

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION**

IN RE: MI WINDOWS AND)
DOORS INC. PRODUCTS)
LIABILITY LITIGATION)
_____)

MDL No. 2333
No. 2:12-mn-00001-DCN

PLAINTIFFS' NOTICE OF FILING

I, Justin Lucey, Esquire, hereby provide notice of filing the following on February 26, 2015 (Docket No. 226): Additional Attachments (CAFA Letter) to Main Document [215] First Motion for Settlement (Preliminary Approval) and Notice Plan.

Respectfully submitted,

/s/ Justin Lucey

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CERTIFICATE OF SERVICE

I hereby certify that this document, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent via U.S. first class mail to those indicated as non-registered participants, this 26th day of February 2015.

/s/ Justin Lucey

NOTICE ADMINISTRATOR FOR UNITED STATES DISTRICT COURT

HILSOFT NOTIFICATIONS
10300 SW Allen Blvd
Beaverton, OR 97005
P 503-350-5800
DL-CAFA@epiqsystems.com

February 5, 2015

VIA UNITED PARCEL SERVICE OR CERTIFIED MAIL

Class Action Fairness Act – Notice to Federal and State Officials

Dear Sir or Madam:

As required by the “Class Action Fairness Act,” (“CAFA”), 28 U.S.C. §1715, please find enclosed information from MI Windows and Doors, LLC (“Defendant”) relating to the proposed settlement of a class action lawsuit.

- **Case:** In Re: MI Windows and Doors, Inc. Products Liability Litigation, C.A. No. 2:12-mn-00001-DCN.
- **Court:** United States District Court, District of South Carolina, Charleston Division.
- **Defendant:** MI Windows and Doors, LLC, f/k/a MI Windows and Doors, Inc.
- **Judicial Hearing Scheduled:** The Court has scheduled a Hearing for Preliminary Approval of the Settlement Agreement on Wednesday, February 25, 2015, at 10:00 a.m. in the Charleston Courtroom #2, U.S. Court House, 83 Meeting St., Charleston, South Carolina. The Court has not yet scheduled a Hearing for Final Approval of the Settlement Agreement. Once the Court sets the time, date, and place for the Hearing for Final Approval of the Settlement Agreement, this information will be available via PACER. At the time of any hearing, these matters may be continued without further notice.
- **Documents Enclosed:** Copies of the following documents are contained on the enclosed CD in Adobe Acrobat PDF format:
 - Class Action Complaints, Amended Complaints, and Proposed Amended Complaints (any materials filed with the foregoing documents can be obtained electronically on the Case Management/Electronic Case Files (CM/ECF) system for the United States District Court for the District of South Carolina).
 - Dismissals of *Walsh v. MI Windows and Doors, Inc.*, Case No. 12-02238 (D.S.C) and Plaintiffs Jerry C & Kristie E. Thorne from *DeBlaker v. MI Windows and Doors, Inc.*, Case No. 12-01258 (D.S.C.).
 - Motion for Preliminary Approval of Class Action Settlement and Notice Plan with exhibits including Class Action Settlement Agreement, Proposed Forms of

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Notice of Settlement (and right to request exclusion from the class action), and Memorandum of Law in Support of Motion for Preliminary Approval.

- Court Notice of Hearing for Preliminary Approval of the Settlement Agreement.
- **Geographic Location of Class Members:** CAFA requires a settling defendant to provide 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, if feasible, or if that is not feasible, to provide 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. *See* 28 U.S.C. §1715(b)(7)(A) and (B). Because Defendant does not generally sell its products directly to class members, it is not feasible to provide the names of all actual class members who reside in each State or Territory or the estimated proportionate share of the claims of such class members to the entire settlement as specified in U.S.C. §1715(b)(7)(A). However, a reasonable estimate of the number of class members residing in each State and the estimated proportionate share of the claims of such class members to the entire settlement, based on available information concerning Defendant's sales to distributors located in those States, is contained on the enclosed CD as specified in U.S.C. §1715(b)(7)(B).

At this time, no final judgment has been entered. In accordance with CAFA, this notice has been provided within 10 days of the proposed settlement being submitted to the District Court for preliminary approval. We understand that final approval of the proposed settlement may not be issued earlier than 90 days after the later of the dates on which the appropriate state and federal officials are served with this notice.

Please do not hesitate to contact the Notice Administrator if you have any questions about this notice, the enclosed materials, the proposed settlement, or the underlying class action.

Very truly yours,

Notice Administrator for United States District Court

Enclosures