claim Form must be postmarked by **January 16, 2024**.
- You must complete the entire Claim Form. Please type or write your responses legibly.
- You may only submit one Claim Form per household.¹
- Under **STEP 2** below, you must choose between submitting a Claim Form with proof of purchase (**OPTION 1**) or submitting a Claim Form without proof of purchase (**OPTION 2**). You may not choose both.
 - If you submit a Claim Form with proof of purchase (**OPTION 1**):
 - You must provide proof of purchase. You may include multiple purchases in the Claim Form, so long as you provide proof for each purchase. The proof of purchase must reflect the purchase of Cottonelle Flushable Wipes between February 7, 2020, and December 31, 2020.
 - You are eligible for reimbursement up to 100% of the amount for which you provide proof of purchase.
 - If you submit a Claim Form without proof of purchase (**OPTION 2**):
 - You are eligible for reimbursement of up to five dollars (\$5.00) per household.
- Under **STEP 3**, you must sign an attestation that you, or a person residing in your household, actually purchased eligible Cottonelle Flushable Wipes. You must complete **STEP 3** regardless of which option you chose in **STEP 2**.
- Submission of the Claim Form does not guarantee payment. If you previously received a refund from Kimberly-Clark, you may not be eligible for payment under this Class Action Settlement. Your Claim Form must be approved by the Settlement Administrator. If the amount payable for valid claims exceeds \$13.5 million, payments for Settlement Class Members will be reduced *pro rata* so that the total of all payments for valid claims does not exceed \$13.5 million.
- If you have any questions, please contact the Settlement Administrator by email at **info@WipeSettlement.com**, by telephone at **1-833-383-6864**, or by U.S. mail at the above address.

¹ "Household" means all individuals who resided at one physical address at any time between February 7, 2020 and the present.



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STEP 2: FILL OUT YOUR CLAIM

OPTION 1: I AM SUBMITTING A CLAIM WITH PROOF OF PURCHASE. I paid \$ _____ for recalled lots of Cottonelle Flushable Wipes for personal use and not for resale between February 7, 2020 and December 31, 2020 in the United States or United States territories. *You **must** attach proof of purchase to this Claim Form (examples include: receipt(s), record(s) of online purchase history, etc.). You may include multiple purchases, so long as you provide proof for each purchase. Your proof(s) of purchase must reflect a date of purchase between February 7, 2020 and December 31, 2020.*

Retailer	Purchase Amount	Purchase Date

OPTION 2: I AM SUBMITTING A CLAIM WITHOUT PROOF OF PURCHASE. I purchased recalled lots of Cottonelle Flushable Wipes for personal use and not for resale between February 7, 2020 and December 31, 2020 in the United States or United States territories.

STEP 3: SIGN A STATEMENT ATTESTING TO YOUR PURCHASE(S)

I declare under **penalty of perjury** that all the information provided in this Claim Form is, to the best of my knowledge, information and belief accurate and correct and that I, or a person residing in my household, purchased recalled lots of **Cottonelle Flushable Wipes** for personal use and not for resale between February 7, 2020 and December 31, 2020 in the United States or United States territories. I understand that I am presumed to be a purchaser of recalled lot(s) if I: (1) received a notice from a retailer identifying me as a potential purchaser of recalled lots; (2) verified with Kimberly-Clark that I purchased recalled lot(s); or (3) learned of the recall and discarded Wipes with a good faith belief that I purchased recalled lot(s). I also declare that I have not already been reimbursed by Kimberly-Clark for the purchase of the same Cottonelle Flushable Wipes for which I am presently submitting a claim.

Signature

____/____/_____
Date

Printed Name



723580000000

Address

City

State

Zip Code

Telephone Number

@

Email Address

STEP 4: SUBMIT THIS CLAIM FORM BY JANUARY 16, 2024

You must submit this Claim Form by January 16, 2024 to be eligible for payment.

You may submit this Claim Form (1) electronically at www.WipeSettlement.com, or (2) by U.S. Mail to following address:

Cottonelle Flushable Wipes Settlement Program

Kroll Settlement Administration LLC

PO Box 225391

New York, NY 10150-5391

info@WipeSettlement.com

1-833-383-6864

PLEASE DO NOT CONTACT THE COURT IF YOU HAVE QUESTIONS.



Exhibit F

Robinson, Michelle

From: Kroll Settlement Administration LLC <kimberlyclarksettlement@e.emailksa.com>
Sent: Tuesday, November 7, 2023 11:35 AM
To: Robinson, Michelle
Subject: [EXTERNAL] [iPost TEST 2] Cottonelle Flushable Wipes Settlement Program

Class Member ID: 72358MICHELLER

LEGAL NOTICE

Armstrong et al., v. Kimberly-Clark Corp., Case No. 3:20-cv-3150

United States District Court for the Northern District of Texas

If you purchased recalled lots of Cottonelle Flushable Wipes between February 7, 2020 and December 31, 2020 in the United States or United States territories, for personal use and not for resale, you may be eligible for a cash payment from a Class Action Settlement.

[SUBMIT YOUR CLAIM HERE](#)

WHAT IS THE LAWSUIT ABOUT?

A Settlement has been reached in a class action lawsuit called *Armstrong et al. v. Kimberly-Clark Corporation*, Case No. 3:20-CV-3150, pending in the U.S. District Court for the Northern District of Texas. The lawsuit was initiated after Kimberly-Clark Corporation recalled certain lots of Cottonelle Flushable Wipes after detecting bacterium during product testing. The lawsuit seeks refunds for purchasers of those products.

WHO IS INCLUDED?

You are included in the Settlement if you purchased recalled lots Cottonelle Flushable Wipes for personal use between February 7, 2020 and December 31, 2020 in the U.S. or U.S. territories. This Settlement does not include personal injury claims and does not release those claims.

WHAT DOES THE SETTLEMENT PROVIDE?

If you purchased recalled lots of Cottonelle Flushable Wipes for personal use between February 7, 2020 and December 31, 2020 in the U.S. or U.S. territories, you could get up to a **full refund with Proof of Purchase or up to \$5 total without Proof of Purchase**. Payments will be reduced *pro rata* if valid claims under this Settlement exceed \$13.5 million (\$4 million was already paid under a separate refund process administered by Kimberly-Clark). You must submit a valid Claim Form by **January 16, 2024**. If you previously received a refund from Kimberly-Clark, you may not be eligible for payment under this Settlement.

You can find more details on how to submit a claim by visiting www.WipeSettlement.com or calling **1-833-383-6864**.

WHAT ARE YOUR OPTIONS?

Submit a Claim Form. To be eligible for a cash payment from this Settlement, you **must** submit a valid Claim Form no later than **January 16, 2024**. You can submit your Claim Form [online](#) or download the Claim Form from the [Settlement Website](#) and mail it to the Settlement Administrator.

- **Opt Out.** If you do not want to be included in the Settlement, you must submit a written request to the Settlement Administrator by **December 26, 2023**. You will keep your right to sue Defendant about the claims in this case, but you will not receive money. Detailed instructions on how to exclude yourself are found on www.WipeSettlement.com.
- **Object/Comment.** You have the right to object to or comment on the Settlement and still get benefits. If you want to object to or tell the Court what you think about the Settlement, you must submit your objection/comment in writing by **December 26, 2023**. Detailed instructions on how to object or comment are found on www.WipeSettlement.com.
- **Do Nothing.** If you do nothing, you will not receive any benefits from the Settlement. You will be legally bound by decisions of the Court and you give up your right to sue Defendant relating to the claims resolved by this Settlement.

The Court will hold a Final Approval Hearing on **March 6, 2024**, at **9:00 a.m.**, at the United States District Court for the Northern District of Texas, 1100 Commerce Street, Dallas, TX 75242, which may be moved to a different location, time or date. At the hearing, the Court will hear objections, determine if the Settlement is fair, reasonable, and adequate, and consider Settlement Class Counsel's request for fees and expenses and a Service Award for the Class Representatives. You may attend the Final Approval Hearing and ask to be heard by the Court, but you do not have to attend. Attorneys' fees and expense requests will be posted on www.WipeSettlement.com after they are filed with the Court.

THIS IS ONLY A SUMMARY.

For more information about the Settlement and benefits, visit www.WipeSettlement.com, call **1-833-383-6864**, or write to Cottonelle Flushable Wipes Settlement Program, c/o Kroll Settlement Administration LLC, PO Box 225391, New York, NY 10150-5391.

If michelle.robinson@kroll.com should not be subscribed or if you need to change your subscription information for Kimberly-Clark Settlement, [please use this preferences page](#).

2000 Market Street Suite 2700 Philadelphia, PA 19103

Exhibit G

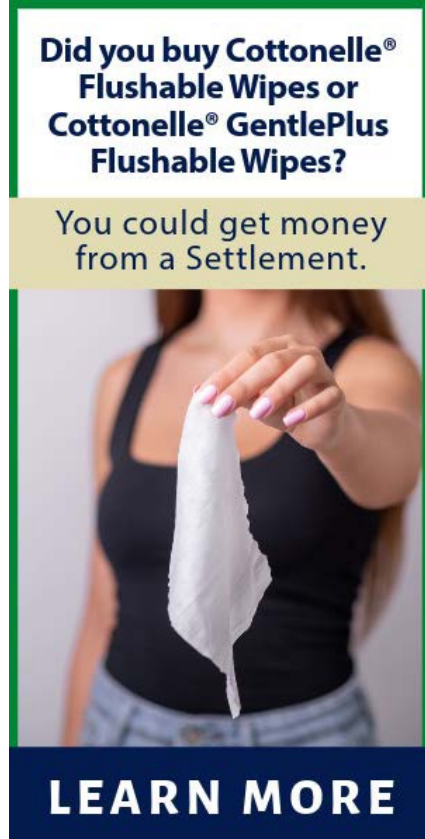
Banner Ads



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Exhibit H

Exclusion List		
Count	First Initial	Last Name
1	K	BAILEY
2	M	CHRISTOPOULOS
3	K	CLINSCALES
4	J	COLEMAN
5	K	COUNTISS
6	B	DENISE
7	P	DIGIOVANNI
8	A	FESTA
9	S	HARDY
10	D	JUDA
11	J	KERR
12	G	KIRTON
13	C	LLEWELLYN
14	H	MACNIAK
15	A	ONCKEN
16	J	PETERSON
17	P	SCHROEDER
18	R	SCHWARTZ
19	M	SHANIKA
20	C	SIMPSON
21	G	TAKANO
22	W	TERRANCE
23	N	TORANO
24	M	WILJA